

Educational (1908) Department.

ORDINARY MS.

G.O., No. 344

DATED 7. 5. 08

1
order
pages no. 20

(21)

[Despatch Abstract.]

Exemption from the Examination Rules.

Informing the Superintending Engineer IV Circle that the late General Test or the Uncovenanted Civil Service Examination cannot be treated as equivalent to the late Middle School Exams. and that under the existing rules R. Krishna Rao clerk in the J. R. G. Division ^{to higher grades} cannot be promoted without further exemption from Government.

BACK PAPERS.

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

FURTHER PAPERS.

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

10,000-16-7-07.

Subject:—

General

PUBLIC WORKS DEPARTMENT.

7

CURRENT FILE.

PAPERS PUT UP WITH CURRENT No. 773/08

Papers of the department to which the current belongs.

Back papers.

Number.	Date.	Original (=O.) or spare copy (= S.C.).	Remarks. (Note.—When an original is removed from this file the fact should be noted against the paper and its destination mentioned.)
3661C/07		ac	
1104/06		SC	
8094/96		SC 0 17 16	

Further papers.

Papers of other departments to be returned.

Department.	Number.	Date.	Original (= O.) or spare copy (= S.C.).	Date of return.

Stock Form No. 141
10-000-29-6-05.

PUBLIC WORKS DEPARTMENT.

CURRENT No. 773

ENCLOSURES. { Plans No.
Others No. 4

Received 190 .

Registered 190 .

SPARE COPIES.

Total 4

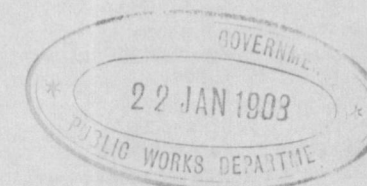
Passed on by Registering Clerk ... 23/1/08

U. R. Clerk

Referencer

Record Superintendent.

Drafting Officer ...



Subject. R. Krishnaswami clerk T.R.S. Division office to write
forwards petition from - and enquire whether
the late General Test or the T. R. S. examination is
equivalent to the late middle school examination
and whether the clerk can, without any further
exception from Government, be promoted to a
higher grade than the T. R. S. class III grade

No. 461/824K

Station Coimbatore Dated the 21st January 1908.

From (Name) Hugh O'Connell, Esq.,

(Designation) Superintending Engineer, IV Circle.

To The Chief Engineer
The Secretary to the Government of Madras.

Public Works Department.

Sir,

In forwarding herewith a petition from R. Krishna
Rao, Clerk, T. R. S. Division and a note thereon by Mr.
A. G. Fitz Simons, Executive Engineer, T. R. S. Division,
I have the honour to request to be favoured with orders
as to whether the late General Test or the Uncovenanted
Civil Service Examination is equivalent to the late --
Middle School Examination referred to in G.O.No. 301 -
Educational dated 18th May 1907 communicated with your
Memo No. 3661 C of 11th July 1907 and whether, under the

present

present rules, this clerk, whose exemption from the Examination rules for the purpose of holding this grade only was sanctioned in G.O.No.

809 W of 6th March 1896 (G.O.No. 102 Educational of 24th February 1896) can without any further exemption by Government, be promoted to higher grade.

2. The facts of the case are clearly stated in the Executive Engineer's note.

I have the honour to be,

Sir,

Your most obedient servant.

(BY Order)

G. S. K. S. K. S.

Manager,
Office of the Supg. Engineer, IV Circle.

Chh
20.1.08

S. IV CIRCLE
1/6T
13 JAN 1908
W. D.

Office Note.

R. Thirukua Row 2nd clerk of the T.R.S. Division IV Circle and at present classed as a clerk IV class 3rd grade (Rs 20-2-30) petitions again that the Superintending Engineer be addressed a second time and requested to cancel his remark in the list of clerks and draftsmen employed in the IV Circle Corrected upto 30th September 1906, to the effect that the clerk is "Not qualified for further promotion". This remark naturally debars the clerk from obtaining promotion to clerk IV class 2nd grade (Rs 30-2-40), before his retirement.

(2) With this office endorsement No. 570 dated 12-4-07, I forwarded the first petition of R. Thirukua Row to Superintending Engineer and pointed out that although this clerk was privileged by G.O. No. 110 W dated 16-1-06 to be made permanent and all temporary service rendered prior to 1st October 1895 permitted to be counted for a pension, these Concessions did not in my opinion, exempt him from the Examination rules now in force to entitle him to any further promotion, unless he was exempted as a special case. He was exempted from the Examination Rules now in force to draw his present salary of Rs 30/

by

IV FOURTH CIRCLE.
Accompanied by Superintending Engineer's
No. 46 W
Dated 21.1.1908
445 DEPARTMENT

by the Chief Engineer for Irrigation in his
No. 22937 dated 21-8-05 and that officer was also
disposed to Consider his further exemption from
these rules on the occurrence of a vacancy on
a higher salary.

On this first representation to the
Superintending Engineer, that officer in his
No. 747 of 19-4-07 intimated to this office
that "the clerk should be informed he will get
what he is entitled to and nothing more".

(3) In notification No. 73 of 3rd July 1906
page 402 Fort Saint George Gazette it is laid
down in the note (1), Educational qualifi-
-cations for admission to the Public Service
that -

"Note (1). The rules contained in the Noti-"
"fication shall in no wise affect the promo-"
"tion of persons who held permanent "
"appointments before they came into "
"force, on 1st July, 1894, provided that their "
"promotion was not already barred "
"by any rules previously in force; nor "
"shall they apply to persons acting in "
"appointments for which, though qualified "
"under the rules in force on 30 June 1894, "
"they may not be qualified under the present "
notification"

"notification, such persons being eligible "
"for Confirmation in the appointments "
"in which they are officiating, if they fall "
"permanently vacant before the termina-"
"tion of the acting incumbency."

(4) To the foregoing note, an addenda was
published in Notification No. 84 dated 13 July
1907 page 376 Fort Saint George Gazette. -

"and for promotion after such Confirmation "
"- provided they have passed the Mid-"
"-dle School Examination in the first class "
"and are otherwise deemed fit for such "
"further promotion"

(5) I note that P.W.D. Proceedings Madras
Government, passed an order No. 102 of 24-2-96,
exempting Krishna Rao from the examination
rules for the purpose of holding, and so long
as he continues to hold, his present appointment
ie, as clerk on Rs 30 per mensem; and the order
was communicated to Chief Engineer by Under
Secretary, to Madras Government, P.W.D. in his
No. 809 dated 6-3-96 with reference to Chief
Engineer No. 617 dated 16-1-96, and as stated
in para (2) above that officer was also disposed
to Consider the further promotion of the clerk
on a higher salary on the occurrence of a
vacancy.

(6) The clerk, I understand, has passed the Modified General Test Examination, the last of which was held in 1879-80, up to which time 3017 Candidates had been declared qualified for the Public Service according to the Anglo Vernacular Branch, 4284 according to the English Branch, and 3644 according to the Vernacular Branch of this Test; and the notification No. 73 dated 3rd July, 1906 declares such persons are in no wise affected in their promotion provided they held permanent appointments on 1st July 1894 before these revised rules for qualifications for employment in the Public Service were brought into force.

(7) The date of entertainment in permanent service in the P.W.D. of the clerk is 1-10-95 and date of promotion to his present grade is 1-5-1887; but as G.O. No. 110 W. dated 16-1-1896 permits of his temporary service also to reckon towards his pension, I find his appointment dates back to the year 1885 which on 30 September 1906, credits him with 11 years of total permanent service in the P.W.D. vide List of clerks & draftsmen employed in the IV Circle. Corrected up to 30-9-1906.

(8) In the petition now submitted by R.

Para 15 - page 11
P.W.D. C.G.E.
Calcutta.

R. Krishna Rao 2nd clerk he rests his claim for eligibility to further promotion on the case decided in G.O. No. 301 dated 18-5-07, on the grounds, that he may be considered to have held a permanent appointment or even an acting appointment, prior to 1st July, 1894, subsequently confirmed, and that the examination test for employment in the Public Service which he has passed, is equivalent or included in that of the Middle School Examination.

(9) If the antiquated "Modified General Test" of 1894 enforced on 11-10-1880 and the Middle School Examination are equivalent ones, then the clerk has a case to present, when considered in connection with the recent ruling contained in G.O. 301 of 18-5-07 and to seek ^{that} he may not be barred from promotion to clerk IV class 2nd grade (G.O. 302) before his retirement. The point is however not free from doubt and hence I submit his petition for favor of ^{kind} orders from the Superintending Engineer.

T. R. S. Division.

Accompaniment to Executive Engineer's.

No. 57 dated 11-1-1908

PUBLIC WORKS DEPARTMENT.

By P. H. Limon
11-1-08

Executive Engineer
T.R.S. Division
IV Circle

S.E. IV CIRCLE
No. 2167
13 JAN 1903
ENC.
P.W.D.

To.

T.R.S. DIVISION, P.W.D.
66
10 JAN 1903
CIRCLE

The Executive Engineer
Tank Restoration Scheme Division
IV Circle, Bellary.

Sir.

I beg to bring to your kind notice that in the circle list of clerks and draftsmen, a remark has been made by the Superintending Engineer against my name to the effect that I am not qualified for further promotion, apparently with reference to the fact that I have passed only the late General Test, otherwise called ^{the} Unconvened Serial Service Examination and as such that my case comes under the operation of restrictions imposed in Public Service Notification rules of 1894 and that I have been exempted to hold appointments upto Rs 30/ vide G.O. No. 102 dated 24-2-96 Educational, Communicated with G.O. No. 809W dated 6-3-96 Copy herewith. Finding that the restrictions in the rules as regards the promotion of men on the permanent establishment who passed the late General Test (W.C.S) and the

Middle

En: 3.

- 1 G.O. No. 809W dt/ 6-3-96
- 1 Extract from the Manual of the Administration of Madras Presidency.
- 1 Extract from rules for Special Test examination vide Govt. Saint George Gazette dt/ 30-4-91 part IB page 309

3

24 FOURTH CIRCLE
Appointment to Superintendent
46th dated 21-1-03
PUBLIC WORKS DEPT.

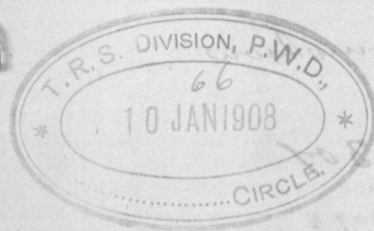
21
C/10.773

Middle School examination in the first class
debarred the promotion of such men and caused
considerable hardship to them, the Government
were generous enough, on the representation
of the Collector of South Canara, to remove
the restriction so as to accelerate the promotion
of men like myself and issued G.O. No. 301
dated 18-5-07 accordingly and also notifi-
cation in the Fort Saint George Gazette dated
16-7-07 page 376 part I B.

I beg to bring to your special attention
the fact the late General Test (W.C.S.) in
lieu of which the late Middle School exa-
-mination was substituted by the rules of 1880
was recognized till 1st January 1902 as a
qualifying Test to appear for other Special Test
Examinations vide extract from Manual
of the Administration of the Madras Presidency
and extract from the rules for Special Test exa-
-minations published in the Fort Saint George
Gazette dated 30 April 1901 part I B page 309,
herewith attached, and as such I am qualified
for further promotion.

In Conclusion, I beg that your honor
will be pleased to address the Superintending
Engineer

Engineer to remove the remark made against me
in the Circle list with reference to the fact explained
above so that my promotion may be accelerated
with reference to the revised rules now published
in the Fort Saint George Gazette dated 16-7-07.



6th January 1908.
Vellone - }

I beg to remain
Sir
Your most obedient servt.
R Krishna Rao
Clerk

T.R.S. Division
IV Circle.

T. R. S. Division.	
Accompaniment to Executive	
No. 57	dated 11-1-1908
PUBLIC WORKS DEPARTMENT.	

Public Works Department
Proceedings of the Madras Government



Read the following

Proceedings of the Madras Government

Proceedings of the Madras Government

Read the following paper

Endorsement of the Public Works Department

Dated 21st January 1896. No. 361C.

Order No. 102 dated 24th February 1896.

The following individuals who are employed in the office of Tank Restoration Scheme, will be exempted from the Examination, provided for the purpose of holding, and so long as they continue to hold, their present appointments.

The examinations for the grades of the Tank Restoration Scheme, will be held on the 15th of the month of February 1896. The examinations for the grades of the Tank Restoration Scheme, will be held on the 15th of the month of February 1896.

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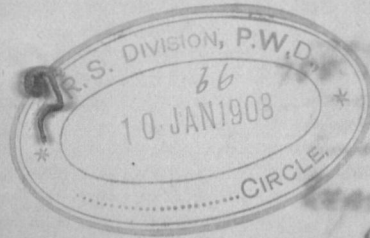
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Capt. F. J. Wilson
 1000 1/2 St. Louis, Mo.
 J. R. S.

16⁸/₀₇

... Division.
... 3981 ...
... 57 dated 11-7-1908

PUBLIC WORKS

The above is a list of the names of the persons who have been
 admitted to the office of the Secretary of the Board of
 Health, since the last meeting of the Board, on the 1st of
 January, 1881. The names are given in alphabetical order.
 The names of the persons who have been admitted to the
 office of the Secretary of the Board, since the last meeting
 of the Board, on the 1st of January, 1881, are given in
 alphabetical order. The names of the persons who have been
 admitted to the office of the Secretary of the Board, since
 the last meeting of the Board, on the 1st of January, 1881,
 are given in alphabetical order.

The estimation the best at a very large number of centers
 and of the measurements mentioned are taken in December. All
 which in August and September.

(Transcribed)

(1) The first of the two is the
 examination of the *Journal* (p. 11, 12, 13)
 (2) The second is the examination of the *Journal* (p. 11, 12, 13)
 (3) The third is the examination of the *Journal* (p. 11, 12, 13)

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The reference to the 1877 date is
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A circular stamp from the T.R.S. Division, P.W.D. dated 10 JAN 1966. The stamp is slightly faded and has a handwritten '66' above the date. The text 'T.R.S. DIVISION, P.W.D.' is curved along the top inner edge, and '10 JAN 1966' is in the center. There are some illegible handwritten marks at the bottom.

+ + + + +
 4 + + + + +

- (1) + + + + +
- (2) + + + + +
- (3) + + + + +
- (4) + + + + +
- (5) + + + + +

(6) - Until the 1st January 1902, all the
 Special Test Examinations, except the Revenue
 Test Higher Grade and the Terminal Judicial
 Test Higher Grade, shall be
 open to persons who on the 1st January
 1897, held appointments carrying a salary
 of Rs 15 per mensem or upwards in the
 Superior Service of Government and who
 had on that date passed either the
 General Test Examination or the Middle
 School Examination in the first class.

+ + + + +
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T. R. Division.
 Accompaniment of Executive Engineer's.
 Dated 11-1-1908
 PUBLIC WORKS DEPARTMENT
 57
 27/07
 84
 C. 170.773

R. K. Ma Rao. A General Test has
 Eligibility of - for promotion

NOTES.

R. Krishna Rao, a General Test man.

Eligibility for promotion

19 14

P. W. D

C No 773. From the Supt Engineer IV circle

No 46 W / 824 K of 21.1.05

For DW

R. Krishna Rao, clerk IV class 3rd grade (20-2-30), T. R. S Division, IV circle entered Government Service in 1885 as a temporary clerk, and was brought on the permanent establishment with effect from 1st October 1895 when the T. R. S staff was made permanent. ^{Under} G. O No 110 W dated 16.1.06, ~~it was decided that~~ ^{his} previous temporary service ~~of the T. R. S staff~~ ^{in the T. R. S staff} counted for pension. Krishna Rao has passed the late General Test. In G. O M. No 102 Educational dated 24.2.1896, ^{of the T. R. S staff} he and others were exempted from the examination rules "for the purpose of holding and so long as they continued to hold their present appointments."

Flag A

2. The question has now arisen whether the clerk is eligible under the present Examination rules for promotion to a higher appointment

3. The case is governed by Note (1) of the Public Service Notification which is reproduced below:—

Flag A

2/7

July 6

"The rules contained in this notification shall in no wise affect the promotion of persons who held permanent appointments before they first came into force on the 1st July 1894, provided that their promotion was not already barred by any rules previously in force, nor shall they apply to persons ~~off~~ acting in appointments for which, though qualified under the rules in force on the 30th June 1894, they may not be qualified under the present notification, such persons being eligible for confirmation in the appointments in which they are officiating if they fall permanently vacant before termination of the acting incumbency, and for promotion after such confirmation, provided that they have passed the Middle school examination in the first class and are otherwise deemed fit for such further promotion."

4. It is for consideration whether the clerk can, with reference to G.O. No 110W dated 16.1.06 declaring his service prior to 1st October 1895 as pensionable be considered to have held a permanent appointment on 1st July 1894. If so, no examination rules which were not in force prior to 1st July 1894 ^{can} apply to him, and he can be promoted.

5. If not, he is not eligible for promotion under the rules as they stand at present.

6. The Supt Engineer, however, inquires whether the late general test is equivalent to the Middle School examination. This point is one for Educational, but it may be observed that the Middle School examination only

only superseded the old General Test. Till the new rules came into force, the General Test was treated as exactly on the same footing as the Middle School Examination vide G.O. No. 96 Educational dated 16th February 1897 reproduced below:-

" The P.W.D will be informed that persons qualified by the Middle School Examination in the first class or by the General Test - - - are ineligible for promotion - - - "

Please also see the extract at page 18 of the current file from the Fort St. George Gazette dated 30.4.01, in which the two examinations are mentioned together as qualifying equally for ~~admission~~ ^{offering for} certain Special Test-examinations. The ~~special~~ ^{exclusive} mention of the Middle School examination in the present examination rules is due to the representation of the Collector of South Canara in 1907 in connection with ~~the case of~~ certain men in ~~the~~ ^{his} District, who had passed that examination, but the arguments used by him in favour of those men seem to be also applicable to the man now under reference.

7. The file may be forwarded to the Educational Department for necessary action

30/3/08

Educational. u.o.

Flag V

Flag F



PD 3/13

P.W.U.O. No. 401 Dated 30.3.08

Rk 29.3.08

Ed CN. 802
31-3-08

Page 1 of 4.

Please see para. 10, page 7 of
the introduction to the
Govt Examinations Calendar for
the "General Test" Exam.

Para 10. page 7 of the
Commission for Govt.
Examinations Calendar.

Para 14 - page 13 of 80.

The Superintending Engineer, IV Circle,
enquires whether

- (1) the late General Test or the Uncovenanted Civil Service Examination, may be treated as equivalent to the late Middle School Examination for the purposes of the Public Service Notification; and
- (2) whether under the ~~existing~~ ^{existing} rules, R. Krishna Rao, clerk in the T.R.S. Division, can, without any further exemption from Government, be promoted to higher grade.

2. As regards question (1), it is submitted that the General Test remained in force as a qualifying test till 1880 when the Middle School examination replaced it. The latter remained in force as a qualifying test till the close of the official year 1890-91 when it was ^{also} abolished. It cannot be said whether one is equivalent to the other.

3. With regard to query (2), it is observed that note (1) to the Public Service Notification reproduced on page 2 supra provides for

- (1) the promotion of persons who held permanent appointment before the 1st of July 1894,
- (2) ^(a) the confirmation in the appointments in which they were officiating, of persons acting in appointments for which though qualified under the rules in force on 30th June 1894, they may not

5.

be qualified under the present rules, and their promotion after such confirmation, provided that they have passed the Middle School examination in the first class.

4. Krishna Rao did not hold a permanent appointment before 1st July 1894, ~~the~~ Tank Restoration staff to which Krishna Rao belonged having been ~~was~~ temporary and brought on the permanent establishment only with effect from 1st October 1895—G.O. No.2155 W. dated 29th August 1895. Krishna Rao was not at the time when the establishment was made permanent eligible for confirmation on Rs.30 under note (1) to the Public Service Notification, and was consequently exempted along with others from the examination rules for the purpose of holding and so long as he continued to hold his appointment on Rs.30—G.O. No.102 Educational, dated 24th February 1896. It does not therefore appear that he can be given any further promotion with ^{out} special exemption; the concession allowed in the Public Service Notification is applicable only to the promotion of persons who had passed the Middle School Examination in the first class before the 1st July 1894+ does not seem to apply to persons similarly situated who had passed the "General Test" Examination.

XIX

M.

P.R.
10-4-08.

20
11-4-08

Sec

The above note is, I submit, correct. Sup please
Chs
1948
21-6-08

21/4

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The draft order placed below is for approval. It may issue with the concurrence of the Public Works Department.

Ed. No. 802-1
23.4.08

23.4.08
23.4.08

Chd
23.4.08
P.W. Dept.



Accepted in P.W. Dept.

P.W. U.C. R. No. 407
Date 23.4.08

Ed. Dept. U.C.
HM
This contains a general interpretation of the rules.
H.D.
2.5.08



CIRCULATED IN EDL. AND LEG. DEPT.
Box Ordinary No. 12

Appd by
2.5.08

Presd
2.5.08

Papers to be read in Proceedings:—

Again G.O., No. , dated 190

Again G.O., No. , dated 190

Current No. 502, From the Supg Engineer IV circle No. 4610/64, dated 21 - 1 - 1908.

" " " " " " " " " " " "

" " " " " " " " " " " "

ORDER. No 344, dated 7. 5. 1908.

Muni

The Superintending Engineer IV circle will be informed that the late General Test or the Un- Courmented Civil Service Examination cannot be treated as equivalent to the late Middle School Exam. for the purposes of the Public Service ^{notification} ~~examination~~ and that under the existing rules, R. Krishna Rao, Clerk in the T. R. S. Division cannot, without further exemption ^{from Govt}, be promoted to higher grades.

DESPATCHED

9 MAY 1908

94

23.5.08

24.5.08

1402

2.5.08

The Supg Engineer, IV Circle

P.D.

8.5.08

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A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.