

Educational (1908) Department.

ORDINARY MS.

G.O., No. 785

DATED 24-11-08

[Despatch Abstract.]

University of Madras:-

Declining to interfere with the decision of the — refusing admission to Pandit ~~H~~ San. Kara Rao, a student of the Kundapur High School for the ensuing matriculation examination as he has not completed his 15th year.

BACK PAPERS.

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

FURTHER PAPERS.

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

[H. & L.]
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LEGISLATIVE DEPARTMENT.

CURRENT FILE.

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From	Number.	Date.	Pages.

[K. T. O. FOR PUT UP PAPERS.]

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date	Original (=O.) or spare copy (=S. C.)	Remarks. (In this column such of the papers as have been removed for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.
891	12-9-07	0		
282	10-5-07	0		
16	10-1-07	SC		
13	10-1-07	SC		
841	27-12-06	SC		

Papers of other departments.

Department.	Number.	Date.	Original (=O.) or spare copy (=S. C.)	Despatcher to note the return of the papers to the departments concerned.

To,

The Secretary to Government of Madras,
Educational Department,

Humble petition of P. Venkata
Rao, residing in Mangalore,
dated 8th November 1908.

Respectfully sheweth:-

That under sec. 370, Transitory
Regulations of the University of Madras, the Matriculation
Examination was announced to be held from "December 1908 -
to January 1909, under the existing Regulations", and that
there would be no examination under the New Regulations.
Regulation 166 requires that the date and place of Exami-
nation should be notified nearly one year before the actu-
al Examination. (Vide pages 237 & 76 of University Cal-
lender for 1907-08.)

2. Further, according to the declared interpretation
of the Statute, the authority from which the Bye-laws and
Regulations concerning University Examinations emanated, is
the Government of Madras. And hence the Senate had no --
power to alter the date and the Bye-law by too short a --
notice, while the same were already fixed and made by Govern-
ment in due time in its G.O No. 841 dated 27th December -
1906. (Vide pages 302 and 307 paras 1 & 20 respectively
of the said Calender.)

3. Relying on this announcement, petitioner's son -
Pandit Sahnker Rao was sent to Kundapoor High School and -
trained for the Matriculation Examination. His master's

Page 4 of 12

letter, Enclosure dated 31st October 1908, would show that the boy has earned a high opinion. He submitted his application for the coming Examination in due time but the Registrar has rejected it on the ground that he did not complete his 15th year in November 1908.

4. If the University authorities had adhered to the date fixed by their Bye-law, viz 7th (1st Monday) of December 1908, their Registrar could have registered the petitioner's son's application for the Matriculation Examination of 1908, in that the boy completes his 15th year of age on the 3rd December and is eligible for it.

5. The following circumstances were pressed for the kind consideration of the Registrar:-

(a) The boy completes his 15th year of age on the 19th November 1908 according to the Hindu Cycle. The University Laws nowhere require that the "year" should be calculated according to the Gregorian Calendar.

(b) Even according to the Gregorian Calendar the boy completes his 15th year of age one day before the close of the accelerated Examination ordered to be held this year.

(c) The boy has to wait for a year and more for the next Matriculation Examination, just because he loses this Examination for want of a few days on a mere technical objection- a great hardship.

(d) There is a complete change in the curriculum for next year, which will be another hardship to the boy.

(e) The University has taken the public by surprise in having advanced the date of Examination from December 208 to November '08, contrary to its own Regulations which were hitherto regarded as stable.

(f) The boy has fully completed his studies, and the Head Master says that the boy is one of his best boys and sure to pass high. If therefore after so much labour and effort, it should be held that the boy is ineligible merely

on a technical point, for a very small difference of a couple of days or so in age, it will not only be a waste of time, economy and labour, and it is feared that the boy -- will be broken-hearted too.

6. That having regarded to the fact that the present month is one of public rejoicing on account of its being - the 50th anniversary of the Royal Proclamation, marked as - it is, even by the release of well-behaved convicts, Petitioner submits that it will not be too much to crave a concession on this auspicious occasion on behalf of a deserving boy of promise to be admitted to an Examination as a reward for his good behaviour.

7. Petitioner humbly begs to submit that in virtue of the inherent powers which the Government of Madras possess, either to correct the deviations of the University --- authorities under Sec. 26 of the Indian Universities Act, or to grant concessions and mercy, the Government may be ---- pleased to direct the University to admit the boy's application for admission to the coming Matriculation.

8. Petitioner further prays that pending the final decision on this prayer, the boy may be permitted to undergo the Examination, and for that purpose that the Registrar of the Madras University may be directed to register his - application provisionally at least, and the same communicated to petitioner by telegraph.

S. M. Natarajan
Petitioner.

October 30, 1908

Enclosure to Petition
dated 22 Nov. 1908.

From The Head Master,
Board High School, Kundapur,
S. Canara.

To The Honorable Syndicate
of the University of Madras.

Sirs,

I beg most respectfully to submit the enclosed petition from the father of Pandit Shankara Rau, Matriculation candidate from this school, for your kind and favourable consideration.

Though reason 2 in the petition is based on some inaccurate information, I pray you may be pleased to grant the petition in the same generous spirit in which exemptions to hundreds of candidates for the F. A. & B. A. examinations have been recently granted on the ground of their eligibility under the old rules but not under the new. Pandit Shankara Rau has been doing excellently and is expected this year to pass in the First Class. If, for failure to satisfy the letter of the age rule while keeping its spirit as shown in the petition, he is rejected this year, he may, from dejection and want of training under the new curriculum, not only lose his First Class but fail in the examination of Dec 1909. To avert this double blow, I pray you will kindly make a concession to this deserving boy or recommend the case to the Government for exemption and authorize the Registrar to register the boy's application provisionally, so that, if the final order be unfavorable, the results may be withheld.

I beg to remain,
Sirs,

Your most obedient servant,

(Sd) M. R. R. Pandit Vankata Rao

Headmaster

M. R. R. Pandit Vankata Rao

Headmaster

True Copy to petitioners

Board High School,
Kundapur,
October 31, 1908

P. T. O.

No 2447

Board High School, Kundapur
S. Canara
October 30, 1908

From
The Head Master,
Board High School, Kundapur,
S. Canara

To
The Registrar,
University of Madras.

Sir, I beg to request the favor of your
placing the enclosed petition and letter
No. 2446 about Pandit Lankara Rao,
30.10.08
Matriculation candidate from this
School, before the Honorable Syndicate
of the University of Madras, and
of communicating their decision to
me, at an early date.

I have the honor to be,
Sir,

Your most obedient servant,
(sd) B. Raghunatha Rao
Headmaster

True Copy, communicated to
M. R. Ry. Pandit Venkata Rao, petitioner.
Board High School, Kundapur }
October 31, 1908 } Headmaster

No 3459

Senate House
4/11/1908.

From
The Registrar, University of Madras.
To
The Head Master,
Board High School,
Kundapur

Sir, In reply to your letter No. 2447 dated
30/10/1908, requesting me to place Mr. Pandit
Venkata Rao's letter before the Syndicate, I
have the honor to inform you that your
request cannot be complied with as that
body has already definitely decided that
Regulation 167 must be strictly observed.

The boy even if born in November would
this year be ineligible under Regulation 167

I have the honor to be,
Sir,

Your most obedt. servt.
(sd) Francis Dewsbury
Registrar.

True Copy, communicated to M. R. Ry. Pandit
Venkata Rao.
Board High School, }
Kundapur. } Headmaster
No. 2460, November 8, 1908

NOTES.

C. No. 2422 From the P. Venkata Rao, Mangalore No. , dated 8-11-1908.

SUBJECT. Appealing against the decision of the Syndicate to admit his son for the ensuing matriculation examination as he has not completed his 15th year.

Page 20 of G.O. 841 D of 27-12-06. H.

matriculation

Regulation 167 of the New University Regulations runs:—

"167. No Candidate shall be admitted to the examination unless he shall have completed the age of fifteen years on or before the first day of the month in which he appears at the examination."

Page 4 of Cf.

2. The University of Madras refused to register the application for admission to the ensuing matriculation examination of Ruidil Santara Rao, a student of the Board High School, Kundapur, South Canara, on the ground that he did not satisfy regulation 167. Santara Rao's father, Ruidil Venkata Rao then moved the Syndicate for a favourable consideration of his son's case. In reply the petitioner was informed by the Syndicate that his request could not be complied with as that body had already definitely decided that Regulation 167 must be strictly observed. He was also informed that the boy even if born in November would this year be ineligible under regulation 167.

Page 6 of Cf.

3. Venkata Rao now requests that "Government may be pleased to direct the University to admit the boy's application for admission to the coming Matriculation examination." The grounds on which his request is based are given in para 5 of the petition on page 2 of Cf. file. They have all

Pages 1-3 of Cf.

Para 7 of pet. on page 3 of Cf.

all been Considered by the Syndicate. Please see also D. H.M's remarks on page 25 of Gono 591 dtd 12th September 1907:-

" There is no hardship: and the 15 years rule should be maintained. The age ought really to be 16. The Syndicate have already negatived a similar proposal if I remember aright on a case which came up recently."

D. 4. A draft order on the lines of Gono 591 dtd 12th September 1907 is submitted for approval.

PR
21.11.08
RD
21.11.08

Lee.

This is a matter for the Syndicate. Draft may issue

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(45)
27.11.08

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C. No. 2422, From the P. Venkata Rao, No., dated 8 - 11 - 1908

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[illegible]

No. 785, dated 24-11- 1908

JP
23.11.08

PR
20-11-08

Chd
24.11.8

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21-11-08

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1832

To, the petitioner. Sept 24/11/8
Copy to the Registrar of the Madras University

When given for copying _____
When copied _____ } 190 .
When examined _____
When signed _____

READ AGAIN G.O., No. _____, DATED
190 .

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT.

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—
A = Copy in full.
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P = Copy abstract only.
Q = Copy heading only.