



S U P P L E M E N T
TO
G E N E R A L O R D E R S



SEPARATE No. 22 OF 1842.



BY THE HON'BLE THE GOVERNOR IN COUNCIL,

BOMBAY CASTLE, 18th MAY 1842.

The Hon'ble the Governor in Council is pleased to publish the following Compilation of all existing orders under the head "Retirement and Resignation."

By order of the Hon'ble the Governor in Council,

P. M. MELVILL, Lieut. Col.

Secy. to Govt.

RETIREMENT AND RESIGNATION.

REGULATIONS RESPECTING OFFICERS RETIRING FROM THE SERVICE.

I. (*H. C. L. 8th Jan. 1796.*) " Every Officer after twenty five years service in India, three years for one furlough being included, is allowed to retire with the Pay of the Rank to which he may have attained; but it must be understood, that such Pay is to be the same only as that allowed to Officers of Infantry." G. G. O. 25th
May 1796.

II. Officers in England retiring from the Service, can then only be allowed the Pay of the rank they held at the expiration of twelve months from their arrival in Europe.

III. (*G. O. G. Fort William, 12th August 1824.*) All Officers who may hereafter retire under the existing Regulations, shall be allowed the following rates of Pay and Half Pay respectively. G. G. O. 14th
Sept. 1824.

<i>Per Diem.</i>	<i>Full.</i>	<i>Half.</i>
Lieutenant Colonels.....	£ 1 0 0	£ 0 11 0
Majors.....	" 0 16 0	" 0 9 6
Captains.....	" 0 10 6	" 0 7 0
Lieutenants.....	" 0 6 6	" 0 4 0
Ensigns, 2nd Lieuts., or Cornets.....	" 0 5 3	" 0 3 0

IV. (*H. C. L. 27th August 1828. Para. CIII.*) Members of the Medical Board who shall have been in that situation not less than two years, and not less than twenty years in India, including three years furlough, shall be permitted to retire from the Service, and allowed £ 500 per annum. G. G. O. 23rd
Apr. 1829.

V. (CIV.) Members of the Medical Board who shall have served five years in that situation, and not less than twenty years in India, including three years furlough, shall be permitted to retire and allowed £700 per annum.

VI. (CV) Superintending Surgeons who shall have been in that situation not less than two years, and not less than twenty years in India, including three years furlough, shall be entitled to retire from the service and allowed £ 300 per annum.

VII. (CVI) Superintending Surgeons who shall have served five years in that situation and not less than twenty years in India, including three years furlough, shall be entitled to retire on £365 per annum.

VIII. (CVII) Retirements under the above Regulations may take place either in India or in England.

IX. (*H. C. L. to S. G. 20th July 1831. Para. XIX.*) With respect to the application that Members of the Medical Board and Superintending Surgeons may retire on the Pensions respectively allotted to them, immediately after promotion, we are willing so far to modify our former Orders, as to permit those Officers to retire at any period anterior to the two years service now required, on their respective Pensions of £500 and £300 a year, in all such cases of certified sickness as shall compel their immediate return to Europe. G. G. O. 1st
Dec. 1831.

X. (XX.) We further authorize you to allow Members of the Medical Board and Superintending Surgeons, who may be compelled by certified sickness to return to Europe after having served three years as such, to retire on the full Pensions of £700 and £365 a year, respectively.

XI. (*H. C. L. 8th Jan. 1796.*) " All other Surgeons and Assistant Surgeons attached to the Military, are permitted to retire from the Service on the Pay of their Rank, after having served in India not less than twenty years, including three years for one furlough." G. G. O. 25th
May 1796.

XII. (*H. C. L. 6th September 1826.*) Veterinary Surgeons to be allowed to retire on 7s. a day after having served twenty years, including three years for one furlough. G. G. O. 20th
Mar. 1827

XIII. To be allowed to retire on 5s. 6d. per diem after having served thirteen years, including three years for one furlough, provided his health shall not permit him to continue to serve in India.

XIV. To be allowed to retire on 3s. per day, after having served six years, provided his health shall not permit him to continue to serve in India.

XV. Period of service and allowances to commence from the date of landing at the Presidency to which the Veterinary is appointed.

XVI. (*Para. IV.*) We have resolved that the retiring pay of Chaplains after a service of eighteen years, including three years furlough, be augmented from £292 per annum, the pay of a Major, to £365 per annum, the pay of Lieutenant Colonel; and that, in conformity with the existing Regulations, Chaplains shall be allowed to retire after ten years actual service upon £200-15-0 the half pay of Lieutenant Colonel, instead of £173-7-0 the half pay of Major, and upon the production of similar Certificates, after seven years actual service, upon £173-7-6, the half pay of Major, instead of £127-15-0 the half pay of Captain. H C. L. 24th
Nov. 1826.

XVII. (*H. C. L. 30th Jan. 1799. Para. LXXVIII.*) " Without requiring any specific period of Service, every Officer who has by regular promotion obtained the rank of Lieutenant Colonel, Major, or Captain, and whose ill state of health renders it impossible for him G. G. O. 31st
July 1799.

to continue to serve in India, is allowed to retire from the Service on the *Half-pay* of his Rank.

XVIII. (*Para. LXXIX.*) "And as cases may occur, when the constitution of some of our Officers may not be able to support the climate of India, for a period sufficient to their obtaining promotion above the rank of Subaltern, we have agreed to permit a Lieutenant in this predicament, after having served thirteen years in India; and an Ensign, Second Lieutenant or Cornet, after having served nine years, including each a furlough of three years, to retire on the *Half-Pay* of their respective ranks."

XIX. (*Para. LXXX.*) "If an Officer of the rank of Lieutenant, whose constitution may be so impaired as to prevent the possibility of his continuing in India, has not served the period prescribed above, he may be permitted to retire from the Service on the *Half Pay of Ensign*; but not unless such Officer or Military Assistant Surgeon shall have actually served six years in India."

XX. (*Para. LXXXI.*) "Provided, that in every instance of Officers retiring under the conditions above specified, the Governments in India, and the Court of Directors, shall be satisfied that such Officer's intention of retiring from the Service, is founded upon a real inability, from ill health, of his longer continuing to serve in India, and does not arise from caprice or any other cause which might render the provision to be made for him by the foregoing Regulations unnecessary."

XXI. (*Para. LXXXII.*) "For this purpose, it will be indispensably necessary, that the most ample Certificates should be required from every Officer wishing to avail himself of the indulgence now proposed to be granted."

XXII. (*Para. LXXXIII.*) "In all cases of Officers retiring, their Pay, or *Half-Pay*, is to be the same as that of Officers of Infantry, as prescribed in our separate Letter of 8th January 1796, under this head."

G. G. O. 26th
Oct. 1836.

XXIII. (*H. C. L. to S. G. No. 3. 11th May 1836. Para. 3.*) "Having taken into consideration the distressed situation in which our Officers are sometimes reduced by bad health at an early period of their service, we have resolved that Officers who shall be compelled to quit the service, by wounds received in action or by ill health contracted on duty after three years service in India, shall be permitted to retire on the half pay of their Rank on the production of the usual certificates that their health will not permit them to serve in India."

G. G. O. 15th
Feb. 1838.

XXIV. The Honorable the President in Council has much pleasure in publishing to the Army the following extract, Paras: 2 to 5 of a letter from the Honorable the Court of Directors to the Government of India, No. 5, dated 20th September 1837, announcing the grant of additional advantages to the Senior Officers of the Army in respect of Retiring Pension.

XXV. (*Para: 2nd*) In our letter of the 23rd December 1835, we announced to you, that as we considered it hopeless to expect, that any Military Retiring Fund could be successfully formed, we had thought it right, so far as we could feel justified in doing so, to provide for the object contemplated in schemes of that nature, by an enlargement of the Retiring Regulations and that we had in consequence resolved to grant the full Pay of Captain to every Officer who should have served in India 23 years (3 years furlough included) whether he had attained that rank Regimentally or not, and the full pay of each the superior ranks of Major, Lieutenant Colonel and Colonel, after the completion of an additional period of 5 years service for each of those ranks in succession, vizt.

For Major's pay 28 years service, including 3 years for a furlough.

For Lieutenant Colonel's pay 33..... ditto ditto.

For Colonel's pay 38..... ditto ditto.

XXVI. (*Para. 3rd*) Being now of opinion, that some additional advantage in respect to the periods of retirement, may properly be granted to the Senior Officers, who would have been more especially the immediate objects of benefit from a Retiring Fund, had such a fund been established, we have resolved that the period of service to qualify an Officer for the Pay of each advanced rank after that of Captain, shall be reduced from five to four years; the periods of service in India required for each rank being consequently hereafter as follows, vizt.

XXVII. Every Officer who shall have served 23 years (3 years furlough included) shall be allowed to retire on the pay of a Captain whether he shall have attained that rank Regimentally or not.

XXVIII. Every Officer who shall have served 27 years (3 years furlough included) shall be allowed to retire on the pay of a Major whether he shall have attained that rank or not.

XXIX. Every Officer who shall have served 31 years (3 years furlough included) shall be allowed to retire on the pay of a Lieutenant Colonel whether he shall have attained that rank or not.

XXX. Every Officer who shall have served 35 years (3 years furlough included) shall be allowed to retire on the full pay of a Colonel whether he shall have attained that rank or not.

XXXI. (*Para. 4th*) These arrangements to have effect without prejudice to any claims arising out of the Retiring Regulations as established in the year 1796. (vide Para. 1 & 2)

XXXII. (*Para. 5th*) We desire that it may be distinctly understood, that the present is a final measure, you will accordingly decline to forward to us any application which may have in view a further extension of the Regulations now established with regard to the retirement of our military servants.

XXXIII (H. C. L. to S. G. No. 7 of 1837, dated 29th Nov. 1837)—We see no necessity for interfering with the arrangements which the Junior Officers of a Regiment may make in individual cases for adding to the comforts of a Senior Officer on his retirement from the service on the pension to which he may be entitled.

G. G. O. 22nd
May 1838.

XXXIV. The Regulation of 1798, requiring Officers upon retirement to make oath, that they have received no pecuniary consideration for quitting the service, has not been enforced by us in any single case of retirement in England, during the period of nearly forty years which has since elapsed. It was established chiefly upon financial grounds, to prevent (as observed by Lord Cornwallis when recommending other Rules for the same object) "an unreasonable load of Pensions". This presumed necessity for the rule has however not yet been felt: on the contrary, additional facilities have been required, and have been given, for enabling Officers to retire upon full Pay. We shall therefore continue to suspend the operation of the rule, and Officers retiring from time to time, will not be called upon to make the declaration, unless the financial necessity to which we have referred (and of which due notice shall be given) shall at a future period be fully realized.

NOTE. This is not extended to other cases beside those of strictly Regimental and Army rise, vide G. O. 7th January 1841.

XXXV. (H. C. L. to S. G. dated the 29th January 1836, No. 8.) In consequence of the unequal operation of the Regulation prescribed in our Military Letter to Bengal of the 25th November 1823, Paragraph 64, we have resolved to substitute for it the following Rule, vizt.

G. G. O. 22nd
June 1836.

XXXVI. Officers retiring from the Service shall be considered to have retired from the date of their application for leave to retire, or from the expiration of two years and a half from the date of the commencement of their furloughs, whichever shall first happen, and casualties by death in this country after the expiration of the same period of two years and a half from the date of the commencement of their furloughs, shall be considered to have occurred from the date when that period expired notwithstanding in both cases the Officers may have received from us an extension of furlough.

XXXVII. The Right Honorable the Governor in Council is pleased to announce that the system on which Government acts when permitting an Officer to retire from, or to resign the Service, is, that his retirement or resignation is considered as having effect from the date on which he acknowledges the receipt of the communication intimating its acceptance of his tender, and not from the date of his application, or from any other date retrospectively, so that the validity of any act of his, pending the decision of Government on his application may be preserved.

G. G. O. 8th
Sept. 1836.

XXXVIII. (H. C. L. 23rd Feby. 1838. Paras. 7 and 8.) Officers who may proceed to New South Wales, or other Colonies on sick certificate, and who may be permanently unfit for further service in India, must address to us their claims for the benefit of the Retiring Regulations upon half pay.

G. G. O. 20th
July 1838.

XXXIX. (H. C. L. 28th Aug. 1800, Para. XXIII.) "The period of Service for Officers to entitle them to retire on their full Pay, is to be calculated with respect to Cadets appointed here from their arrival at the Presidency to which they are appointed, and with respect to Appointments made in India, and sanctioned by us, from the date of such their Appointment; in both instances, the time they served as Cadets in India is to be included, and their actual Service in India is to be twenty two years. With respect to an Officer promoted from the ranks, much will depend on the nature of his Services before such Promotion to enable us to form a decision on the including, or otherwise, the time antecedent to his getting a Commission."

G. G. O. 16th
Feb. 1801.

XL. (Para. XXIV.) "If a Cadet appointed from Europe, and on his way to the Presidency to which he is nominated, shall be put on actual duty at any other Presidency where he lands, the period of his services in India, is to be computed from the time of his being so employed."

* For Cadets educated at Addiscombe, vide Rule laid down in Sec. "Cadets," Para. 38.

XLI. (Para. XXVI.) "In every case, Officers must have actually served twenty two years in India, before they can be allowed to retire on the full Pay of their rank; for although they may have been on the Army List, a longer period than twenty five years, yet, if by repeated furloughs, their actual residence has been short of two and twenty years, they must complete this period before they can be allowed the benefits of the Regulations on that head."

* Note.—Officers may Retire on the full Pay of Captain after 20 years Service, vide Para 27. This applies to the Retiring Regulations of 1796.

Extract from Hon'ble Court's Letter to Bengal, dated 12th March 1802.

XLII. (Para. IV.) "We have determined to repeal our orders of the 31st October 1799, and to allow the period of time, during which Officers may be absent under regular permission either to the Cape of Good Hope or to the other Settlements, to be included in their length of Service; on calculating the period required to entitle them to retire on full Pay."

G. G. O. 22nd
Aug. 1807.

XLIII. (Para. V.) "But it must be clearly understood, that such Absence is occasioned by ill health only; for if Officers are permitted to proceed to other Settlements for their own private concerns, or for their pleasure, it seems no more than reasonable that the period of such absence, on these accounts, should be considered in the same light as if they had been allowed to come to Europe on furlough for similar causes."

XLIV. The Governor in Council in further pleased to direct, that the Hon'ble Court's Orders, allowing the period of time during which Officers may be absent under regular permission, on account of ill health, either to the Cape of Good Hope or to the other Settlements to be reckoned in their length of Service, with reference to the period required to entitle them to retire on full Pay, be introduced and established at this Presidency, and have retrospective operation from the day when the original order from the Hon'ble Court under date the 31st of October 1799, was published at this Presidency; viz from the 5th of May 1800.

G. G. O. 26th April 1823. **XLV.** The Governor in Council is pleased to re-publish the following General Order by the Supreme Government dated 23th February last, and to direct that it be made applicable to this Presidency from the same date.

XLVI. (G. O. G. Fort William 23th February 1823).—"The Governor General in Council is pleased to notify to the Army, that the Honorable the Court of Directors have approved of a modification of their original Orders of 1793, as to leave of absence and furlough, and to permit the absence of an Officer on urgent private affairs from his own Presidency, for any period not exceeding three months, to be counted as a part of his term of Service."

G. G. O. 6th Oct. 1814. *Extract from Hon'ble Court's Military Letter to Bengal, dated 16th February 1814.*

XLVII. (Para. CCXII.) "We authorize you to allow Officers to retire from the Service in India, on the Pay of their respective Ranks, after they shall have completed the regulated period of Service."

G. G. O. 16th Feb. 1799. **XLVIII.** Officers retiring from the Hon'ble Company's Service on the Pay of their rank, are from the date of the Board's acceptance of their Resignation, not to be entitled to any Allowance of House Rent, or any of other denomination, Nett Pay alone excepted.

G. G. O. 20th Nov. & 29th Dec. 1796. **XLIX.** (H. C. L. 22d April 1796, Para I.) "All Officers wishing to avail themselves of the indulgence of retiring from the Service, according to the Regulations, shall signify the same to Government, through the Commander in Chief. On the sanction thereof by Government, with the approbation of the Commander in Chief, being obtained, a Certificate signed by the Secretary to Government shall be delivered to each Officer stating the permission granted to, and the length of actual Service of such Officer. When the application is forwarded to Government, the Adjutant General is to specify the length of actual Service, to enable the Secretary to furnish the requisite Certificate; viz:

I do hereby certify that —A. B.— in the Hon'ble Company's Military Service on the Bombay Establishment, obtained on the—of—, the permission of the Governor in Council to retire from the Service, and that, at that period, the length of Service of the said —A. B.— was —(including—of absence on furlough,) as appears by a certificate from the Adjutant General. *Given under my hand, at Bombay Castle, this—day of—18—.*

L. Officers meaning to avail themselves of the indulgence of retiring from the Service, but who apply only for leave to go on furlough, their Service is to be certified by the Adjutant General, as directed in the preceding case, that they may carry with them the necessary voucher on which to found their application to the Honorable Court of Directors in Europe, within the period prescribed by the Court's Orders of the 8th January 1796; viz.

I do hereby certify that—A. B.— in the Honorable Company's Military Service, on the Bombay Establishment, obtained on the—day— the permission of the Governor in Council to proceed to Europe, with the option of retiring from the Service; and that, at the above date, the length of Service of the said—A. B.— was—(including an absence of—on furlough,) as appears by a Certificate from the Adjutant General. *Given under my hand, at Bombay Castle, this—day of—18—.*

LI. Officers will be careful to provide themselves with the necessary Certificates from the Pay Department, which are prescribed by the Hon'ble Court's Orders.

REGULATIONS BY WHICH OFFICERS ARE TO DRAW THEIR PAY WHEN RETIRING FROM THE SERVICE.

G. G. O. 20th Nov. 1796. **LII.** (H. C. L. 22d April 1796, Para. III.) "A Certificate signed by the Military Auditor General shall be given to each Officer permitted to retire on full Pay, stating to what period he has received Pay and Allowances in India."

LIII. (Para. IV.) "Duplicates of the foregoing Certificates, shall be forwarded by the Ships in which the Officers permitted to retire proceed to Europe, and triplicates thereof by the next despatch."

LIV. (Para. V.) "No Officer shall be permitted to retire on his Pay without producing a Certificate from the proper Officer, stating that the Company have no demands upon him, according to the rules now in force."

LV. (Para. VI.) "No Advance shall be made to any Officer in India, on account of his allowance of Pay, on retiring from the Service, or after his quitting India to any person on his account."

LVI. (Para. VII.) "No Officer shall be allowed his Pay on retiring, without producing the Certificate required; or (if the case should occur) an affidavit, stating that he re-

ceived such Certificate in India, and has lost the same, stating by what means such loss has occurred."

LVII. (Para. VIII.) "On his arrival in England, each Officer retiring on his Pay, shall address the Court, stating the permission granted him for that purpose by the Government under which he served, and enclosing the Certificate required."

LVIII. (Para. IX.) "The Pay to Officers retiring, shall commence from the date of their last receiving Pay in India, according to the Certificate in that case required."

LIX. (Para. X.) "Such Pay shall be issued Quarterly."

LX. (Para. XI.) "Every Officer permitted to retire, when a Quarter Pay becomes due, shall transmit to the Auditor of India Accounts, a Bill in the following Form:—

The Honorable East India Company _____ *Dr.*

For the Amount of a Quarter or three months Pay as (rank to be here inserted) retired from the Service on the Bombay Establishment, from— to—.

(Signed) *A. B.*

LXI. (Para. XII.) "After due examination of the necessary Certificates by the Auditor, to whom they are to be referred, 3 months Pay shall be issued to Officers themselves, or to their certain Attornies, at the period abovementioned."

LXII. (Para. XIII.) "The rates of Exchange at which such Pay is to be issued, shall be the same as stated under the head of Furlough."

LXIII. (Para. XIV.) "On the Decease of any Officer who has retired from the service on his Pay, such Pay to the time of his death only, shall be issued to his legal Representative, on his producing a Certificate of similar import to that required in the regulations for Furlough."

LXIV. "At the periods appointed for payment, every Officer shall appear personally at the Auditor's Office; or if the Pay is to be drawn by Attorney, such Attorney shall produce a Certificate, signed by the Minister and Church-Wardens, or the Chief Magistrate of the nearest Town or Borough Corporate to the place of such Officer's residence, of his being then living."

Extract from a Letter from the Honorable the Court of Directors in the Public Department dated 15th November 1837, No. 31.

LXV. From a desire to promote to the utmost of our power the convenience and advantage of the Members of our Civil, Military and Marine Services when resident in this Country, we have been induced to make a change, which we have reason to believe will be highly beneficial to those interested by determining that their Pay be in future issued quarterly, instead of half yearly as heretofore.

LXVI. (H. C. L. 23d Dec. 1778, Para. LIII.) "As great inconvenience must necessarily arise to our Service, by allowing our Servants, Civil and Military, to resign their Stations, at any other places than at our respective Presidencies in India; we direct that you notify to them that their Resignations cannot be accepted, unless made at the Presidency under which they serve."

G. G. O. 8th
March 1780.

LXVII. The Hon'ble the Governor in Council is satisfied, that under the communication of the Court's Orders and the consequent intention of Government, Officers Commanding His Majesty's Regiments serving under this Presidency, will abstain from recommending to the Commander in Chief in India, any British Subject for a King's Commission, who cannot produce the Hon'ble Court's sanction; or that of Government, to his resigning the Service in which such British Subject may have come out to India, whether as a Writer, Cadet, or under other Covenants.

G. G. O. 11th
Dec. 1807.

LXVIII. With reference to the General Order of the 7th August 1829, the Right Honorable the Governor in Council is pleased to direct, that the following Copy of a Letter from the Honorable the Court of Directors, dated the 20th of December last, be published in General Orders, and to direct that the Medical Retiring Fund be considered in operation.

G. G. O. 11th
Sept. 1831.

LXIX. (I.) As there appears to be no prospect of amalgamating the Military and Medical Service upon your Establishment, in the formation of a Retiring Fund, we shall not object to the institution of a separate Fund for the Medical Service, as proposed, but cannot consent to the Remittance, through our Treasury, of so many as three Annuities of £ 300 in two years.

LXX. (II.) In our dispatch dated the 8th of August 1832, we stated our willingness to allow the remittance of Annuities for the Medical Service, proportioned to the amount which, in our dispatch dated the 28th March 1832, we expressed our readiness to sanction for the Army. In conformity with that intimation, we now authorize the Remittance through our Treasury, at the rate of two Shillings the Sicoa Rupee, of one Annuity of £ 300 in each year, on account of the Medical Retiring Fund upon your Establishment.

LXXI. (III.) In the event of the Fund being finally formed, we will give directions for a clause to be inserted in the Covenants of every person hereafter appointed to your Medical Service, binding himself to subscribe to it.