

Ecclesiastical (1897) Department.

ORDINARY MS.

G.O., No. 66A

DATED 25
18.9.97

INDEXED.

15/15

[Despatch Abstract.]

Declining to interfere on behalf
of John Stephen, late Rector
of Cochin Church in the
matter of his dismissal
from his place

T
23/9/97

29/9/97

Stephens

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

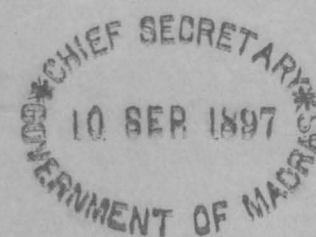
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

clesiastical (1897) Department.

CURRENT No. 238

R/
(1) The arrangement is 1
as the order of the enclosed
is quoted as the current.
(2) Put up.

From
 The Venerable W. Weston Elwes M.A.
 Archdeacon of Madras.



Order

No. 3862

Dated 9th September 1897.

Received 10 *Y D O*

Registered 11

Enclosures *nine*.

Spare copies

SUBJECT.

Appeal of John Stephen, late
Parson of Cochin Church against
his dismissal by the Rev. J.C.L.
Pavey. Co. & Cate A. Soc.
Chaplain at Cochin.

S.A.
17947

G.O.	No.	Department.
265	787	
279	787	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

19 Aug 1897
 Made to the
 file to 304
 of 304
 of 304

the Chief Secretary
 of the Madras Government
 &c. &c. &c.
 Madras.

The Humble petition of
 J. Stephen Late Secar
 of the Church of England
 Diocese.

Humbly Sheweth,

That your petitioner with due
 attention and submission, takes the
 liberty to intrude your honorable
 attention, with his grievances, humbly
 hoping, to meet with favorable
 consideration, and order.

That in obedience to your
 Proceedings No. 79 dated 16th July 1897
 directing petitioner to forward his petition
 through the Venerable the Archdeacon
 in charge of the diocese for submission
 to Government, and I beg to state,
 that I have given effect to the said order
 accordingly.

That your petitioner's grievances
 has been fully detailed in his former

has been fully detailed in his former
 West Point Lectures & experience
 accounts fully.

That Pet. in Conclusion throws himself
himself to your clemency, & humbly craves
to pity him, and restore to his employ,
with arrears of pay too, for which act of
humanity & justice, Pr. shall be in duty
bound.

Even May -
J. Stephen

Received of
 Messrs. J. & W. G. & Co.
 the sum of £100
 for the purchase of
 100 shares of
 the London & North
 Western Railway
 Company, Limited.
 J. & W. G. & Co.
 10, Abchurch Lane,
 London, E.C. 4.

Ben

John C. Campbell
1891

If the above reasons are deemed insufficient for dismissing the Gaspar etc he would
glad to give others if necessary - his servant

Cochin 21st November 1896.

To

The Venerable the Archdeacon
Madras.

Dear Sir,

N^o. 3224.

1. I am in receipt of the above letter with the enclosures, for which I am obliged.

2. The man is paid by Government.

3. In reference to para 4 of your letter I beg to apologize for having dismissed the man without having previously obtained your sanction. But I beg to state that there is nothing in my possession to show that such a rule exists and I acted on the strength of rule II Home Dept: Notification Epel. 20th June 1885. Moreover I notified my reasons for doing so to the Accountant General in accordance with a notice relating to the dismissal of Public Servants which appeared recently. I enclose a copy of my letter to the Accountant General. I shall be glad for my future guidance and for the Chaplaincy generally a copy of the Govt Order you refer to.

4. My reasons for dismissing the man appear in the copy of the letter to the Accountant General enclosed. But in addition to these I may add that the man's clothing when on duty in Church was always filthy and notwithstanding repeated injunctions to keep himself clean and tidy he would not do so. I have myself found him under the influence of drink. He has whenever been cautioned asserted that he could do as he liked because he was a Govt. servant and paid. I dismissed him.

5. As to the petition

- (a) He has not done his duty efficiently, and when I have told him to do things in the Church, has refused to do them on the ground that he never did them before.
- (b) The second para is untrue. When I came here, I was told that the Church Pion had always been expected to be at the Parsonage when not actually cleaning the Church, to take letters &c. I offered to pay him extra for doing any work he might do in my house which he refused and I never again asked him to do any domestic work.
- (c) It is true that I gave him a month's notice on the day referred to, but he was told long ago that his services would not be required as soon as I could find a suitable person. Moreover the reason I gave him notice on that particular occasion was not because he took 3 hours to do what I myself have done in less than an hour walking, but, because he told me a deliberate falsehood, and has since admitted that instead of going at once for the medicine he first went home and did not start for nearly 2 hours after the medicine bottle was given him.
- (d) When I gave him a month's notice he refused to come and work any more (and he did not), and I then said unless he worked until the end of the month he would forfeit his pay. Before returning his pay to the Treasury I called him in and said that although he had forfeited his pay,

by refusing to work, I would give it to him if he would give me a written apology for his insolent behaviour to me and the Church Clerk. This he refused to do and the money was refunded to Cook.

6. I should have suspended the man long ago, so as to compel him to do his work properly, but I could find no one to take up the work temporarily.

7. It is true that he has more work to do than when there was no Clergyman here, but his work in the Church is over at 8.30 A.M. and often after that hour of the day he could never be found anywhere in the place.

Trusting that what I have said will be deemed satisfactory.

I remain &c.

(Signed) J. C. Pavey.

(True Copy)

H. M. L. Eves
Archdeacon of Madras.

(2)
The Parsonage
Cochin 27th August 1897.

To
The Venerable the Archdeacon
Coonoor.

Dear Sir,

3783.

I beg to acknowledge the receipt of the above
letter re the dismissal of J. Stephen the Church
Lascar.

I have carefully read the letter written by me on
this subject to the Accountant General of the 2nd Novr
and to yourself on the 21st of the same month and
am glad that you feel they are such that you can sup-
port my action in the matter.

In those letters I was anxious to state nothing
that had not come actually under my own cognizance.
But as the matter is going further I think it but
right to say now that the things mentioned were
only additional to a state of morals in J. Stephen
which I felt to be quite incompatible with his
continuing longer as a Church Lascar. As
matters relating to the moral delinquencies of
men are so difficult of proof and considering that
what I stated I thought merited dismissal I did
not mention them.

When I came here the Lay Justices informed
me on one occasion when I complained to them
of the Lascar's behaviour that they had previous-
ly come to know that he owned a house which
was used as a public brothel and they would
take the



him. Moreover he used constantly to thrash his wife and is such a bad man that his wife will not live with him.

I know the principle is often enunciated that we have nothing to do with the private life of public servants, but imagine that even those who hold it would stop short of applying it to Church officers.

It seems to me to be ridiculous that a man who was constantly inviting me to dismiss him when I remonstrated with him for the way in which he did his work, should now be trying to move heaven and earth to be re-instated.

I beg to remain &c.

(Signed) J. C. J. Pavey.

(True Copy)

H. Westcott

Archdeacon of Madras.

CURRENT NC 230

ECCLESIASTICAL DEPARTMENT,

Coonoor, 9th September 1897.

No. 3862.

From

THE VENERABLE W. WESTON ELWES, M.A.,

Archdeacon of Madras,

To

The Honorable
The Chief Secretary
to Government.

Sir,

I have the honor to forward for the orders of Government an appeal from John Stephen, late Church Lascar of Cochin Church against his dismissal by the Reverend J. C. J. Pavey in charge of Cochin.

2. I enclose the following papers:—

- (a) Petitioner's Appeal dated 12th August 1897, original
- (b) — Do — Letter to the Right Reverend the Bishop
November 10th 1896. (Do)
- (c) — Do — 2nd Letter to the Right Reverend the Bishop
January 22nd 1897. (Do)
- (d) Letter from Bishop's Chaplain to P.O.
February 1st 1897. (Do)
- (e) Testimonial to Petitioner from A. F. Sealy Esq.
May 5th 1892, original
- (f) — Do — Do — from Reverend C. H. L.
Wright, June 1883, original
- (g) Letter from Reverend J. C. J. Pavey to Accountant
General, 12th November 1896 Copy
- (h) — Do — Do — to myself 21st November
1896 Copy

1897
Eccle Dept
9
230

(i) Letter from Reverend J.C.J. Pavey to myself 27th August 1897, Copy

3. This Lascar was dismissed by the Reverend J.C.J. Pavey under Revised Rules Government of India Home Department Notification Ecclesiastical Rule II.

4. The reasons for the dismissal of the Lascar as laid down in the letters of the Reverend J.C.J. Pavey of the 12th and 21st November 1896 and 27th August 1897 are as follows:-

- (a) Continual disregard of orders in reference to his legitimate work as Church Lascar.
- (b) Continual impudence to the Reverend J.C.J. Pavey.
- (c) Being found by the Chaplain under the influence of drink.
- (d) Refusal to obey repeated injunctions to dress cleanly, and to keep himself clean and tidy when on Church duty.
- (e) Claiming to do as he liked because he was a Government servant and the Chaplain could not dismiss him.
- (f) Refusal to obey legitimate orders to do anything he had not done before.
- (g) Falsehood.
- (h) For being often absent from work after 8.30 A.M.
- (i) Being of such bad moral character with reference to owning a house "as a public brothel and as to his home life so, under him unfit to be a Church servant."

5. It seems to me clear that in a case of dismissal it is well to consider the likelihood of severity or otherwise on the part of the officer dismissing. The Lascar is a Native Christian

done 27th
May 1897
please
as
1897/7

Mr. Pavey is not at all likely to treat such a man harshly. He was for some years a missionary and is much interested in mission work. He is more likely to err on the side of leniency than severity. I believe that he dismissed the man because it was impossible to keep him on any longer, and I submit he was justified in doing so.

I have the honor to be,
Sir,

Your most obedient servant,

R. West Elwes

Archdeacon of Madras.

C. No. 230

H. E. THE GOVERNOR.

THE HON'BLE MR. BLISS, C.I.E.

/ THE HON'BLE MR. GROSE, C.I.E.

SUBJECT.

Lascar Stephens

FOR ORDERS.

John Stephen late Church
Lascar, Fort Church Cochon,
appeals against his dis-
missal by the Rev^d J. C. J.

Pavey, Chaplain in Charge

The gist of the Lascar's
complaint is given in para-
graph 3 of his petition to the Rt Rev^d
the Bishop D. He complains

that Mr Pavey dismissed
him because he did not

do his (Mr Pavey's) domestic
work. This the Chaplain
denies in toto vide his
letter flagged B d/21. xi. 96.

The Chaplain's two
letters to the Venible the
Arch deacon (B & Clare
summarised in the
later officer's letter flagged

Mr Elwes reports that the lascar was dismissed by the chaplain under rule II on page G by R.O. 141 Ecdly 17.7.85 reproduced in the margin. and enumerates the various reasons for the dismissal.

E.g.

- (a) continual disregard of orders (b) continual impudence (d) refusal to obey repeated injunctions (e) claiming to do as he liked (f) refusal to obey legitimate orders (c) drink (i) owning a bro thel &c.

Mr Pavey's action seems perfectly justifiable and the Archdeacon supports it. Submitted therefore that the following ~~order~~ reply may be given

* These chowkidars are paid by foot thro' the Rsgl Chaplain by whom they are appointed and dismissed

x attached sheet.

CW
15/9/97

[G.]
[24.]
890-20-1-97.

Ecd DEPARTMENT.

Papers to be read in proceedings:--

Again G.O. dated 10th June 1897, No. 65 Ecd
Again G.O. dated 16th July 1897, No. 79
Current No. 230 of 1897, dated 9/9, from The Venible the Archdeacon
" " " 189 " " "
" " " 189 " " "

ORDER.
-Mis

W. 66A of 25th Sept '97

28
25/9/97

The foot agrees with the Venible the Archdeacon in consid-
-ering that the ~~Rsgl~~ ^{* Pavey} dismissal of the lascar was justifiable. ~~action was perfectly~~
justifiable. The petitioners should be informed accordingly

The Venible the Archdeacon
29 current
written on 15/9/97

AV.
16/9/97

18/9/97