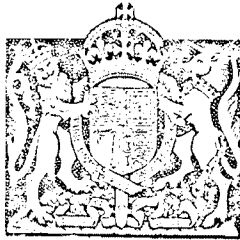


GOVERNMENT OF THE
CENTRAL PROVINCES AND BERAR



REPORT

ON THE

ADMINISTRATION OF THE WORKMEN'S
COMPENSATION ACT (VIII OF 1923) IN
THE CENTRAL PROVINCES AND BERAR
DURING THE CALENDAR YEAR 1938

NAGPUR
GOVERNMENT PRINTING, C. P. & BERAR
1940

**Agents for the Sale of Publications issued by the Government of the
Central Provinces and Berar**

[NOTE.—Appointments of all official Agents in the United Kingdom and on the Continent for the Sale of Government Publications have been terminated with effect from the 1st April 1925. All publications in future are obtainable either direct from the High Commissioner for India, India House, Aldwych, London, W.C. 2, or through any bookseller.]

INDIA

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The Proprietor, Shri Ramdas Stores, Tajnapeth.

ALIGARH

The Manager, Rama Book Depôt, University Booksellers, etc., Sarai Hakim.

ALLAHABAD

Mr. Kam Narain Lal, Publisher, etc., 1, Bank Road.

The Superintendent, Nazair Kanun Hind Press.

AMRAOTI

Thakur & Co., Ltd., Booksellers.

BARODA

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BHANDARA

S. S. Dharashivkar, Esq., Opposite Municipal Water Reservoir.

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Mr. M. A. Subhan, Bookseller & Publisher.

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Radhabai Atmaram Sagoon.

Sunder Pandurang, 25, Kalbadevi Road.

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Babu S. C. Taluqdar, Proprietor, Students & Co.

DELHI

The Oxford Book & Stationery Co.

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Messrs. B. S. Mathur & Co., Charurvilas, Paota, Civil Lines, Jodhpur (Rajputana).

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The Proprietor, Nerbudda Book Depôt.

The Manager, Bhargava Book Co., Publishers, Booksellers & Stationers.

JUBBULPORE—concl'd.

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The Proprietor, The City Book Co., Post Box No. 283.

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The Manager, Educational Book Depôt.

The Manager, "The Hitwada".

The Proprietors, Bhisey Brothers, Booksellers & Publishers.

Mr. D. M. Dhurnal, Proprietor, Provincial Book Binding Works.

The Manager, Nagpur Law Journal, Central Law House, Tulsi Bag Road, Mahal.

Neston Jacques & Co., Kamptee Road.

PATNA

The Patna Law Press Co.

Laxmi Trading Co., Padri-Ki-Haveli, Patna City.

PESHAWAR GANTONMENT

Faqirchand Marwah, Bookseller.

POONA

The Manager, International Book Service, Deccan Gymkhana Colony.

The Manager, "Harijan", Fergussord College Road.

RAIPUR

The Proprietor, Chaube Printing Works.

RANGOON

The Superintendent, American Baptist Mission Press.

VELLORE

A. Venkatasubban, Law Bookseller.

YEOTMAL

V. N. Saraswat.

Mr. M. G. Bakshi, Law Books Agent.

No. 1939-1063-VII
GOVERNMENT OF THE
CENTRAL PROVINCES AND BERAR
COMMERCE AND INDUSTRY DEPARTMENT

FROM

C. C. DESAI, Esq., I.C.S.,
SECRETARY TO GOVERNMENT,
CENTRAL PROVINCES AND BERAR,

TO

THE SECRETARY TO
THE GOVERNMENT OF INDIA,
DEPARTMENT OF INDUSTRIES AND LABOUR,

SIMLA

Nagpur, the 12th June 1939

SUBJECT.—*Report on the Administration of the Workmen's Compensation Act in the Central Provinces and Berar for the year 1938.*

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 1938, together with the prescribed returns A, B and C.

2. During the year under report, 153 accidents were reported to Government under the Indian Mines Act of 1923, of which 38 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 9 fatal, 37 serious and 822 minor accidents.

I have the honour to be,

SIR,

Your most obedient servant,

C. C. DESAI,

*Secy. to Govt., C. P. and 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 1938

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

The number of Commissioners continued to be 14 during the year under report.

2. Award of compensation (under section 10).—The year opened with 25 pending applications, of which eight related to fatal accidents, thirteen to permanent disablement, and four to temporary disablement. Thirty-six applications were received during the year, fourteen relating to fatal accidents, eighteen to permanent disablement, and four to temporary disablement. Of these 61 applications, three were dismissed for non-appearance, one was summarily dismissed, sixteen were admitted by the opposite party, one was allowed *ex parte*, thirteen were allowed in full or in part after contest, and ten were dismissed after contest, leaving seventeen applications pending at the close of the year. Return A

8. During the year, compensation was awarded or 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 pending from the previous year was dismissed for non-appearance.

5. Deposits (under section 8).—Nine proceedings were pending from the previous year, 56 were filed during the year, and one was received from a Commissioner; 52 were disposed of and 14 remained pending. Of the 7 applications for deposit under section 8 (2), including one pending from the previous year, five were disposed of and two remained pending.

6. Court-fees.—The amount of court-fees realized increased to Rs. 140-4-0 [Rs. 126-0-0].

7. Seven memoranda of agreements relating to permanent disablement were pending at the beginning of the year. Sixty-five memoranda were filed during the year, 58 in respect of permanent and 7 in respect of temporary disablement. Fifty-eight were registered as filed, Return B.

3 were registered after modification, and one was not registered, leaving 10 memoranda pending at the close of the year. The amount of compensation involved in the 61 [54] agreements registered was Rs. 12,802 [Rs. 9,080].

Return. C.

8. During the year, compensation was awarded or disbursed in 65 cases, of which 33 (29 men and 4 women) related to fatal accidents, 28 (21 men and 7 women) to permanent disablement, and 4 (all men) to temporary disablement.

9. Appeals and references.—Two appeals under section 30 were pending from the previous year and 4 were filed during the year under report, in the High Court of Judicature at Nagpur. Of these six appeals, three were disposed of during the year, leaving three pending at the close of the year. There were no references under section 27 of the Act.

10. Compensation deposited.—The opening balance was Rs. 6,882 [Rs. 13,247]. The amount of compensation deposited during the year was Rs. 46,738 [Rs. 29,880] including Rs. 21,351 [Rs. 11,157] received from railways. In addition, Rs. 999 [Rs. 1,265] was received from other Commissioners. Rs. 22,868 [Rs. 30,822] was paid to dependants, Rs. 4,521 [Rs. 3,694] to workmen, Rs. 1,000 [Rs. 630] remitted to other Commissioners, and Rs. 6,500 [Rs. 2,364] refunded to the depositors, leaving a closing balance of Rs. 19,730 [Rs. 6,882].

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

Rs. 12,054 [Rs. 9,093] in the Post Office Savings Bank.

Rs. 2,890 [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. The returns are still incomplete. Six returns were received from Insurance Companies on behalf of their clients.

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

A. S. BISEN,

Deputy Registrar,

NAGPUR:
The 22nd May 1939.

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

Cases of	Pend- ing at com- men- ce- 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 compen- sation (under section 10).</i>									
Fatal accidents	8	14	...	...	...	1	...	...	1
Permanent dis- ablement.	13	18	...	...	...	2	1	...	3
Temporary dis- ablement.	4	4	...	...	...	...	...	...	...
Total ..	25	36	..	...	...	3	1	...	4
Commutation (under section 7).	...	...	...	...	...	...	...	...	...
Review (under section 6 .	...	...	...	...	...	...	...	...	...
Recovery of com- pensation (un- der section 31).	...	...	...	...	...	...	...	...	...
Proceeedings other than those mention- ed above and not included below under "Deposits un- der section 8".	1	...	...	...	...	1	...	...	1
Total ...	1	...	...	...	...	1	...	...	1
					Disbursed to dependants or workmen, as the case may be				
<i>Deposits under section 8.</i>									
(i) Fatal acci- dents [sub- section (1)].	5	50	1	1		30			
(ii) Disabl- ements of wo- men and per- sons under legal disabili- ty [sub-sec- tion (1)].	4	6	...	...		8			
(iii) Others [sub- section (2)].	1	6	...	...		5			
Total ...	10	62	1	1		43			

SATION ACT (VIII OF 1923)

Central Provinces and Berar for the year ending the 31st December 1938.

entered in this statement.

8 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-fee paid
Not contested			Contested						
Admitted by opposite party	Allowed <i>ex parte</i>	Total	Allowed	Allowed in part	Dismissed	Total			
(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
5	...	5	5	...	5	10	16	6	Rs. a. p.
8	...	8	4	3	5	12	23	8	24 12 0
3	1	4	1	...	...	1	5	3	96 8 0
16	1	17	10	3	10	23	44	17	...
...
...
...	...	...	...	...	...	...	1	...	...
...	...	...	...	...	...	...	1	...	...
Refunded to employer									
			13				44	12	16 12 0
							8	2	12 4 0
							5	2	...
			13				57	16	19 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 1938.

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)	(1)	(2)		(3)		(4)		(5)	
More than	But not more than	Men	Women	Men	Women	Men	Women	Men	Women
Rs.	Rs.								
...	10	4	...	12	7	13	3	29	10
10	15	...	...	5	...	6	1	11	1
15	18	...	...	4	...	3	...	7	...
18	21	...	...	...	...	1	...	1	...
21	24	...	...	...	...	...	...	...	...
24	27	...	...	...	...	3	...	3	...
27	30	...	...	...	...	1	...	1	...
30	35	...	...	...	...	...	...	...	...
35	40	...	...	...	...	...	...	...	...
40	45	...	...	...	...	...	...	...	...
45	50	...	...	...	...	...	...	...	...
50	60	...	...	...	...	1	...	1	...
60	70	...	...	...	...	...	...	...	...
70	80	...	...	...	...	...	...	...	...
80	100	...	...	...	...	...	...	...	...
100	200	...	...	...	...	...	...	...	...
200	...	...	...	...	...	1	...	1	...
Total		4	...	21	7	29	4	54	11

Consolidated return relating to period from

(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	4	60	207	2,410 0 0	9,899 6 0	2,501 0 1
Minors	...	...	...	...	...	...
<i>Mines—</i>						
Adults	26	17	388	14,729 12 0	3,612 14 0	3,851 7 0
Minors	...	...	...	...	...	...
<i>Port Trust—</i>						
Adults	...	..	...	...	...	...
Minors	...	...	...	...	...	...
Total adults	30	77	595	17,139 12 0	13,512 4 0	6,352 7 1
Total minors	...	...	...	...	...	...

DULE

the 1st January to 31st December 1938.

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 1939



NAGPUR
GOVERNMENT PRINTING, C P. & BERAR
1940

**Agents for the sale of Publications issued by the Government of the
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Raopura Road.

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S. S. Dharashivkar, Esq., Opposite Muni-
cipal Water Reservoir.

BILASPUR

Mr. M. A. Subhan, Bookseller & Publisher

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The Proprietors, New Book Co.

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Butterworth & Co. (India), Ltd., Avenue
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R. Cambay & Co.
S. K. Lahiri & Co.
Thacker, Spink & Co.

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Bookseller
The Proprietor, Verma Book Depôt.

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& Co.

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The Oxford Book & Stationery Co.

HYDERABAD, DECCAN

Hyderabad Book Depôt.

JODHPUR

Messrs B. S. Mathur & Co., Chaturvilas,
Paota, Civil Lines, Jodhpur (Rajputana).

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The Upper India Publishing House, Ltd.,
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The Proprietor, The City Book Co., Post
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G. G. Khot & Sons, Sitabuldi.
Messrs. Shastry & Sons, Walker Road.
The Manager, Educational Book Depôt.
Mr. D. M. Dhimal, Proprietor, Provincial
Book Binding Works.
The Manager, Nagpur Law Journal,
Central Law House, Tulsi Bag Road,
Mahal.

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The Manager, the "Harijan", Fergusson
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The Proprietor, Chaube Printing Works.

RANGOON

The Superintendent American Baptist
Mission Press.

SIALKOT

Manager, Buckingham & Co., Booksellers,
Greenwood Street.

VELLORE

Mr. A. Venkatasubban, Law Bookseller.

YEOTMAL

Mr. V. N. Saraswat.
Mr. M. G. Bakshi, Law Books Agent.

No. 2012-916-VII
GOVERNMENT OF THE
CENTRAL PROVINCES AND BERAR
COMMERCE AND INDUSTRY DEPARTMENT

FROM

C. C. DESAI, 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 25th June 1940.

SUBJECT.—*Report on the Administration of the Workmen's Compensation Act in the Central Provinces and Berar for the year 1939.*

SIR,

With reference to Mr. (now Sir Andrew) Clow's letter No. L-1159, 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 1939, together with the prescribed returns A, B and C.

2. During the year under report, 130 accidents were reported to Government under the Indian Mines Act of 1923, of which 25 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 11 fatal, 21 serious and 900 minor accidents.

I have the honour to be,

SIR,

Your most obedient servant,

C. C. DESAI,

*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 YEAR 1939

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

The number of Commissioners under the Act remained unchanged at fourteen during the year.

2. *Return A—Award of compensation (under section 10).*—Seven applications were pending at the commencement of the year of which 6 related to fatal accidents, 8 to permanent disablement and 3 to temporary disablement. Twenty-seven applications were filed during the year, 14 relating to fatal accidents, 12 to permanent disablement and 1 to temporary disablement. Thirty-one applications were disposed of during the year, 1 being withdrawn, 2 dismissed for non-appearance, 3 admitted by the opposite party, 13 allowed in full or in part, and 12 dismissed after contest. Thirteen 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).*—Two applications under section 22 were filed and remained pending at the close of the year.

5. *Deposits (under section 8).*—At the commencement of the year 14 proceedings under section 8 (1) were pending, 46 were filed during the year and 7 were received for disposal from Commissioners, in other provinces. Fifty-five were disposed of leaving 12 proceedings pending. Two applications for deposit under section 8 (2) were pending from the previous year, 5 were filed during the year, 6 were disposed of and 1 remained pending at the end of the year.

6. *Court fees.*—The amount of court fees realised fell to Rs. 98-12-0 [Rs. 140-4-0].

7. *Return B.*—Ten memoranda of agreements were pending at the beginning of the year, 8 for payment of compensation for permanent disablement and 2 for temporary disablement. Seventy-one memoranda were received during the year, 64 relating to permanent disablement and 7 to temporary disablement. Sixty-nine were registered as filed and 12 remained pending at the close of the year. The amount of compensation involved in the 69 [61] agreements registered was Rs. 10,042 [Rs. 9,080].

8. *Return C.*—During the year under report, compensation was awarded or disbursed in 56 [65] cases of which 41 (39 men and 2 women) related to fatal accidents, 12 (all men) to permanent disablement and 3 (all men) to temporary disablement.

9. *Appeals and references.*—No appeal under section 30 was filed during the year. The three appeals pending from the previous year were disposed of. There were no references under section 27 of the Act.

10. *Compensation deposited.*—The opening balance was Rs. 19,730 [Rs. 6,882] and the amount of compensation deposited during the year was Rs. 33,036 [Rs. 46,738] including Rs. 10,896 [Rs. 21,351] from railways. In addition Rs. 3,830 [Rs. 999] was received from other Commissioners. Rs. 26,743 [Rs. 22,868] was paid to dependants and Rs. 5,187 [Rs. 4,521] to workmen and Rs. 12,733 [Rs. 6,500] refunded to the depositors, leaving a balance of Rs. 11,933 [Rs. 19,730] at the end of the year.

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

Rs. 11,358 [Rs. 12,054] in Post Office Savings Bank.

Rs. 1,533 [Rs. 2,890] in Post Office Cash Certificates.

12. *Employers' returns (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. Two 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 31st May 1940.

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

Cases of	Pend- ing at com- men- ce- 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 compen- sation (under section 10).</i>									
Fatal accidents	6	14	...	...	1	2	.	..	3
Permanent dis- ablement.	8	12	...	..	...	...	...	...	...
Temporary dis- ablement.	3	1	..	...	...	...	...	...	..
Total ..	17	27	...	...	1	2	...	...	3
<i>Commuta tion (under section 7).</i>	...	...	...	...	...	...	...	...	...
Review (under section 6).	...	...	...	...	...	...	...	...	...
Recovery of com- pensation (un- der section 31).	...	...	...	...	...	...	...	...	...
Proc e e d i n g s o t h e r t h a n t h o s e m e n t i o n e d a b o v e a n d n o t i n c l u d e d b e l o w u n d e r "Deposits un- der section 8".	...	2	...	...	...	...	...	...	...
Total ...	...	2	...	...	...	...	...	...	...
					Disbursed to dependants or workmen, as the case may be				
<i>Deposits under section 8.</i>									
(i) Fatal acci- dents [sub- section (1)].	12	36	6	...			37		
(ii) Disa ble ments of wo- men and per- sons under legal disabi- lity [sub-sec- tion (1)].	2	10	1	...			6		
(iii) Others [sub- section (2)].	2	5	...	...			6		
Total ..	16	51	7	...			49		

SATION ACT (VIII OF 1923)

Central Provinces and Berar for the year ending the 31st December 1939.

entered in this statement.

8 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-fee 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)			
1	...	1	6	1	3	10	14	6	Rs. a. p.
1	...	1	3	1	9	13	14	6	12 8 0
1	...	1	2	...	...	2	3	1	55 4 8
3	...	3	11	2	12	25	31	13	8 8 0
...
...
...
...	2	...
...	2	...
Refunded to employer									
			11				48	6	10 4 0
			1				7	6	11 8 0
			...				6	1	0 12 0
			12				61	13	22 8 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 1939.

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	...	7	...	15	1	24	1
10	15	...	...	2	...	7	1	9	1
15	18	1	..	1	...	5	..	7	..
18	21	...	...	...	...	3	..	3	...
21	24	...	...	...	...	3	...	3	...
24	27	...	...	1	..	2	...	3	..
27	30	...	...	...	...	2	...	2	..
30	35	...	..	...	..	...	...	...	...
35	40	...	...	...	..	...	...	...	...
40	45	...	...	...	...	2	..	2	...
45	50	...	...	..	..	...	...	...	...
50	60	...	...	1	...	...	...	1	...
60	70	...	...	...	...	...	...	...	...
70	80	...	...	...	...	...	...	...	...
80	100	...	...	...	...	..	...	...	...
100	200	...	...	..	..	...	...	...	...
200	...	...	...	..	...	...	...	...	...
Total	...	3	...	12	...	39	2	54	2

Consolidated return relating to period from

(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	...	8	46	330	2,630 0 0	5,219 7 0	3,367 6 0
Minors	
<i>Mines—</i>							
Adults	...	22	13	561	9,760 0 0	2,232 8 0	3,982 0 0
Minors	
<i>Port Trust—</i>							
Adults	
Minors	
Total adults	...	30	59	891	12,390 0 0	7,451 15 0	7,349 6 0
Total minors	

