

WORKMEN'S COMPENSATION
ACT 1923 FOR THE YEAR 1959

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**ADMINISTRATION REPORT FOR THE PERIOD FROM 1st JANUARY
TO 31st DECEMBER 1959 ON THE WORKING OF THE WORKMEN'S
COMPENSATION ACT, 1923.**

I. Personnel.—Sri V. Balasundram, I.A.S., continued to be the Commissioner for Workmen's Compensation, during the period from 1st January to 22nd February 1959 *a.n.* Sri P. V. Viswanathan, Joint Inspector of Factories, Madras, held full additional charge of the post of the Commissioner for Workmen's Compensation from 23rd February to 12th May 1959 *a.n.* Sri T. N. Lakshminarayana, I.A.S., assumed charge as Commissioner for Workmen's Compensation, Madras with effect from 13th May 1959 *f.n.* Sri K. Srinivasan, B.A., Assistant Commissioner of Labour, continued to be the Additional Commissioner for Workmen's Compensation during the period from 1st January to 9th May 1959 *a.n.* Sri K. V. Parthasarathy continued to be the Additional Commissioner for Workmen's Compensation throughout the year. Sri C. R. Viswanathan was working as Additional Commissioner for Workmen's Compensation from 10th May to 31st December 1959.

II. Summary of proceedings.—There were 185 cases pending at the commencement of the year 1959. Five hundred and eighty-seven cases were filed and seven cases were received from the Commissioners of other States for disposal during the year. Of these 779 cases, 534 cases were disposed of during the year. Seventy-six of the 245 pending cases have since been disposed of.

III. Details of proceedings—(1) *Award of compensation under section 10.*—There were 54 cases pending at the commencement of the year. Eighty relating to death, 57 relating to permanent disablement and 3 relating to temporary disablement were filed during the year. Of these 194 cases 88 were disposed of during the year. Forty-five of the 106 pending cases have since been disposed of.

(2) *Distribution of compensation under section 8 (1).*—Fifty-seven cases were pending on 1st January 1959. One hundred and thirty-one cases were filed during the year and seven cases were transferred by other Commissioners for disposal under section 21 (2). Of these 195 cases, 126 cases were disposed of during the year. Thirty-one of the 69 pending cases have since been disposed of. The compensation deposited was distributed to dependants of deceased workmen in 124 cases, refunded to the depositor in one case and transferred to the Commissioner of another State in another case.

(3) *Deposit in favour of women and persons under a legal disability.*—Five cases were pending at the beginning of the year. Thirteen cases were filed during the year. Twelve of these 18 cases were disposed of during the year.

(4) *Deposit under section 8 (2).*—Twelve cases were pending at the commencement of the year and 35 cases were filed during the year. Of these 47 cases, the compensation deposited was distributed to the injured workmen in 35 cases. Twelve cases were pending at the end of the year.

(5) *Application for indemnification under section 12 (2).*—One case was pending at the commencement of the year. Three cases were filed during the year, of these 4 cases two cases were disposed of during the year.

(6) *Registration of agreement under section 28.*—Forty-eight agreements were pending registration at the beginning of the year. Two hundred and forty-two relating to permanent disablement and 23 relating to temporary disablement were filed during the year. Two hundred and sixty-six agreements

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were registered during the year. Fifty-one agreements relating to permanent disablement and relating to temporary disablement were pending at the close of the year.

The total amount of compensation paid in respect of the 243 agreements relating to permanent disablement registered during the year was Rs. 1,35,487-98.

(7) *Inquiry under section 31.*—Eight cases were pending at the commencement of the year. No applications were received during the year. Of these 8 cases 5 were disposed of.

In addition to the above, there were 10 cases in which the Commissioner himself took action for recovery under section 31 of the Act. Recovery was ordered in 2 cases during the year. Amounts were collected in 6 cases.

(8) *Inquiry under the Workmen's Compensation (Transfer of Money) Rules, 1935.*—Seven cases were pending on 1st January 1959. Nineteen cases were received during the year. Inquiries were completed in 23 cases.

The total number of cases in which the money was transferred to this court for disposal during the year was 13 and the total amount so transferred was Rs. 49,735-69 nP.

(9) *Return under section 16.*—Returns were called for from 9,078 factories and establishments and were received from 6,959 factories and establishments. Seventy cases of death, 121 accidents resulting in permanent disablement and 14,631 resulting in temporary disablement were reported in these returns as against 49 cases of death, 106 accidents resulting in permanent disablement and 8,153 resulting in temporary disablement reported during the previous year. The total amount of compensation paid during the year was Rs. 11,3149-16 for death, Rs. 58,617-86 for permanent disablement, and Rs. 1,28,981-20 for temporary disablement, the figure for the previous year being Rs. 71,815-48 for death, Rs. 96,522-60 for permanent disablement and Rs. 94,360-64 for temporary disablement.

A consolidated statement showing the total number of cases of accidents reported and the compensation paid is enclosed.

One prosecution was launched during the year for non-submission of annual returns against the employers. This was disposed of during the year. A sum of Rs. 10 was realized as fines.

(10) *Reference under section 19.*—Twenty-nine references were received from employers for the Commissioner's opinion as to their liability to pay compensation under the Act. All the references were answered during the year.

(11) *Accidents reported—Fatal.*—One hundred and twenty-seven reports and petitions were pending at the beginning of the year. Ninety-nine reports were received during the year. Three hundred and eleven petitions were received from the dependants of deceased workmen. Of these 537 reports and petitions, compensation was awarded or paid in 126 cases, 1 case was transferred to other Commissioner, the amount was refunded to the employer in another case for want of dependants, no compensation was found payable in 17 cases, and 202 cases were lodged. Of the remaining 190 pending cases 17 have since been disposed of.

(12) *Accidents reported—Non-fatal.*—Two hundred and seventy-two reports and petitions were pending at the beginning of the year. One thousand seven hundred and sixty-six reports and petitions were received during the year. Of these 2,038 cases, compensation was awarded or paid in 80 cases and no compensation was found payable in 19 cases. One thousand six hundred and twenty-six reports were lodged as the injuries sustained by the workmen concerned were minor. Three hundred and thirteen reports and petitions were pending at the close of the year.

(13) The total amount of compensation deposited with this court during the year was Rs. 3,00,108-94 as against Rs. 1,96,352-88 deposited during the previous year. The statement below shows the opening and closing balance, receipts and payments during the year.

	RS.	NP.
Opening balance including miscellaneous receipts ..	1,88,480	97
Deposits during the year	3,00,108	94
Receipts under the Workmen's Compensation (Transfer of Money) Rules. .	49,735	69
Miscellaneous receipts	21,462	57
Total	3,71,307	20
Disbursements including miscellaneous payments ..	1,76,858	76

The compensation allotted to women and persons under a legal disability was as usual invested on their behalf in the Post Office Savings Bank for payment to them in instalments. There were 447 Post Office Savings Bank Accounts at the beginning of the year and 124 were opened and 73 were closed during the year. The total value of the securities held by the Commissioner in respect of 498 accounts remaining open at the close of the year was Rs. 5,81,683-14. The total value of the other securities held by the Commissioner, i.e., National Savings Certificate, Ten-Year Treasury Saving Deposit Certificates and 3 per cent Conversion Loans of 1946 Treasury Deposit was Rs. 19,360. Of the 73 accounts closed during the year, 33 were for investment of the amounts in immovable properties. The total amount so invested was Rs. 74,776-58 nP.

The accounts for the year 1958 were audited by the Examiner of Local Fund Accounts, Madras. No irregularity was pointed out. The accounts for the year 1959 have not yet been taken up for audit.

(14) *Appeals.*—There were eight appeals pending in the High Court of Judicature at Madras at the beginning of the year. Two cases were taken up on appeal to the High Court during the year. Five cases were disposed of during the year.

T. N. LAKSHMINARAYANAN,
Commissioner for Workmen's Compensation.

Return A.—Proceedings before the Commissioner for Workmen's Compensation, Madras, for the period 1st January to 31st December 1959.

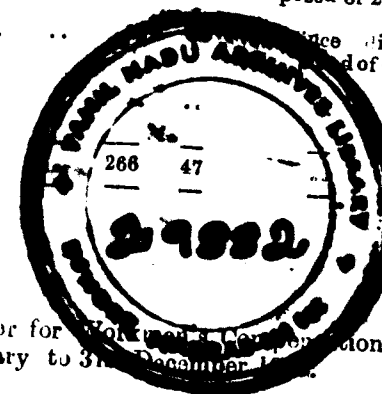
1. Application for registration of agreement should not be entered in this statement;
2. A separate case should be entered for proceedings under section 8 or section 10 in respect of each person killed or injured, as the case may be.

Cases of.	Cases disposed of without notice to other party.					Cases disposed of with notice to other party.					Total disposed of	Pending at conclusion.	Court-fee.								
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)				(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)
		Pending at the commencement.	Filed.	Received for deposit from other Commissioners.	Transferred to other Commissioners for disposal.	Withdrawn.	Dismissed for non-appearance.	Summarily dismissed.	Dismissed under rule 84.	Dismissed under rule 25.	Total.	Admitted by the opposite party.	Admitted by ex parte.	Total.	Allowed.	Allowed in part.	Dismissed.	Total.			
Award of compensation (under section 10)—																					
(1) Fatal accident	29	80													10	13	21	44	44	65 (a)	326 70
(2) Permanent disablement	24	57													4	19	19	42	42	49 (b)	152 75
(3) Temporary disablement	1	3													1		1	2	2	2 (c)	9 25
Total	54	140													15	32	41	88	88	106	518 70
Commutation (under section 7)																					
(1) Commutation (under section 7)																					
Review (under section 6)																					
(2) Review (under section 6)																					
Recovery of compensation (section 31).																					
(3) Recovery of compensation (section 31).	8														5			5	5	3	2 50
Proceedings other than those mentioned above and not included below under "deposit under section 8."																					
(4) Proceedings other than those mentioned above and not included below under "deposit under section 8."	1	3													2			2	2	2	6 80
Total	9	3													7			7	7	5	8 50
Deposit (under section 8)—																					
(1) Fatal accident [section 8 (1)]	57	131	7	1	124											1			126	69 (d)	248 50
(2) Disablement of women and person under legal disability [sub-section (1)].	5	13			13														12	6 (e)	4 50
(3) Others [sub-section (2)]	12	35			35														26	12	10 25
Total	74	179			171														178	87	263 25
(a) Since disposed of 35.																					
(b) Since disposed of 10.																					
(c) Since disposed of 2.																					
(d) Since disposed of 31.																					
(e) Since disposed of 2.																					

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Return-B.—Registration of agreement by the Commissioner for Workmen's Compensation, Madras, for the year ending 31st December 1959.

Application for registration of agreement relating to	Pending at commencement.		Registered as filed.	Registered after modification.		Not registered.		Total disposed.	Pending.	Remarks.
	(2)	(3)		(5)	(6)	(7)	(8)			
(1) Payment of compensation for permanent disablement.	42	242	243	..	..	..	243	41	Since disposed of 23	
(2) Payment of compensation for temporary disablement.	6	23	23	..	..	..	..	..	Since disposed of 6	
(3) Commutation of half-monthly payment.	..	..	..	..	..	..	..	..	..	
Total	48	265	266	..	..	..	266	47	..	



Return-C.—Proceedings before the Commissioner for Workmen's Compensation, Madras, for the period from 1st January to 31st December 1959.

Number of adults in each wages class to whom or in respect of whose death compensation was awarded or disbursed (cases of review, commutation and cases relating to minors excluded).

Monthly wages of the workmen injured.		Number of workmen.							
		Temporary disablement.		Permanent disablement.		Fatal accidents.		Total.	
		Men.	Women.	Men.	Women.	Men.	Women.	Men.	Women.
More than rupees	Not more than rupees								
0	10	..	..	..	..	..	..	..	..
10	15	..	..	..	..	3	1	3	1
15	18	..	..	1	1	3	..	4	1
18	21	..	..	..	..	2	..	2	..
21	24	..	..	2	..	3	..	5	..
24	27	..	..	1	2	1	..	2	2
27	30	..	..	2	..	8	1	10	1
30	35	1	..	1	1	7	..	9	1
35	40	..	..	6	1	2	1	8	2
40	45	..	..	..	..	6	..	6	..
45	50	..	..	..	..	6	..	6	..
50	60	..	..	9	1	22	..	31	1
60	70	..	..	5	..	23	1	27	1
70	80	..	..	4	1	27	..	31	1
80	100	..	..	12	3	13	..	25	3
100	200	..	..	14	..	14	..	28	..
200	300	..	..	1	..	3	..	4	..
300	above	..	..	1	..	1	..	2	..
Total		1	..	59	10	143	4	203	14

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WORKMEN'S COMPENSATION ACT, 1923, FOR THE YEAR 1959

Annexure II.—Consolidated statement showing the number of accidents and compensation paid as reported by the employers—cont.

Establishment	Number employed	Number resulting in			Amount paid for		
		Death (3)	Permanent disablement (4)	Temporary disablement (5)	Death (6)	Permanent disablement (7)	Temporary disablement (8)
(i)	(ii)	(iii)	(iv)	(v)	(vi)	(vii)	(viii)
(iv) Cinematography	163	..	..	..	..	..	..
{ Adults	..	..	..	..	..	..	..
{ Minors	..	..	..	..	..	..	..
(v) Lighthouse	..	..	..	..	..	..	..
{ Adults	..	..	..	..	..	..	..
{ Minors	..	..	..	..	..	..	..
(vi) Motor transport	2,795	..	..	10	..	2,070 09	1,363 16
{ Adults	..	..	..	..	..	..	..
{ Minors	..	..	..	..	..	..	..
(vii) Others	14,800	..	2	16	..	1,338 50	673 20
{ Adults	..	..	..	..	..	..	..
{ Minors	..	..	..	..	..	..	..
(viii) Institutions engaged in the process of handling of radium or X-ray apparatus or contact with radio active substances.	..	..	..	..	..	..	..
{ Adults	..	..	..	..	..	..	..
{ Minors	..	..	..	..	..	..	..
Miscellaneous, total	81,083	27	34	5,063	54,370 00	17,347 50	17,469 73
Grand total	2,666	70	121	14,681	1,13,149 16	58,623 80	1,38,981 20



DEPARTMENT OF INDUSTRIES, LABOUR AND CO-OPERATION
(Labour.)

G.O. [P] No. 3505, 16th July 1960

Acts—Workmen's Compensation Act, 1923 (Central Act)—Annual Report on the working of the Act for the year ended 1959—Reviewed and recorded.

READ—the following paper :—

From the Commissioner for Workmen's Compensation, dated 6th June 1960, No. Pdl. 74/59.

Order—No. 3505, Industries, Labour and Co-operation (Labour), dated 16th July 1960. Recorded.

2. Pendency of cases filed under the Workmen's Compensation Act has increased at the end of 1959. It is not known how many cases are more than six months old. The Commissioner for Workmen's Compensation is requested to furnish this information also in future. He is also requested to take expeditious action for quick disposal of all these cases.

(By order of the Governor)

A. S. AHLUWALIA,
Deputy Secretary to Government.

To the Commissioner for Workmen's Compensation, Madras-5.

.. Controller of Stationery and Printing, Madras-1 (with enclosure) for printing and distribution as per G.O. Ma. No. 3408, Industries, Labour and Co-operation, dated 3rd December 1954.

Copy to the Secretary to the Government of India, Ministry of Labour and Employment, New Delhi (with enclosure.)

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