



REPORT ON THE WORKING
OF THE
WORKMEN'S COMPENSATION
ACT
IN THE STATE OF MADRAS
FOR THE YEAR
1962



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GOVERNMENT OF MADRAS
1963

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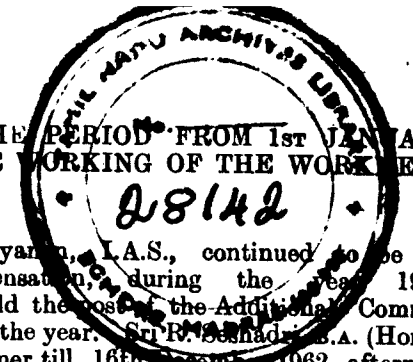
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ADMINISTRATION REPORT FOR THE PERIOD FROM 1ST JANUARY
TO 31ST DECEMBER 1962 ON THE WORKING OF THE WORKMEN'S
COMPENSATION ACT, 1923.



I. *Personnel.*—Sri T. N. Lakshminarayanan, I.A.S., continued to be the Commissioner for Workmen's Compensation during the year 1962. Sri T. S. Ramakrishnama Raja, B.Sc., held the post of the Additional Commissioner for Workmen's Compensation during the year. Sri R. Seshadri, B.A. (Hons.), continued to be the Additional Commissioner till 16th December 1962 afternoon when Sri D. K. Purushotham, B.A., assumed charge as Additional Commissioner relieving Sri R. Seshadri.

II. *Summary of proceedings.*—There were 227 cases pending at the commencement of the year 1962. Six hundred and fifty-nine cases were filed and eleven cases were received from the Commissioners of other States for disposal during the year. Of these 897 cases, 679 cases were disposed of during the year. Of the remaining 218 cases, 49 were pending for over six months and 73 cases have since been disposed of.

III. *Details of proceedings*—(1) *Award of compensation under section 10.*—There were 117 cases pending at the commencement of the year. Seventy-four cases relating to death, 77 cases relating to permanent disablement and 9 relating to temporary disablement were filed during the year. Of these 277 cases, 180 were disposed of during the year. Thirty-four of the 97 pending cases have since been disposed of.

(2) *Distribution of compensation under section 8 (1).*—Eighty-seven cases were pending on 1st January 1962. One hundred and ninety cases were filed during the year and ten cases were transferred by other Commissioners for disposal under section 21 (2). Of these 287 cases, 218 were disposed of during the year. The compensation deposited was distributed to the dependants of the deceased workmen in 210 cases, refunded to the depositor in two cases and transferred to the Commissioners of other States in 6 cases. Of the 69 pending cases, 39 have since been disposed of.

(3) *Deposit in favour of women and persons under a legal disability.*—Nine cases were pending at the beginning of the year. Six cases were filed during the year. Of the 15 cases, 14 were disposed of.

(4) *Deposit under section 8 (2).*—Two cases were pending at the commencement of the year and 27 cases were filed during the year. Of these 29 cases, the compensation deposited was distributed to the injured workmen in 21 cases. Eight cases were pending at the end of the year.

(5) *Application for indemnification under section 12 (2).*—Three cases were pending at the commencement of the year. Four cases were filed during the year. Of the seven cases, five were disposed of during the year.

(6) *Registration of agreements under section 28.*—Eight agreements were pending registration at the beginning of the year. Two hundred and thirty-six agreements relating to permanent disablement and thirty-seven agreements relating to temporary disablement were filed during the year.

Two hundred and thirty-seven agreements were registered during the year and three agreements were refused to be registered for inadequacy of the amount. Thirty-eight agreements relating to permanent disablement and three relating to temporary disablement were pending at the close of the year.

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The total amount of compensation paid in respect of the 202 agreements relating to permanent disablement registered during the year was Rs. 1,42,081—78 nP.

(8) *Recovery under section 31.*—One case was pending at the commencement of the year. The application was disposed of during the year.

(9) *Inquiry under the Workmen's Compensation (Transfer of Money) Rules, 1935.*—Three cases were pending on 1st January 1962. Twenty-six cases were received during the year. Inquiries were completed in 28 cases.

The total number of cases in which the money was transferred to this court for disposal during the year was twenty-eight and the total amount transferred was Rs. 84,147—87 nP.

(9) *Return under section 16.*—Returns were called for from 8,414 factories and establishments and were received from 5,460 factories and establishments. Forty-seven cases of death, 52 resulting in permanent disablement and 6,970 resulting in temporary disablement were reported in these returns as against 40 cases of death, 33 accidents resulting in permanent disablement and 1,949 resulting in temporary disablement reported during the previous year. The total amount of compensation paid during the year was Rs. 62,545—00 nP. for death, Rs. 39,929—26 nP. for permanent disablement and Rs. 98,180—55 nP. for temporary disablement, the figures for the previous year being Rs. 1,24,762—00 nP. for death, Rs. 57,057—86 nP. for permanent disablement and Rs. 1,11,021—21 nP. for temporary disablement.

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

Nineteen prosecutions were launched during the year for non-submission of annual returns against the employers. Eighteen cases were disposed of and a total sum of Rs. 328 was realised as fine.

(10) *Reference under section 19.*—Seventeen 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.

(11) *Accidents reported—Fatal.*—One hundred and forty-seven reports and petitions were pending at the beginning of the year. Three hundred and sixty-four reports and petitions were received during the year. Of these 511 reports and petitions, compensation was awarded or paid in 278 cases, 10 cases were transferred to other Commissioners for disposal, the amount deposited was refunded to the employers in two cases for want of dependants, no compensation was found payable in 22 cases, and 166 cases were lodged. Of the remaining 133 pending cases, 58 have since been disposed of.

(12) *Accidents reported—Non-fatal.*—Sixty-eight reports and petitions were pending at the beginning of the year. Two thousand two hundred and sixty-nine reports and applications from injured workmen were received during the year. Of these 2,337 cases, compensation was awarded or paid in 82 cases, no compensation was found payable in 43 cases and two thousand one hundred and seven cases were lodged as the injuries sustained by the workers concerned were minor. Thirty-nine of the remaining 105 cases have since been disposed of.

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(13) *Personal Deposit Accounts.*—The total amount of compensation deposits with this court during the year was Rs. 5,31,837—44 nP. as against Rs. 2,53,935—18 nP. deposited during the previous year. The statement below shows the opening and the closing balance, receipts and payments during the year :—

	Receipts.		Payments.	
	RS.	NP.	RS.	NP.
Opening balance including miscellaneous receipts.			2,87,704	02
Deposits during the year—				
Receipts under the Workmen's Compensation (Transfer of Money) Rules ..	84,141	87		
Miscellaneous receipts	19,718	92		
Other deposits	4,87,976	65		
	5,31,837	44		
Less—Items taken into Register of Receipts in December 1962, accounted by Reserve Bank of India in January 1963—				
	RS.	NP.		
1 No. 284, dated 23th December 1962.	1,694	00		
2 No. 241, dated 16th November 1962.	1,000	00		
	2,694	00	5,29,143	44
			8,16,847	46
Disbursements including miscellaneous payments.	4,82,493	78		
Add—Items taken in Register of Receipts in December 1961, accounted by Reserve Bank of India in January 1962—				
	RS.	NP.		
No. 254, dated 22nd December 1961.	195	00		
No. 259, dated 28th December 1961.	3,000	00		
No. 260, dated 29th December 1961.	1,800	00		
No. 261, dated 30th December 1961.	1,050	00		
	6,045	00		
Deposit under Payment of Wages wrongly credited to Workmen's Compensation Account by Reserve Bank of India under chalan No. 18, dated 26th November 1962.	150	00		
	6,195	00	6,195	00
Less—Wrong credit of Payment of Wages Act to Workmen's Compensation Act Account since adjusted during 1962.			50	00
Closing balance			3,40,498	66

The closing balance agrees with the bank balance of Rs. 3,40,498—66 nP.

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 602 Post Office Savings Bank accounts at the commencement of the year, 181 were opened and 138 accounts were closed during the year. The total value of the securities held by the Commissioner in respect of the 645 accounts remaining open at the close of the year was Rs. 7,60,196—86 nP. The total value of the other securities held by the Commissioner, i.e., National Savings Certificates, Ten-Year Treasury Savings Deposit Certificates and 3 per cent Conversion Loans of 1944 Treasury deposit was Rs. 14,760-00 nP. Of the 138 accounts closed during the year, 50 were for investment of the amounts in immovable properties. The total amount so invested was Rs. 1,10,607—65 nP.

The accounts for the year 1961 have been audited. The accounts for 1962 have not yet been taken up for audit.

(14) *Appeals*.—There were seven appeals pending in the High Court of Judicature at Madras at the beginning of the year. Twelve cases were taken up on appeal to the High Court and eleven cases were disposed of during the year. Eight cases were pending at the end of the year.

Legal Assistance.—The Government sanctioned a non-recurring expenditure of not exceeding Rs. 1,000 towards legal assistance to poor and deserving workmen claiming compensation under the Workmen's Compensation Act. In nine cases legal assistance at State cost was availed of by dependants of deceased workmen.

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

Return 4.—Proceedings before the Commissioner for Workmen's Compensation, Madras, for the period 1st January to 31st December 1962.

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

(1)	(2)	(3)	(4)	(5)	(6)	(7)	Cases disposed of without notice to other party.			(10)	Non-contested.			Contested.			(18)	(19)	Court-fee.	
							Received for disposal.	Transferred to other Commissioners.	Disposal.		With-Drawn.	Dismissed for non-appearance.	Summarily dismissed.	Under rule 24.	Under rule 25.	Admitted by the opposite party.				Admitted by ex parte.
Award of compensation (under section 10)																				
(1) Fatal accident	60													61	7	22	90	44	432 25	
(2) Permanent disablement	52													39	2	40	81	48	246 65	
(3) Temporary disablement	5													6		8	9	5	13 25	
Total	117													106	9	65	180	97	721 15	
(1) Commutation (under section 7)																				
(2) Review (under section 6)																				
(3) Recovery of compensation (section 31).																				
(4) Proceedings other than those mentioned above and not included below under deposit "under section 8"	3													1		4	5	2	12 00	
Total	3													1		4	5	2	12 00	
Deposit (under section 8)																				
(1) Fatal accident (section 8 (1))	87	190	10	6	210	2			218									218	69	224 00
(2) Disablement of women and persons under a legal disability (sub-section 8 (2)).	9	6			14				14									14	1	
(3) Others (sub-section 8 (3))	2	27			21				21									21	8	21 00
Total	98	223	10	6	245	2			253									253	78	245 00

Return B.—Registration of agreements by the Commissioner for Workmen's Compensation for the year ending 31st December 1962.

Application for registration of agreement relating to.	Pending at commencement.	Filed.	Registered as filed.	Not registered.			Total disposed of.	Pending.	Remarks.
				Registered after modification.	Inadequacy of the amount.	Other causes.			
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
Payment of compensation for permanent disablement.	7	236	202	..	3	..	205	38	..
Payment of compensation for temporary disablement.	1	37	35	..	..	..	35	3	..
Commutation of half-monthly payments.	..	..	..	..	..	..	..	..	..
Total ..	8	273	237	..	3	..	240	41	..

Return C.—Proceedings before the Commissioner for Workmen's Compensation, Madras, for the year ending 31st December 1962.

Number of adults in each wage class to whom compensation was disbursed by the employers and the memorandum of agreement was registered under section 28 of the Workmen's Compensation Act.

Monthly wages of the workman injured.		Temporary disablement.		Permanent disablement.		Total.	
More than rupees.	Not more than rupees.	Men.	Women.	Men.	Women.	Men.	Women.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
0	10	..	..	..	..	..	..
10	15	..	..	2	..	2	..
15	18	..	..	..	..	..	..
18	21	..	..	1	..	1	..
21	24	..	..	1	..	1	..
24	27	..	..	..	..	..	1
27	30	..	..	4	1	4	4
30	35	..	7	7	..	7	7
35	40	1	9	11	4	12	13
40	45	..	8	9	1	9	9
45	50	2	2	13	1	15	3
50	60	2	..	15	3	17	3
60	70	..	..	4	1	4	1
70	80	..	..	5	1	5	1
80	100	..	..	37	5	37	5
100	200	..	..	67	3	67	3
200	300	..	..	6	..	6	..
300	..	..	..	..	..	..	..
Total ..		5	30	182	30	187	40

Return C.—Proceedings before the Commissioner for Workmen's Compensation, Madras, for the period from 1st January to 31st December 1962—cont.

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

Monthly wages of the workman injured.		Number of workmen.				Total.	
More than rupees.	Not more than rupees.	Temporary disablement.		Permanent disablement.		Fatal accident.	
		Men.	Women.	Men.	Women.	Men.	Women.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
0	10	..	..	..	..	1	1
10	15	..	..	11	6	13	1
15	18	..	..	2	1	2	..
18	21	..	..	1	1	1	..
21	24	..	..	1	..	1	2
24	27	..	..	1	1	2	..
27	30	..	..	1	1	12	2
30	35	..	..	2	..	18	2
35	40	..	..	2	..	14	1
40	45	..	..	6	..	19	1
45	50	..	..	4	..	6	..
50	60	1	..	5	..	41	3
60	70	1	..	3	..	20	..
70	80	1	..	3	..	31	..
80	100	..	..	10	..	47	..
100	200	3	..	13	..	34	2
200	300	..	..	..	1	1	..
300	..	..	..	..	..	..	..
Total ..		6	..	65	11	263	15

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Return D.—Consolidated statement showing the number of accidents and compensation paid as reported by employers.

Serial number and establishments.	Number employed.	Number resulting in.			Amount paid for		
		Death.	Permanent disablement.	Temporary disablement.	Death.	Permanent disablement.	Temporary disablement.
		(3)	(4)	(5)	(6)	(7)	(8)
(1)	(2)				RS. NP.	RS. NP.	RS. NP.
1 Factories	{ Adults .. Minors .. }	25	27	4,911	23,595 00	19,449 26	39,820 87
2 Mines	{ Adults .. Minors .. }	2	2	611	4,850 00	2,352 00	12,643 26
3 Building and constructions	{ Adults .. Minors .. }	13	2	122	25,800 00	1,554 00	6,437 05
4 Plantations	{ Adults .. Minors .. }	4	16	944	5,400 00	9,983 50	18,985 06
Total	{ Adults .. Minors .. }	44	47	6,588	59,645 00	33,338 76	77,886 24
5 Miscellaneous—							
(i) Fire Brigade	{ Adults .. Minors .. }	..	..	..	..	..	..
(ii) Generation, transformation and distribution of electricity.	{ Adults .. Minors .. }	2	..	45	1,800 00	..	1,359 25
(iii) Cinematography	{ Adults .. Minors .. }	..	..	..	..	..	..
(iv) Light house	{ Adults .. Minors .. }	..	..	..	..	..	..
(v) Motor transport	{ Adults .. Minors .. }	1	5	337	1,100 00	6,590 50	18,935 06
(vi) Others	{ Adults .. Minors .. }	..	..	..	..	..	..
(viii) Institutions engaged in the process of handling and manipulation of radium or X-ray apparatus or contact with radio active substances.	{ Adults .. Minors .. }	..	..	..	..	..	..
Total	{ Adults .. Minors .. }	3	5	382	2,900 00	6,590 50	20,294 81
Grand total	{ Adults .. Minors .. }	47	52	6,970	62,545 00	39,929 26	98,180 55



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

G.O. No. 3171, 13th June 1963

Acts—Workmen's Compensation Act, 1923 (Central Act)—Annual Report
on the working of the Act for the year ended 1962—Reviewed and recorded.

READ—the following paper:—

Letter from the Commissioner for Workmen's Compensation, dated 14th
May 1963, No. Pdl. 103/62.

Order—No. 3171, Industries, Labour and Co-operation (Labour), dated 13th
June 1963.

Recorded.

(By order of the Governor)

R. TIRUMALAI,
Additional Secretary to Government.

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

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