



REPORT

ON THE

ADMINISTRATION OF THE WORKMEN'S
COMPENSATION ACT (VIII OF 1923) IN
THE CENTRAL PROVINCES AND BERAR
DURING THE CALENDAR YEAR 1936

NAGPUR
GOVERNMENT PRINTING, C. P. & BERAR
1937

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V. N. Saraswat.</p> |
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No. 1359-1527-VII

GOVERNMENT OF THE CENTRAL PROVINCES
AND BERAR
COMMERCE AND INDUSTRY DEPARTMENT

FROM

C. D. DESHMUKH, ESQ., C.I.E., I.C.S.,
SECRETARY TO GOVERNMENT,
Central Provinces and Berar.

TO

THE SECY. TO GOVT. OF INDIA.
DEPARTMENT OF INDUSTRIES AND LABOUR.

*Simla.**Nagpur, the 21st June 1937.*

SUBJECT.—*Report on the Administration of the Workmen's Compensation Act in the Central Provinces and Berar for the year 1936.*

SIR,

With reference to Mr. Clow's letter No. L.-1189, dated the 31st July 1924, I am directed by the Governor of the Central Provinces and Berar to forward a brief report on the Administration of the Workmen's Compensation Act, 1923, in the Central Provinces and Berar during the year 1936, together with the prescribed returns A, B and C.

2. During the year under report 21 fatal, 54 serious and 12 minor accidents were reported to Government under the Indian Mines Act of 1923, while in the factories coming under the purview of the Factories Act, 1934, there occurred 4 fatal, 23 serious and 507 minor accidents.

I have the honour to be

SIR,

Your most obedient servant

C. D. DESHMUKH,

*Secy. to Govt., C. P. & Berar,
Commerce and Industry Department.*

REPORT ON THE ADMINISTRATION OF THE
WORKMEN'S COMPENSATION ACT (VIII
OF 1923) IN THE CENTRAL PROVINCES
AND BERAR DURING THE
CALENDAR YEAR 1936

[NOTE.—The figures in brackets denote the corresponding numbers
in the previous year]

The number of Commissioners continued to be 13 during the year under report.

2. Award of compensation (under section 10).— Return A.

The year opened with 25 pending applications, 15 of which related to fatal accidents, 9 to permanent disablement and 1 to temporary disablement. During the year 25 applications were filed of which 13 related to fatal accidents, 11 to permanent disablement and 1 to temporary disablement. One was received by transfer. Four were dismissed for non-appearance, 3 were summarily dismissed, 5 were admitted by the opposite party, 17 were allowed in full or in part after contest and 14 dismissed after contest. One was disposed of by transfer. Seven applications were pending at the close of the year.

3. Commutation (under section 7), review (under section 6) and recovery of compensation (under section 31).— One application for recovery of compensation under section 31 was filed and disposed of during the year.

4. Proceedings other than award of compensation and deposits (under section 8).—No applications were filed during the year.

5. Deposits (under section 8).—Six proceedings were pending from the previous year and 30 were filed during the year under report and 2 were received from other Commissioners. Twenty-four were disposed of and 14 remained pending. Two applications for deposit under section 8 (2) were filed and disposed of during the year.

6. Court-fees.—The amount of court-fees realized increased to Rs. 148-12-0 [Rs. 116-8-0].

7. Ten memoranda of agreement were pending at Return B.
the beginning of the year, 9 relating to permanent disablement and 1 to temporary disablement. Fifty-nine memoranda were filed during the year, 50 in respect of permanent disablement and 9 of temporary disablement. Fifty-five were registered as filed, 1 was register-

ed after modification, 1 was not registered on account of inadequacy and 12 remained pending at the close of the year. The amount of compensation involved in the 55 [50] agreements registered was Rs. 8,950 [Rs. 6,957].

Return C.

8. During the year under report compensation was awarded in 42 cases of which 33 (27 men and 6 women) related to fatal accidents and 9 (7 men and 2 women) to permanent disablement.

9. Appeals and references.—Two appeals were filed in the High Court of Judicature at Nagpur during the year under section 30 and these remained pending at the end of the year. There were no references under section 27 of the Act but the one reference which was pending from the previous year was disposed of during the year.

10. Compensation deposited.—The opening balance was Rs. 5,531 and the amount of compensation deposited during the year was Rs. 36,079 including Rs. 18,440 from railways. In addition, Rs. 1,325 was received from other Commissioners. Rs. 20,097 was paid to dependants and Rs. 5,864 to workmen, Rs. 1,336 remitted to other Commissioners and Rs. 2,391 refunded to the depositors, leaving a balance of Rs. 13,247 at the end of the year.

11. The amounts allotted to women and persons under a legal disability were invested as follows :—

Rs. 4,340 in the Post Office Savings Bank.

Rs. 4,369 in a Co-operative Bank.

12. Employers' return (under section 16).—A summary of the annual returns furnished by the employers is annexed. These returns are not received punctually from the owners of factories and mines and are still incomplete. In East Berar and Hoshangabad action was taken against defaulters under section 18-A, Workmen's Compensation Act. Seven returns were received from the Insurance Companies on behalf of their clients.

13. The working of the Act is, on the whole, satisfactory.

K. R. BORWANKAR,

Deputy Registrar,

High Court of Judicature at Nagpur.

NAGPUR :

The 1st June 1937.

STATEMENTS

RETURN A—WORKMEN'S COMPEN
*Proceedings before the Commissioner for Workmen's
and Berar for the year ending*

Return of cases filed—

1. Applications for the registration of agreements should not be
2. A separate case should be entered for proceedings under section 8

Cases of	Pend- ing at commen- cement	Filed	Received for disposal from other Com- mis- sioners	Trans- ferred to other Com- mis- sioners for disposal	Cases disposed of without notice to the other party				Total
					With- drawn	Dis- missed for non- appear- ance	Sum- marily dismiss- ed under Rule 21	Dis- missed under Rule 22	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
<i>Award of compensa- tion (under section 10).</i>									
Fatal accidents ..	15	13	1	1	..	3	3	..	6
Permanent disable- ment.	9	11	..	..	..	1	..	..	1
Temporary disable- ment.	1	1	..	..	..	..	..	..	..
Total ..	25	25	1	1	..	4	3	..	7
Commutation (under section 7).	..	..	..	..	..	..	..	..	..
Review (under sec- tion 6).	..	..	..	..	..	..	..	..	..
Recovery of compen- sation (under sec- tion 31).	..	1	..	..	..	..	..	..	..
Proceedings other than those men- tioned above and not included below under "Deposits under section 8".	..	..	..	..	..	..	..	..	..
Total ..	..	1	..	..	..	..	..	..	..
					Disbursed to dependants or workmen, as the case may be				
<i>Deposits under section 8.</i>									
(i) Fatal accidents [sub-section (1)].	5	28	2	1			18		
(ii) Disablements of women and per- sons under legal disability [sub- section (1)].	1	2	..	..			3		
(iii) Others [sub-sec- tion (2)].	..	2	..	1			..		
Total ..	6	32	2	2			21		

SATION ACT (VIII OF 1923)

Compensation for Central Provinces
the 31st December 1936.

entered in this statement.

or section 10 in respect of each person killed or injured, as the case may be.

Cases disposed of after notice to the other party							Total disposed of	Pending at conclusion	Court-fees paid
Not contested			Contested						
Admitted by opposite party	Allowed <i>ex parte</i>	Total	Allowed	Allowed in part	Dismissed	Total	(18)	(19)	Rs. a. p.
(11)	(12)	(13)	(14)	(15)	(16)	(17)			
3	..	3	10	2	5	17	27	2	60 8 0
2	..	2	1	3	8	12	15	5	61 4 0
..	1	..	1	2	2	..	6 0 0
5	..	5	12	5	14	31	44	7	127 12 0
..
..
..	1	..	1	1	..	..
..
..	1	..	1	1	..	..
Refunded to employer									
2							21	14	21 0 0
..							3	..	..
1							2	..	..
3							26	14	21 0 0

**RETURN C—WORKMEN'S COMPENSATION ACT
(VIII OF 1923)**

Proceedings before the Commissioner for Workmen's Compensation for Central Provinces and Berar for the year ending the 31st December 1936.

Number of adults in each wage class to whom or in respect of whose death compensation was awarded or disbursed. [All cases of Review and Commutation and cases relating to minor workmen should be excluded.]

Monthly wages of the workmen injured		Number of workmen							
		For temporary disablement		For permanent disablement		For fatal accidents		Total number	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
More than	But not more than	Men	Women	Men	Women	Men	Women	Men	Women
Rs.	Rs.								
..	10	..	..	2	2	13	2	15	4
10	15	..	..	1	..	7	3	8	3
15	18	..	..	3	..	1	..	4	..
18	21	..	..	1	..	2	..	3	..
21	24	..	..	..	..	1	1	1	1
24	27	..	..	..	..	..	..	..	..
27	30	..	..	..	..	..	..	..	..
30	35	..	..	..	..	..	..	..	..
35	40	..	..	..	..	..	..	..	..
40	45	..	..	..	..	..	..	..	..
45	50	..	..	..	..	..	..	..	..
50	60	..	..	..	..	..	..	..	..
60	70	..	..	..	..	..	..	..	..
70	80	..	..	..	..	..	..	..	..
80	100	..	..	..	..	1	..	1	..
100	200	..	..	..	..	1	..	1	..
200	..	..	..	..	..	1	..	1	..
Total	..	..	..	7	2	27	6	34	8

Consolidated return relating to period

(1)	Accidents					
	Number of cases of injuries in respect of which final compensation has been paid during the year.			Amount of compensation paid		
	Death	Perma- nent disable- ment	Tempo- rary disable- ment	Death	Permanent disablement	Temporary disablement
	(2)	(3)	(4)	(5)	(6)	(7)
				Rs. a. p.	Rs. a. p.	Rs. a. p.
<i>Tramways—</i>						
Adults ..	..	..	..	..	..	..
Minors ..	..	..	..	..	..	..
<i>Factories—</i>						
Adults ..	2	39	99	1,220 0 0	3,928 4 3	2,502 7 11
Minors ..	..	..	..	..	..	..
<i>Mines—</i>						
Adults ..	16	13	113	6,033 9 0	1,520 12 0	2,294 11 3
Minors ..	..	..	..	..	..	..
<i>Port Trust—</i>						
Adults ..	..	..	..	..	..	..
Minors ..	..	..	..	..	..	..
Total adults ..	18	52	212	7,253 9 0	5,449 0 3	4,797 3 2
Total minors ..	..	..	..	..	..	..

DULE

from the 1st January to 31st December 1936.

Occupational diseases

Nature of disease	Number of cases of diseases in respect of which final compensation has been paid during the year			Amount of compensation paid		
	Death	Permanent disablement	Temporary disablement	Death	Permanent disablement	Temporary disablement
(8)	(9)	(10)	(11)	(12)	(13)	(14)
				Rs.	Rs.	Rs.
..
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GOVERNMENT OF THE
CENTRAL PROVINCES AND BERAR



REPORT

ON THE

ADMINISTRATION OF THE WORKMEN'S
COMPENSATION ACT (VIII OF 1923) IN
THE CENTRAL PROVINCES AND BERAR
DURING THE CALENDAR YEAR 1937

NAGPUR
GOVERNMENT PRINTING, C. P. & BERAR
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Publisher.

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No. 2528-VII
 GOVERNMENT OF THE
 CENTRAL PROVINCES AND BERAR
 COMMERCE AND INDUSTRY DEPARTMENT

FROM

G. S. BHALJA, ESQ., I.C.S.,
 SECRETARY TO GOVERNMENT,
Central Provinces and Berar,

TO

THE SECY. TO THE GOVT. OF INDIA,
 DEPARTMENT OF INDUSTRIES AND LABOUR,
Simla

Nagpur, the 2nd August 1938

SUBJECT.—*Report on the Administration of the Workmen's Compensation Act in the Central Province and Berar for the year 1937.*

SIR,

With reference to Mr. Clow's letter No. L.-1189, dated the 31st July 1924, I am directed by the Governor of the Central Provinces and Berar, to forward a brief report on the Administration of the Workmen's Compensation Act, 1923, in the Central Provinces and Berar, during the year 1937, together with the prescribed returns A, B and C.

2. During the year under report, 105 accidents were reported to Government under the Indian Mines Act of 1923, of which 20 were fatal and the rest either serious or minor. Separate figures under the last two heads are not available. In the factories coming under the purview of the Factories Act, 1934, there occurred 2 fatal, 64 serious and 535 minor accidents.

I have the honour to be,

SIR,

Your most obedient servant,

G. S. BHALJA,

*Secy. to Govt., C. P. & Berar
 Commerce and Industry Department.*

Enclosure.—Report.

REPORT ON THE ADMINISTRATION OF THE
WORKMEN'S COMPENSATION ACT (VIII OF
1923) IN THE CENTRAL PROVINCES AND
BERAR DURING THE CALENDAR
YEAR 1937

[NOTE.—The figures in brackets denote the corresponding numbers in the previous year.]

During the year under review, the number of Commissioners increased to 14 [13] owing to the appointment of the Subordinate Judge, First Class, Betul, as a Commissioner under the Act.

2. Award of compensation (under section 10).—The ^{Return A.} year opened with seven pending applications, two of which related to fatal accidents and five to permanent disablement. During the year, 45 applications were filed, of which 18 related to fatal accidents, 20 to permanent disablement and seven to temporary disablement and three were received by transfer making a total of 55 for disposal. Four were dismissed for non-appearance, seven were admitted by the opposite party, nine were allowed in full or in part after contest and seven dismissed after contest. Three were disposed of by transfer and 25 applications were pending at the close of the year.

3. Commutation (under section 7), Review (under section 6) and Recovery of compensation (under section 31).—No applications were filed during the year.

4. Proceedings other than award of compensation and deposits (under section 8).—One application under section 22 was filed and remained pending at the close of the year.

5. Deposits (under section 8).—Fourteen proceedings were pending from the previous year, 52 were filed during the year and two were received from other Commissioners. Fifty-nine were disposed of and nine remained pending. Two applications for deposit under section 8 (2) were filed, of which one was disposed of and the other remained pending.

6. Court-fees.—The amount of court-fees realized fell to Rs. 126-0-0 [Rs. 148-12-0].

7. Twelve memoranda of agreement were pending ^{Return B.} at the beginning of the year, nine relating to permanent disablement and three to temporary disablement. Fifty-two memoranda were filed during the year, 44 in respect of permanent disablement and eight of temporary disablement. Fifty-four were registered as filed, two were not registered on account of inadequacy and one on account of other causes and seven memoranda remained pending.

The amount of compensation involved in the 54 [55] agreements registered was Rs. 9,080 [Rs. 8,950].

Return C.

8. During the year, compensation was awarded in 77 cases, of which 55 (47 men and 8 women) related to fatal accidents, 15 (11 men and 4 women) to permanent disablement and seven (6 men and 1 woman) to temporary disablement.

9. Appeals and references.—Three appeals were filed in the High Court of Judicature at Nagpur during the year under section 30, of which one was disposed of and two were pending at the end of the year. Two appeals pending from the previous year were disposed of during the year. There were no references under section 27 of the Act.

10. Compensation deposited.—The opening balance was Rs. 13,247 and the amount of compensation deposited during the year was Rs. 29,880 including Rs. 11,157 from Railways. In addition, Rs. 1,265 was received from other Commissioners. Rs. 30,822 was paid to dependants, Rs. 3,694 to workmen, Rs. 630 remitted to other Commissioners and Rs. 2,364 refunded to the depositors, leaving a closing balance of Rs. 6,882.

11. The amounts allotted to women and persons under a legal disability were invested as follows :—

Rs. 9,093 in the Post Office Savings Bank.

Rs. 449 in Post Office Cash Certificates.

12. Employers' Returns (under section 16).—A summary of the annual returns furnished by the employers is annexed. It is again necessary to report that those returns are not received punctually from the owners of factories and mines and are still incomplete. In Nimar, vigorous action taken against last year's defaulters, of whom 77 were warned and one was proceeded against and fined Rs. 5, led to a considerable improvement in the punctual submission of returns, 80 [25] being received. Similar action in other districts against persistent defaulters would probably be equally efficacious. Six returns were received from Insurance Companies on behalf of their clients.

13. The working of the Act is, on the whole, satisfactory.

G. BURGESS,

Registrar,

NAGPUR :

The 1st June 1938. High Court of Judicature at Nagpur.

STATEMENTS

RETURN A—WORKMEN'S COMPEN

Proceedings before the Commissioner for Workmen's Compensation for

Return of cases filed—

1. Applications for the registration of agreements should not be
2. A separate case should be entered for proceedings under section 8

Cases of	Pend- ing at commence- ment	Filed	Received for disposal from other Com- mis- sioners	Trans- ferred to other Com- mis- sioners for disposal	Cases disposed of without notice to the other party				Total
					With- drawn	Dis- missed for non- appear- ance	Sum- marily dismiss- ed- under rule 21	Dis- missed under rule 22	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
<i>Award of compensa- tion (under section 10).</i>									
Fatal accidents ..	2	18	..	..	..	2	..	..	2
Permanent disable- ment.	5	20	1	1	..	2	..	..	2
Temporary disable- ment.	..	7	2	2	..	..	..	..	..
Total ..	7	45	3	3	..	4	..	..	4
Commutation (under section 7).	..	..	..	..	..	..	..	..	..
Review (under sec- tion 6).	..	..	..	..	..	..	..	..	..
Recovery of compen- sation (under sec- tion 31).	..	..	..	..	..	..	..	..	..
Proceedings other than those men- tioned above and not included below under "Deposits under section 8".	..	1	..	..	..	..	..	..	..
Total ..	..	1	..	..	..	..	..	..	..
					Disbursed to dependants or workmen, as the case may be				
<i>Deposits under section 8.</i>									
(i) Fatal accidents [sub-section(1)].	14	43	2	1			49		
(ii) Disablements of women and per- sons under legal disability [sub- section (1)].	..	9	..	..			5		
(iii) Others [sub-sec- tion (2)].	..	2	..	..			1		
Total ..	14	54	2	1			55		

SATION ACT (VIII OF 1923)

Central Provinces and Berar for the year ending the 31st December 1937.

entered in this statement.
or section 10 in respect of each person killed or injured, as the case may be.

Cases disposed of after notice to the other party							Total disposed of	Pending at conclusion	Court-fees paid
Not contested			Contested						
Admitted by opposite party	Allowed <i>ex parte</i>	Total	Allowed	Allowed in part	Dismissed	Total	(18)	(19)	(20)
(11)	(12)	(13)	(14)	(15)	(16)	(17)			Rs. a. p.
4	..	4	3	..	3	6	12	8	35 0 0
3	..	3	..	4	3	7	13	13	55 12 0
..	1	1	1	3	5	4	2 0 0
7	..	7	4	5	7	16	30	25	92 12 0
..
..
..	1	..
..	1	..
Refunded to employer									
			4				54	5	30 12 0
			..				5	4	2 8 0
			..				1	1	..
			4				60	10	33 4 0

**RETURN C—WORKMEN'S COMPENSATION ACT
(VIII OF 1923)**

Proceedings before the Commissioner for Workmen's Compensation for Central Provinces and Berar for the year ending the 31st December 1937.

Number of adults in each wage class to whom or in respect of whose death compensation was awarded or disbursed. [All cases of Review and Commutation and cases relating to minor workmen should be excluded.]

Monthly wages of the workmen injured		Number of workmen							
		For temporary disablement		For permanent disablement		For fatal accidents		Total number	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
More than	But not more than	Men	Women	Men	Women	Men	Women	Men	Women
Rs.	Rs.								
..	10	1	1	2	4	22	5	25	10
10	15	5	..	5	..	9	1	19	1
15	18	..	..	..	..	6	..	6	..
18	21	..	..	2	..	6	1	8	1
21	24	..	..	..	..	..	1	..	1
24	27	..	..	..	..	1	..	1	..
27	30	..	..	1	..	1	..	2	..
30	35	..	..	..	..	..	..	..	..
35	40	..	..	..	..	1	..	1	..
40	45	..	..	..	..	..	..	..	..
45	50	..	..	..	..	..	..	..	..
50	60	..	..	1	..	1	..	2	..
60	70	..	..	..	..	..	..	..	..
70	80	..	..	..	..	..	..	..	..
80	100	..	..	..	..	..	..	..	..
100	200	..	..	..	..	..	..	..	..
200	..	..	..	..	..	..	..	..	..
Total	..	6	1	11	4	47	8	64	13

Consolidated return relating to period

(1)	Accidents					
	Number of cases of injuries in respect of which final compensation has been paid during the year			Amount of compensation paid		
	Death	Perma- nent disable- ment	Tempo- rary disable- ment	Death	Permanent disablement	Temporary disablement
	(2)	(3)	(4)	(5)	(6)	(7)
				Rs. a. p.	Rs. a. p.	Rs. a. p.
<i>Tramways—</i>						
Adults .. ..	..	..	..	..	..	..
Minors .. ..	..	..	..	..	..	..
<i>Factories—</i>						
Adults .. ..	.. 3	.. 25	.. 193	1,600 0 0	5,027 12 10	2,158 3 11
Minors .. ..	..	..	..	..	..	..
<i>Mines—</i>						
Adults .. ..	.. 12	.. 11	.. 210	5,825 0 0	2,300 4 0	2,852 7 6
Minors .. ..	..	..	..	..	..	..
<i>Port Trust—</i>						
Adults .. ..	..	..	..	..	..	..
Minors .. ..	..	..	..	..	..	..
Total adults ..	.. 15	.. 36	.. 403	7,425 0 0	7,328 0 10	5,010 11 5
Total minors ..	..	..	..	..	..	..

DULE

from the 1st January to 31st December 1937.

Occupational diseases						
Nature of disease	Number of cases of diseases in respect of which final compensation has been paid during the year			Amount of compensation paid		
	Death	Permanent disablement	Temporary disablement	Death	Permanent disablement	Temporary disablement
(8)	(9)	(10)	(11)	(12)	(13)	(14)
				Rs.	Rs.	Rs.
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