

S U P P L E M E N T
TO
GENERAL ORDERS.

SEPARATE No. 8 OF 1842.

BY THE HONORABLE THE GOVERNOR IN COUNCIL.

BOMBAY CASTLE, 9TH MARCH 1842.

The Hon'ble the Governor in Council is pleased to publish the following Compilation of all existing orders under the head "Effects of Deceased Officers and Soldiers, European and Natives."

By order of the Honorable the Governor in Council,

P. M. MELVILL, Lieut. Col.

Secy. to Govt.

EFFECTS OF DECEASED OFFICERS AND SOLDIERS, EUROPEAN AND NATIVES.

EUROPEAN OFFICERS AND SOLDIERS.

G. G. O. 21st
June 1841.

I. An Act of Parliament to consolidate and amend the Laws for punishing Mutiny and Desertion of Officers and Soldiers in the Service of the East India Company, and for providing for the observance of discipline in the Indian Navy, and to amend the Laws for regulating the payment of Regimental Debts, and the distribution of the effects of Officers and Soldiers, dying in service, also Rules and Articles for the better Government of the East India Company's Forces dated 4th August 1840. having been received from the Hon'ble Court of Directors, His Excellency the Commander in Chief will be pleased to cause copies of the same to be circulated immediately from the Adjutant General's Office, under that Officer's official signature, to all Officers Commanding Divisions, Stations, and Garrisons, and to each of the Hon'ble Company's European and Native Regiments.

II. Agreeable to the concluding Section of the Act which provides for the period at which its operation shall commence, the Hon'ble the Governor in Council is pleased to notify, that from and after 1st of July next, the New Act and Articles of War, are to be considered in full force and operation, and to be duly advertised to by all public authorities under this Presidency.

Fort William, 5th May 1841.

III. The Right Hon'ble the Governor General of India in Council is pleased to promulgate, for general information and guidance, the subjoined Sections of the Act 3rd and 4th Victoria; Chapter XXXVII, and Extracts from the Articles of War, providing for the care, application and distribution of the effects and credits of deceased Officers and Soldiers in the Service of the East India Company.

IV. And whereas by an Act passed in the sixth year of the reign of His Majesty King George the Fourth, intitled an Act to amend Section 6. G. 4, C. 61, two Acts of fifty-eighth year, of His late Majesty for regulating the payment of Regimental Debts, and the distribution of the effects of Officers and Soldiers dying in the Service, and the receipt of sums due to Soldiers, and of the fourth year of Her present Majesty, for punishing Mutiny and Desertion of Officers and Soldiers in the service of the East India Company, provision is made for the care, application and distribution of the effects and credits of Officers and Soldiers, in the said Company's Service, and it is expedient to render such provisions more effectual; he it enacted, that it shall be lawful for all persons, who may be employed or required, by

Persons employed under Articles of War, to collect effects of Officers and Soldiers, dying in service abroad, may do so without probate or letters of administration.

or under the authority of any Articles of War in force for the time being for the European Officers or Soldiers in the Service of the said Company to take care to collect or superintend or direct the collection of the effects of Officers or Soldiers dying in the service of the said Company out of the United Kingdom, to

ask, demand, and receive any such effects, and to commence, prosecute and carry on any actions or suits for the recovery thereof, and to sell, and dispose of the same, without taking out any letters of administration, either with any Will annexed or otherwise, in every respect as if such Officer or persons employed or required as aforesaid had been appointed executors, or had taken out administration of such effects; and no Registrar of any Court in the East Indies, or any persons acting under the appointment or authority of such Court and Colligenda or otherwise shall in any manner, interpose in relation to any such effects, unless required and authorized so to do by any such Officer or persons employed or required as aforesaid, any Act or Acts, Law, Statute or Usage, to the contrary notwithstanding.

V. And be it enacted, that all sums of money due by deceased Officers and Soldiers in respect of any Military Clothing, Appointments and Equipments, Servant's Wages due, and household debts, and to have priority accordingly.

and all sums of money due to any Agent or Pay-master or Quarter Master or any other Officer, upon any such accounts, or on account of any advance made for any such purpose, and also any charges or expenses attending or relating to illness or funeral of any such Officer or Soldier, shall be deemed and taken to be Regimental debts, and shall be paid out of any arrears of pay or allowances, or out of any prize or bounty money or the equipage, goods, chattels, and effects of any Officer or Soldier, dying out of the United Kingdom while in the service of the said Company, in preference to any other debts, claims, or demands whatsoever, upon the estate and effects of such Officer or Soldier, and if any doubt shall arise as to

Military Secretary to decide doubts as to Regimental debts,

whether any claim or demand made in relation to any Officer or Soldier is a Regimental debt or not, or whether such charges or expenses attending or relating to the illness or funeral of such Officer or Soldier, are

proper to be allowed, such question shall be decided and concluded by the order or certificate of the Military Secretary to the Government of the Presidency, to which such Officer or Soldier shall have belonged; and all such payments shall be good and valid in law, and every person who shall make any such payment out of any such arrears of pay, effects, or proceeds as aforesaid under the provisions of this act, or in pursuance of any such order or certificate of such Military Secretary or into whose hands any such money shall come, shall be and are hereby indemnified for and in respect of such payments, and all other acts, matters, and things, done in pursuance of the provisions of this order or certificate of the said Military

Secretary, in relation to the distribution of such assets ; any thing in any Act or Acts, or Law or Laws, to the contrary notwithstanding.

VI. And be it enacted, that all such Regimental debts shall and may be paid without probate of any Will being obtained, or any letters of administration or any confirmation of testament, of letters testamentary or dative being taken out of any person : and the surplus only to be deemed personal estate to be administered.

plus only of such arrears of pay or allowances, prize or bounty money, equipage, goods and chattels, or the proceeds thereof, shall be deemed the personal estate of the deceased, for the payment of any duty in respect of any probate, or of any letters of administration, or confirmation of testament, or letters testamentary or dative, or for the said Military Secretary to order and direct the payment or distribution of any such surplus in any case in which the same shall not exceed five hundred Company's Rupees, without any probate or letters of administration, or confirmation of testament, or letters testamentary or dative, or payment of any duty of stamps, or upon legacies or otherwise, and it shall also be lawful for any

Military Secretary to administer such surplus when not exceeding 500 Company's Rupees, without probate or administration, and duty free.

Paymaster or other person to issue any sum not exceeding the value of five hundred Company's Rupees, which may be due to any Officer deceased, or to the Widow or relative of any other Officer deceased, or the representatives, of any Officer's widow or relative of India, in like manner without any probate or letters of administration, or confirmation of testament, or letters testamentary or dative, or payment of any duty of stamps, or upon legacies or otherwise, the same to be paid to the persons who shall be notified by the said Military Secretary as aforesaid as being entitled thereto and all such payments respectively shall be as valid and effectual, to all intents and purposes, as if the same had been made by or to any executor, or administrator, or under the authority of any probate or letters of administration or confirmation of testament, letters testamentary, or dative, any thing in any Act or Acts, or Law or Laws, to the contrary notwithstanding.

VII. And be it enacted, that such effects, or the proceeds or surplus of such effects, of any Officer or Soldier so dying when remitted to any person under any order of the Military Secretary to the Government of any of the said Company's Presidencies, or to such Military Secretary, shall not by reason of coming to the hands of such person or Military Secretary be taken to be assets or effects in the place to which such proceeds or surplus may be remitted, so as to render it necessary that administration should be taken out in respect thereof, and it shall be lawful for the Military Secretary to the Government of the Presidency to which the deceased Officer or Soldier shall have belonged to order that such effects, or the proceeds or surplus of any such effects, shall be remitted to any other place in India, where the same can more conveniently be paid over to the person or persons entitled thereto ; and the obedience to the orders of such Military Secretary in respect to the payment and disposal of any such effects, shall be a discharge from all actions, suit and demands, in respect thereof, to any person, to whose hands any such effects, proceeds or surplus, shall have come, and which shall have been paid and disposed of under the order of such Military Secretary.

Effects remitted not deemed assets in the place to which remitted, so as to render administration necessary, and Military Secretary authorized to order remittance of effects to any other place in India.

administration should be taken out in respect thereof, and it shall be lawful for the Military Secretary to the Government of the Presidency to which the deceased Officer or Soldier shall have belonged to order that such effects, or the proceeds or surplus of any such effects, shall be remitted to any other place in India, where the same can more conveniently be paid over to the person or persons entitled thereto ; and the obedience to the orders of such Military Secretary in respect to the payment and disposal of any such effects, shall be a discharge from all actions, suit and demands, in respect thereof, to any person, to whose hands any such effects, proceeds or surplus, shall have come, and which shall have been paid and disposed of under the order of such Military Secretary.

VIII. And be it enacted, that the effects, or the proceeds or surplus of such effects, of any such Officer or Soldier dying as aforesaid, which shall remain after satisfying such Regimental debts as aforesaid shall, with all convenient speed be transmitted to such Military Secretary, by the Officer or

Mode of administering Surplus prescribed.

person employed or required to take care of, collect, and receive the same as aforesaid ; and such Military Secretary shall cause the same, or the surplus thereof remaining after satisfying such debts; and after such payment and application as is herein before authorized, to be paid to the Executor or legal representative (if in India) of such Officer or Soldier ; or if such Executor or legal representative shall not be in India, or shall not within twelve months from the death of such Officer or Soldier claim such surplus, then and in that case, such Military Secretary shall remit the said surplus to the Court of Directors of the said Company in London, to be by them paid to the Executor or legal representative of such Officer or Soldier so deceased, and such remittance, at the end of twelve months as aforesaid shall be a discharge to such Military Secretary from all actions, suits, and demands in respect of such surplus ; provided always, that the Registrars of Her Majesty's several Supreme Courts in India shall not be required or entitled to take out letters of administration with the Will annexed or otherwise, in respect of such surplus, and in all cases in which the surplus so to be remitted by the said Military Secretary to the said Court of Directors in London, shall not exceed fifty pounds, it shall be lawful for the said Court of Directors to order and direct the payment and distribution thereof to the parties entitled thereto, without any probate, letters testamentary or dative or payment of any duty, of stamps upon any legacies or otherwise.

Registrars of Supreme Courts not to take out administration to surplus, Court of Directors may distribute remitted surplus if not exceeding £ 50.

London, shall not exceed fifty pounds, it shall be lawful for the said Court of Directors to order and direct the payment and distribution thereof to the parties entitled thereto, without any probate, letters testamentary or dative or payment of any duty, of stamps upon any legacies or otherwise.

IX. When any Commissioned Officer shall happen to die out of the United Kingdom, or be killed in the Service, the Major of the Regiment or Battalion, or the Officer doing the Major's duty, shall immediately secure all his effects, or equipage then in Camp or Quarters, and shall, with all convenient speed, and not later than one month after the death of the Officer, with the assistance of two other Officers not under the rank of Lieutenant, having served not less than eight years as a Commissioned Officer, to be appointed by the Commanding Officer of the Regiment or Battalion make an Inventory, together with

an account of the debts and credits to the Office of the Military Secretary to the Government of the Presidency to which such Officer belonged, to the end, that after payment of such Officer's Regimental debts, and quarters and interment, the overplus, if any, be paid over by the said Military Secretary to the legal representatives of the Officer so deceased, as hereinafter mentioned.

X. When any Non-Commissioned Officer shall happen to die out of the United Kingdom, or be killed in the Service, the then Commanding Officer of the Troop or Company to which he may have belonged, shall, in the presence of two other Commissioned Officers, take an account of whatever effects he dies possessed of, besides his Regimental Clothing, Arms and Accoutrements, and of his credits, and shall take care that the same be applied in the first instance to the liquidation of his Regimental debts, the remainder, if any, to be paid over to his legal representative, under the directions of the Military Secretary to the Government of the Presidency to which such Officer shall have belonged, and the Major and other Officers to be selected and appointed for the purpose aforesaid, who are hereby authorized and required to take upon them the said duties, shall faithfully discharge the same, and in all respects conform to the Provisions and Regulations of the Laws in force in this behalf, particularly of an Act passed in the 3rd and 4th years of our reign, Chapter 37, intitled "an Act to consolidate and amend the Laws for punishing Mutiny and Desertion of Officers and Soldiers in the Service of the East India Company, and for providing for the observance of discipline in the Indian Navy, and to amend the Laws for regulating the payment of Regimental debts, and the distribution of the effects of Officers and Soldiers dying in the Service" particularly Sections 48, 49, 50, 51 and 52 of the said Act.

XI. In pursuance of the provisions of the above cited Sections of the Mutiny Act and Articles of War for the better government of Officers and Soldiers in the Service of the East India Company, the Governor General in Council is pleased to lay down the following Rules of procedure to be observed on the decease of Officers and Soldiers.

XII. Immediately upon the decease of an Officer present with his Regiment, the Major of the Regiment, or the Officer who may be second in Command at the time with the Regiment, having secured the effects or equipage of the deceased, a Committee of Adjustment shall be assembled without delay, whose duty it will be, in all cases, to search for a Will, to make an Inventory of effects, and an account of the debts of the deceased.

XIII. The Inventory, together with the account of debts and credits, and any sum which may remain after satisfying the Regimental debts, will be transmitted by the Committee, through the Officer Commanding the Regiment, to the Military Secretary to Government, to be by him paid to the Executor or legal representative of the deceased.

XIV. In all cases where a Will is not found, and the estate is not solvent; or when no Executor is appointed, or when the Executor named in the Will is at too great a distance to be communicated with within one month; it will be the duty of the Committee to cause the live Stock and other property of the estate to be sold by public auction without delay; but in the event of the Executor being on the spot or within the distance above indicated, the estate appearing to be solvent, the Committee will communicate with him, and reserve or dispose of the live Stock and other property of the estate as he may desire; the proceeds of sale and the property reserved being subject, however, to the orders of the Military Secretary to Government, without whose authority no effects, or proceeds, or surplus of effects, are to be made over to the Executor.

XV. The Committee will, in all cases, draw the arrears of pay, &c. which may be due to the deceased, and accounts of estates are not to be closed until such pay &c. shall have been received. To relieve the Committee from the charge and responsibility of keeping proceeds of estates in their hands, pending the close of accounts, remittances on account are to be made to the Military Secretary to Government.

XVI. To avoid delay in adjusting the arrears of pay due to Officers deceased, it will be the duty of the Military Auditor General, immediately on receiving notice from the Military Secretary to Government, or other, certain information of the decease of an Officer, to cause all Bills in his office connected with the deceased in any way, to be examined and checked, in order to their early settlement.

XVII. The Committee will record and sign their proceedings, entering, with all other necessary particulars the date, places and object of their assembly as well as the names of the Convening Officer, and of the President and Members. When any delay appears likely to occur in bringing the proceedings to a close, a special report of the circumstance is to be made to the Military Secretary to Government, by the Committee, with a statement of the progress made up to the date of such report.

XVIII. All proceedings and papers connected with estates transmitted to the Military Secretary to Government, and all references for instructions made to him are to be forwarded through the Convening Officer, who is considered responsible for the regularity of the procedure of the Committee. All correspondence with the Registrar of the Supreme Court, relative to his taking out administration to estates, is restricted to the Military department; and Committees of Adjustment will neither communicate their proceedings direct to the Registrar, nor will they make remittances on account of estates direct to the General Treasury, but only through the Military Secretary to Government.

XIX. In the case of demise of an Officer possessed of instruments, field books or other articles, the property of Government, it will be the duty of the Committee of Adjustment to report specially upon such public property to the Convening Officer, who will be held responsible that the same be not sold with the private effects of the deceased, and that proper mea-

sure be taken for its safe custody: A copy of such special report will be inserted in the proceedings of the Committee.

XX. With reference to section XLIX, of the Mutiny Act, it is hereby notified that, all sums due to the Military Fund are of the nature of Regimental debts; but claims or demands of the undermentioned descriptions, are not Regimental debts, and therefore will not be settled by Committees of Adjustment.

Bills of tradesmen of every class, without exception.

Private accounts of agents, merchants, shop-keepers, money-lenders and dealers.

Claims for money borrowed for the purpose of building or purchasing quarters, to distinguish it from money due for the hire of quarters, or for their purchase from the former proprietor, which is a regimental debt.

Mess bills for any period in arrears beyond the month in which an Officer dies and the immediately preceding month.

Bills for liquors supplied from the Mess Stores to unmarried Officers separate from their charges at Mess.

Bills on account of subscriptions to Regimental Bands, Book Clubs, and similar private institutions.

XXI. When an Officer separated from his Regiment by employment on the general Staff, or by having obtained leave of absence, or by any other circumstance, or an Officer of the invalid establishment, shall die at any station, it will be the duty of the Officer Commanding at such station to order a Committee of Adjustment to assemble, without delay, consisting of a President, being either not under the rank of Major or the next Senior Officer available at the station, and of two Members, who shall, in all practicable cases, be Officers of eight years standing in the service; and such Committee shall proceed in every particular in the mode laid down in the foregoing Rules for the guidance of Regimental Committees of Adjustment. In the case, however, of an Officer temporarily detached from his Regiment, dying at a station other than that to which he properly belongs, it will likewise be the duty of the Officer of the Regiment, on receiving intimation of his decease, to convene a Regimental Committee in the usual manner; and in such a case, the Regimental Committee and not that assembled where the individual died, will draw the arrears of pay; and the proceedings of the latter Committee will be forwarded to the Officer Commanding the Regiment to which the deceased belonged, in order to their communication to the Regimental Committee of Adjustment, and to their transmission simultaneously with the proceedings of the Regimental Committee to the Military Secretary to Government.

XXII. Officers Commanding at stations where detached Officers die, will consider all the foregoing Rules relating to the duties and responsibilities of Regimental Commanding Officers, to be equally applicable to themselves.

XXIII. On the decease of Warrant Officers, and of Non-Commissioned Officers and Soldiers in detached employ, Committees of Adjustment, composed of three Commissioned Officers will be assembled by order of the Officer Commanding at the station, and will proceed in the mode herein before prescribed.

XXIV. It is the duty of the Town Major to convene Committees of Adjustment on the effects of Officers dying at the Presidency; such Committees to consist of any three Officers who may be available, the President being not under the rank of Major and the Members of at least eight years standing in the service. The proceedings of such Committees will be forwarded direct to the Military Secretary to Government, to whom application is to be made, when necessary, for instructions.

XXV. Such parts of the foregoing Rules as are applicable to the cases of Soldiers dying in the service, and are in conformity with the Mutiny Act and Articles of War relating thereto, are hereby extended to such cases.

G. G. O. 19th
July 1823.

XXVI. The Governor in Council considering the trouble and inconvenience to which the Commanding Officers of European and Native Corps are, occasionally subject, in collecting the full amount for which the effects of a deceased Officer may have been sold, when taken charge of by them, according to the Articles of War, is pleased to declare, that all Officers who have purchased, or may hereafter purchase the effects of deceased Officers at public sale in Camp or at Military Stations, and are or may be prevented from paying for the same, according to the terms of sale, by unforeseen circumstances, shall be liable to be called upon for such Debts by the Divisional Paymaster within whose range they may happen to be serving, or by the Regimental Paymaster, according to the following scale:—

	{	Colonels of Regiments, Rupees	250	per month.
	{	Lieut. Colonels	200
	{	Majors	150
	{	Captains	75
	{	Subalterns	45
	{	Conductors	20
	{	Serjeants	5
	{	Corporals or drummers ..	3
	{	Privates	2
	{	Natives: { One fourth of the Pay of		
	{	{ their respective Ranks. }		

For Debts under 1000 Rupees

XXVII. The Stoppages from the Field Officers and Captains, where the purchases may exceed one thousand Rupees each, to be at the following rates :—

Colonels of Regiments,	Rupees 300	per month.
Lieut. Colonels	250	„ ..
Majors	200	„ ..
Captains	150	„ ..

XXVIII. The Rule is considered only to apply, when the responsible Officer deems such a mode of proceeding expedient for the recovery of money for which he is rendered answerable by the Articles of War, and Rules of the Service; and not to be resorted to upon every occasion of the sale of such Property, when the Purchasers continue upon the spot.

XXIX. The Governor in Council deeming it expedient to establish Regulations for the recovery of Public Claims, against the Estates of deceased Officers on this Establishment, is pleased to publish for the information and guidance of Officers in Command of Corps, and of all such Officers as may have unclaimed dividends in their hands, belonging to the Estates of Military Persons deceased, the following Extract of a letter from the Hon'ble the Court of Directors, dated the 15th February 1804, to the Government of Fort St. George, as constituting the grounds on which these Regulations are established: viz.

G. G. O. 18th
Nov. 1806.

XXX. (*Para. XVIII.*) "By the existing Regulations in Bengal, the produce of the Effects of deceased Officers and Soldiers is deposited in our Treasury, to await the claims of the Representatives of the deceased; and we direct that the same Rule be established at your Presidency, and that Annual Statements of such Deposits be transmitted to us."

XXXI. The Sub-Treasurer at the Presidency is to receive all such Sums as may be tendered to him, in consequence of the Order contained in the preceding paragraph.

XXXII. For the convenience of the Officers who may have to remit unclaimed dividends of Estates, from the Out-Stations, all Paymasters are hereby directed to receive such Sums as may be tendered to them on that account, and to grant Bills on the Military Accountant at the Presidency, drawn in favor of the Sub-Treasurer specifying in the body of the Bill the Officer from whom the money is received, also the Estate on account of which it is paid.

XXXIII. The Bills so granted, will be forwarded by the Officer paying in the money, to the Sub-Treasurer at the Presidency, who has directions to grant Receipts for the same, and to return them by dawk to the Officer forwarding the Bill,

XXXIV. Several instances having occurred in which the provisions of G. G. O. 18th November 1806 have been overlooked by Officers in charge of the Estates of deceased Military Men, the Hon'ble the Governor in Council is pleased to republish the Rule in question, and to call the particular attention to it of all Officers concerned.

G. G. O. 9th
March 1841.

XXXV. Previously to the amount of the Estate of deceased Officers being paid into the Treasury, it is directed to be ascertained by the Officer in charge of the property whether the Hon'ble Company have any demands against the deceased, for which purpose he will communicate to the Military Auditor General, the amount of the balance in his hands, and will retain the amount until the receipt of the reply of the Military Auditor General, who, if any claim should exist, will specify the amount to be retained on account of the Company, and the remainder to be paid into the Hon'ble Company's Treasury without delay, by the Officer in charge agreeably to the instructions in the preceding paragraphs.

XXXVI. The Military Auditor General will furnish the Officers of the Pay Department with such instructions as he may deem requisite, for ascertaining, with any probable degree of accuracy and promptitude, the extent of any Demands that may exist on account of the Company against the Estates of deceased Officers; and it is understood that such Sums only shall be claimed, as may be of a nature to render the confirmation of the Demand probable, on final Audit.

G. G. O. 18th
Nov. 1806.

XXXVII. The Governor in Council is pleased to direct, that all sums which may be paid into the hands of any Paymaster to the order of the Military Secretary to the Government, on account of the Estate of any deceased Officers and Soldiers, under the Provisions of the late Mutiny Act, be immediately remitted to the Sub-Treasurer at the Presidency on account of the Military Secretary.

G. G. O. 16th
Aug. 1824.

XXXVIII. Adverting to the General Order by Government, dated the 16th August last, the Honorable the Governor in Council is pleased to direct, that Officers taking charge of the Effects of any deceased European Non-Commissioned Officer or Soldier under the Articles of War, do specify the age and place of Nativity of the deceased, when paying the surplus or remainder over to the order of the Military Secretary to the Government, or such other particulars as may identify the party or parties deceased.

G. G. O. 12th
Oct. 1824.

XXXIX. All deposits on account of deceased European Soldiers will be published half yearly, with a notification, that all claims to such Estates which may not be preferred within six months from the date of the Advertisement, will not be admitted in India. All parties therefore concerned in such Estates must, after the expiration of that period, apply to the Honorable Court of Directors in England.

XL. Officers taking Charge of the Effects of deceased Officers will notify the same, as formerly, in the Bombay Government Gazette, specifying the amount paid over to the order of the Military Secretary to the Government.

G. G. O. 1st Feb. 1833. XLI. (See) Advertisements as it may be necessary to publish in regard to Estates, shall be sent to the Government Gazette, and no charge on account of an Advertisement shall be admitted against the Estate of any deceased Officer or Soldier.

G. G. O. 19th July 1825. XLII. Commanding Officers, on the death of any Officer, will immediately report the Casualty to the Secretary to Government in the Military Department, and whether any Will has been found; or Executor or Executors named therein.

XLIII. All Officers in the Command of European Corps in the Honorable Company's Military Establishment under this Presidency, or of Corps to which any Europeans may be attached, are required to transmit Monthly to the Military Secretary, a Return according to the following form, shewing the amount standing to the Credit, after the payment of the Regimental Debts, of deceased Non-Commissioned Officers or Soldiers and the manner in which the same may have been appropriated.

XLIV. Statement of sums remitted to the General Treasury on account of the Estates of deceased Warrant Officers and Non-Commissioned Rank and File.

Date of Remittance.	Names of Deceased Persons.	Rank and Corps.	Date of Casualty.	Place of Nativity.	Amount of Estates.

XLV. Corresponding Returns to be sent with the Remittance to the Sub Treasurer.

G. G. O. 1st Feb. 1833. XLVI. Officers who make remittances to the Sub-Treasurer, on account of the Estates of Deceased Military Men, shall invariably report the amount of the same to the Military Secretary to Government, and such Officers omitting to do so, will be held responsible for any loss to an Estate which such omission may occasion.

G. G. O. 15th Dec. 1825. XLVII. With a view to relieve the Estates of Deceased Officers from the loss to which they are liable, in the remittance of the proceeds thereof from Subordinate Stations to the Presidency by Private Bills, the Honorable the Governor in Council is pleased with reference to the General Order by Government of the 19th July last, to authorize such remittances being made through the Military Paymaster, by a Bill on the Military Accountant; the Estates in question being of course liable to the fixed Exchange on the Local Currencies, as issued to the Troops.

G. G. O. 11th Oct. 1825. XLVIII. The amount of the Estates of deceased Officers and Soldiers of the Honorable Company's Service may also be remitted to their Heir in Europe by a Bill on the Honorable Court.

G. G. O. 8th Jan. 1835. XLIX. (G. O. G. I. C. dated the 19th December, H. C. L. dated 11th July 1834, Para. I.) In reference to our dispatch to the Government of Bengal, dated the 25th May 1825, we desire that, in future, the Bills of Exchange upon us for the effects of deceased Non-Commissioned Officers and Privates, in both the Queen's and Company's Service, be drawn at the rate at which their Pay is issued at the respective Presidencies.

G. G. O. 7th July 1840. L. (H. C. L. dated 10th April 1838, Para. I.) Difficulties and inconvenience in the settlement of Property affected by the death of Soldiers of our Service, are frequently experienced by the relatives in this Country, from the want of the Will, or other Testamentary document under which the Soldier's effects are bequeathed.

LI. We desire that in future you will cause all documents of this description, after being duly registered, and acted on at your Presidency, to be transmitted in original to this Country.

LII. Under the foregoing instructions, the Right Hon'ble the Governor in Council directs, that the original Will of deceased Soldiers, after being duly registered and acted upon, are in future to accompany the annual lists and accounts, in order that the whole of the annual documents connected with the estates of deceased Soldiers, may be at once transmitted to the home authority.

G. O. C. 21st Jan. 1833. LIII. In a late instance of reference to the Accounts Current with the Estates of deceased Officers, Non-Commissioned Officers, Privates &c. transmitted with the Annual Lists and Accounts, it was discovered, by comparing the Lists transmitted to the Office of the Adjutant General with those in the Treasury, that they were very imperfect and defective; and in order to guard in future against errors in documents of such importance, these accounts are invariably to be supported by the transmission of the Sub-Treasurer's receipt for those sums lodged in the Public Treasury, as also the receipt of any other person to whom the effects of deceased Soldiers may have been delivered. Prior, therefore, to any payment, receipts in duplicate, or even in triplicate if necessary, to be demanded, in order that one may be forwarded to Head Quarter with the Annual Lists of Regiments, in compliance with the provisions of this Order.

NATIVE OFFICERS AND SOLDIERS.

G. G. O. 3rd July. 1823. LIV. Some Regulation by Government appearing to be wanted for ensuring the safety of the Property of deceased Native Officers and Soldiers at all times, the Governor in Council is pleased to direct that, when any Native Commissioned Officer may die or be killed in the Service, the Commanding Officer of the Battalion shall, when no Heirs are upon the spot, direct an Inventory to be taken by a Court-Martial composed of three Native Officers, and order the Effects to be publicly sold, and discharge afterwards such Debts as he is authorized to do by the Articles of War, and account for the remainder to the legal Heir or Heirs of the Deceased.

LV. In the event of no Persons establishing a claim to the Property of a Native Officer who may die in Cantonments, or at a Garrison Station within the limits of this Presidency, within twelve months from the date of the Casualty; the amount must then (or sooner, should the Corps to which the Deceased belonged, march from the Station,) be lodged in the hands of the Paymaster of the Division in which the Regiment to which the Deceased belonged may be serving.

LVI. The duty of securing the Property of a deceased Native Non-Commissioned Officer or Sepoy, under similar circumstances, will rest with the Officer Commanding the Company he belonged to, who will finally dispose of it in the manner directed in the preceding paragraph.

LVII. When Troops are employed on Foreign Service, or in the Field beyond the limits of this Presidency, the amount of the Property, including arrears of Pay due to deceased Native Officers and Soldiers, when no Heirs are on the spot, is to be paid over to the Paymaster to the Troops, within three months from the death of the Individual, and who will grant Receipts in duplicate for the same.

LVIII. The Inventories, and any valuable documents that may be found, will be lodged in the Adjutant's Office; and that Officer will keep a Book, in which will be registered the Estates of Native Officers and Sepoys, which the Commanding Officer must examine along with the other public Records.

LIX. Officers Commanding Companies will prepare a Statement of the amount of Property of each deceased Individual, for the Adjutant's information, and will likewise afford him every information in their power regarding the Heirs of the Deceased.

LX. An Officer having Property as above on hand, will of course upon his change of Battalion, or Furlough beyond the limits of the Presidency, transfer it to the Officer who may succeed him in Command of the Battalion or Company, as the case may be.

LXI. In case of any Claim to the proceeds of the Estate of a deceased Native Officer or Sepoy, after the same are deposited with the Paymaster, such Claim shall, though not contested, be investigated by Punctaut, or a Court of Inquiry in the Battalion to which the Deceased belonged, and upon its being satisfactorily established in the opinion of the Commanding Officer, he is to certify to that effect, together with the Adjutant; upon which Certificate, the Paymaster will consider himself warranted in paying the Money to the Claimant, taking his Receipt.

LXII. All contested Claims are to be referred to the Zillah Court in the Division where the Battalion the Deceased belonged to, may be employed; and upon the Magistrate granting a Certificate that such a Person is entitled to the Property, it will be paid by the Paymaster as directed in the preceding paragraph.

LXIII. The investigation by the Punctaut, or Native Court-Martial, is to be limited to the property in Camp or Quarters, and not to extend to the disposal of landed or other property, or passing an opinion on such points.

LXIV. The Honorable the Governor in Council is pleased to direct, that in future Paymasters will furnish lists every six months, accounting for receipts and disbursements, to the Military Accountant instead of the Accountant General as heretofore.—The Military Accountant will therefore prepare the Accounts from the Lists, and render them to the Accountant General for publication.

G. G. O. 9th
April 1825.

LXV. In every Battalion where a Register of unclaimed Property of deceased Native Officers and Soldiers, may not have been regularly kept in a Book by the Adjutant, Commanding Officers will be pleased to lose no time in causing one to be framed, with as much correctness as may be practicable, and which Record will be inspected and reported upon, annually, along with the other public Records, by Reviewing Officers.

G. O. C. 8th
July 1828.

LXVI. All Claims made by the Families of Sepoys killed, or deceased, for Pay which may be due to them, shall be confined to the following degrees of relationship; vizt.

G. O 3rd Oct.
1786.

Widows and Children.
Fathers and Mothers.
Brothers and Sisters.

LXVII. And all such Claims will be admitted only upon the Parties producing a Certificate, duly signed by the respective Commanding or Staff Officers.

LXIX. The Government General Order of the 4th September last, providing for the remittance of Sepoy's savings to their Families in Hindoostan, is extended to the Remittance of deceased Sepoy's effects to their Heirs in Hindoostan; and all Departments concerned will accordingly be guided in the latter cases by the Rules laid down in the General Order alluded to.

G. G. O. 24th
June 1824.

LXX. The Hon'ble the Governor in Council having resolved that the practice of publishing in the Government Gazette, translations in the Native Languages, of the statements of Unclaimed Sums deposited in the General Treasury, as well as those belonging to deceased Sepoys and Lascars, shall be discontinued; Officers in Commands of Regiments are required to cause to be communicated to the Men under their command, any information which may appear in the Government Gazette, of deposits in which they may be interested in the same mode in which the General Orders of Government, and of His Excellency the Commander in Chief are now made known to them.

G. G. O. 30th
July 1840.

G. G. O. 16th
April 1841.

LXXI. The Honorable the Governor in Council is pleased positively to prohibit the system hitherto followed in the Irregular Corps under this Presidency; of appropriating to the use of the Officers in Command; the Estates of such deceased Men, as may die without heirs, and to declare that all such Estates are in future to be subject to the same Regulations, and to be disposed of exactly in the same manner, as the Estates of Soldiers in the Regular Army, dying under similar circumstances.