

Educational (1911) Department.

ORDINARY MS.

G.O., No. ///

DATED 24-2-1911.

[Despatch Abstract.]

Exemption from the examination rules.

Informing Muthukumaraswami Raja, M. in, Dt. Court Ramnad that Govt do not interfere in respect to the bestowal of subordinate appointments and requesting the Dt. Judge to renew the application on his behalf, if he thinks him fit for any post for which he is not at present qualified by examⁿ rules.

BACK PAPERS.

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

FURTHER PAPERS.

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

[S. & L.]
68
3,000-23-2-08.

LEGISLATIVE DEPARTMENT.

CURRENT FILE.

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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.

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.

JUDICIAL DEPARTMENT.

Received

1910, Registered

1910

Subject.

Forwarding the memorial of Muthukumarsami Rajah for
being exempted from the examination rules.

Enclosures.

Station M A D U R A, Dated 14th November 1910.

From (Name) S. G. Roberts, Esquire, I.C.S.

(Designation) Acting District Judge of Ramnad

To

The Chief Secretary to the Government of Madras,

Through

The Collector of Ramnad,

at M a d u r a.

Sir,

I have the honor to forward herewith the memorial
of T.S.Muthukumarasami Rajah, permanent 3rd class amin of -
this Court on Rs.12/- and acting clerk on Rs.20/- in the
District Munsif's Court of Srivilliputtur, praying that
may be exempted from educational qualifications and provided
with a suitable situation according to his rank and ante-
cedents and to state that the memorialist is a descendant
of Kandy Rajah's family and that the copies of testimonials
appended to the memorial shew that he has been discharging
his duties entrusted to him satisfactorily.

In this connection I beg to bring to the notice
of the Government that the Memorialist submitted two - -
memorials similar to the present one, one in 1908 and the
other in 1909, the former being for exemption from the -
examination rules and the latter for the post of - -

Sub Registrar or any appointment on Rs.50/- being conferred upon him, that the former one was not forwarded to Government but that the High Court informed the applicant that no exemption was necessary so far as posts the salary of which did not exceed Rs.20 were concerned as per G.O.No.226, - *Prus* Financial dated 24th March 1908. The memorial of 1909 was submitted to Government through the Collector of Madura but the Government in their order No.1513 *Prus* dated 8th November 1909 *Prus* intimated that it would not interfere in the bestowal of - subordinate appointments and the said order was communicated to him in the Madura Collector's D.Dis.No.4218 Rev. of 1909 dated 15th November 1909.

Now that the memorialist has been acting as a - clerk for long time, he appears to have submitted the - - present memorial with a view to rise in the public service after passing the required special tests. I venture to think that he deserves encouragement.

I have the honor to be,

Sir,

Your most obedient Servant,



S. S. Roberts

Acting District Judge,

dy 14th November 1910.

Regd 16-7-1-1910
CURRENT NO.
7407
JUDICIAL

REGR. CHIEF'S
16 NOV 1910

TO
HIS EXCELLENCY THE GOVERNOR-IN-COUNCIL,
FORT SAINT GEORGE.

MADRAS.

Through THE HIGH COURT OF JUDICATURE AT MADRAS.

Through THE DISTRICT JUDGE OF RAMNAD.

Through THE DISTRICT MUNSIF OF SRIVILLIPUTUR.

*The humble memorial of Kandi Kathi Muthukumaraswami
Raja a relation of the royal family of Kandi and a
clerk District Munsif's Court, Srivilliputur.*

MOST RESPECTFULLY SHOWETH,

1. That your Excellency's memorialist is the grandson of His Highness the late Sri Vikrasimmla Maharaja of Kandi & brother's son of Kandi Queen Bungaru Subbammal widow of Prince Venkataramaswami Raja of Kandi.

2. That your Excellency's memorialist was under the protection of the British Government till his 20th year of age and with the aid of the allowance granted to him by the Government he prosecuted his studies up to the Matriculation class & passed the Government Lower Secondary Examination. But when he attained his 20th year of age & was studying in the matriculation class Mr. A. G. Cardew I. C. S. the then collector of Madura ordered him to discontinue his studies and at the same time stopped his allowance. Your Excellency's memorialist had therefore to seek for an employment for his livelihood & was employed as an Amin in the District Court at Madura.

3. That in the meeting held in Legislative chambers at Ceylon the Ceylon Government held that the Kandyan youths though unpassed should be provided with suitable posts under the Government service.

4. That your Excellency's memorialist also hears that the Madras Government has likewise passed orders to the effect that the Kandyan youths in Government service should be suitably provided for on recommendation of the District Collectors.

5. That some of the Kandyan youths like your Excellency's memorialist have been provided with suitable posts such as Sub-Registrars, Sub-Inspectors of Police though they are unpassed. Your memorialist alone was unfortunate among the lot to get an Amin's post on Rs 12 per mensem so far back in 1902 & to serve for 8 years with no permanent promotion though he served under 2 District Judges & 6 District Munsif's notwithstanding the fact that he obtained good certificates from them. The testimonials herewith enclosed will convince your Excellency what his character & capacity for work are.

6. That in the year 1908 when the memorialist represented his grievances and applied for a Sub-Registrar's post through the District Judge of Madura with his recommendations, the Madras Government ordered that it would not interfere in the matter of bestowing subordinate appointment as they rest in the hands of controlling authorities.

So 18/11/10
20.3.07
1000 565 627-7-08
57/11/10
19.9.08
80 211/10
18.4.10

Regd 5-6
C. 2

Q.O. 1513
S. 1107
P

7. That your Excellency's memorialist is now an acting clerk on Rs 20 in the District Munsif's Court of Srivilliputur but he ~~is~~ to be exempted from passing Matriculation examination to appear for special tests & to qualify himself for appointments carrying salaries of above Rs 20 per mensem. //

8. In this connection your memorialist begs to bring to your Excellency's kind consideration that a relation of his viz. Santhana Raja has been exempted from educational qualifications & two others are given Sub-Inspector's posts. F.
Sous 184 m
28-3-07

9. Under these circumstances your Excellency's memorialist humbly prays that your Excellency in council will be graciously pleased to exempt your Excellency's poor memorialist from educational qualifications and to pass orders for conferring on him suitable situation according to his rank and antecedents & thus to protect him.

He begs to remain,

~~Most respectfully sheweth,~~

Your Excellency's most obedient & loyal

Servant.

SRIVILLIPUTUR,

1st October 1910.

} *T. Subbatha Kumara Swami Raja*
Ag. clerk District Munsif's Court Srivilliputur.

Pasumalai South India December 29th 1902.

1. This is to certify that S. Muthukumaraswami Raja was a student in the Matriculation class in the A. M. High School, Madura, during the first term of this year 1902 and that he left the School in July on account of financial difficulties,

So far as I know he bears a good character & I can for commend him to the confidence of any who may be enquiring about him.

(Signed) W. W. Wallace,
Principal.

2. Extract from the Proceedings of the District Court Madura No. 2698 dated 14th April 03.

Muthukumaraswami Raja is well spoken of and he writes English well.

(Signed) H. Moberly,
District Judge.

3. Extract from the endorsement of the District Munsif of Dindigul.

T. S. Muthukumaraswami Raja has been well spoken of by the District Judge in one of the proceedings transferring him to this court. He belongs to the royal family of Kandi & deserves encouragement.

(Signed) T. S. Krishnier
District Munsif.

July 1903.

4. Extract from the letter of the District Munsif of Dindigul:—

Muthukumaraswami Raja is intelligent & capable young man deserving encouragement.

(Signed) R. A. Krishnasamier,
District Munsif.
12—8—07.

5. Extract from the nomination roll of the District Munsif of Dindigul No. 2403 dated 7—12—07.

The Amin Muthukumaraswami Raja seems to be a smart man. I have put him to the small cause bench work and he is giving me satisfaction.

(Signed) R. Annasami Aiyar,
District Munsif.

6. Extract from the Endorsement of the Additional District Munsif of Paramakudi.

Muthukumaraswami Raja writes a neat hand and keeps registers very well and am informed by my Head clerk that he has given him satisfaction.

(Signed) N. A. Srinivasacharlu,
Additional District Munsif,
12—4—1909.

7. Extract from the letter of the Additional District Munsif of Paramakudi.

T. S. Muthukumaraswami Raja seems to be one of the descendants of the late Rajah of Kandi. He is doing work as process writer of this Court since the last week of March 09. He has been doing his work satisfactorily maintaining neatly at the same time the Process A Register of this Court. His hand writing is fair and my H. C. informs me that he is a willing and hardworking clerk.

(Signed) N. A. Srinivasacharlu,
30-6-09.
Additional District Munsif.

8. Extract from an endorsement the Additional District Munsif of Paramakudi

T. S. Muthukumaraswami Raja's work in this Court has been satisfactory

(Signed) C. S. Mahadeva Aiyar,
Additional District Munsif
29-10-09.

9. T. S. Muthukumaraswami Raja was the Head clerk's assistant in the Court of the Additional District Munsif of Madura from the 1st December 1909 when the Court was opened. He goes on promotion to the Court of the District Munsif of Srivilliputhur. During the period of his service in this Court, I have found him earnest and hardworking in the discharge of his duties. He is a well-behaved young man & I understand he is respectably connected with the Kandi Raja's family. I wish him success in life.

(Signed) P. Venkatarama Iyer,
Additional District Munsif,
Madura,
10-8-10.

(True copy)

(True Copies)

T. S. Muthukumaraswami Raja

as Clerk. Dt. Munsif's Court

Srivilliputhur

1-10-10

6
Educational Dept

7
CN 2317

Endt. no. 2317-183.12.10

Referred to the Collector of
Rannad ~~at Madura~~ thro' whom
the letter is addressed to Govt.

PP
2.12.10
3.12.10

Cml
2/1

To, the Collr of Madura
at Rannad
at Madura
with CN 2317 in original to be
returned.
sent with CN
6/12

Rud 6 P.m

SLCN-2558
Regd-23.12.10

8

Board & Govt. Regr. No. 821 of 1910
78-12-10



Dis 821 of 1910
B+G

Forwarded.

Bryant,
Collector.
18.12.10

14/12/10 13/12/10

NOTES.

C. No. 2317 From the District Judge of Ramnad No. dated 14-11-1910.

SUBJECT. Forwarding a memorial from Muthu Kumaraswami Rajah praying for exemption from the examination rules.

The Dt. Judge's letter is addressed to Govt. thro' the Collector of Ramnad. But owing apparently to some mistake in despatch, the letter has not gone to the Collector of Ramnad. Submitted that it may now be sent to that officer.

2. The draft endt. placed below is submitted for approval.

DP
2-12-10

AD
3-12-10

CM

g/v

[Endt No. 2317-1 Eoldy 3-12-10]

From the Collector of Ramnad, No. 821/Bt G S 18-12-10.

The memorialist, T. S. Muthukumaraswami Rajah, permanent 3rd class amin (Salary Rs 12 p.m.) and ag. clerk on Rs 20 p.m. in the office of the Dt. Judge of Ramnad and a descendant of Kandy Rajah's family requests that he may be exempted from passing the matriculation examination so as to enable him to appear for the special tests and to qualify himself for appointments carrying salaries in excess of Rs 20 p.m.

2. The Dt. Judge of Ramnad (Mr. S. G. Roberts) in forward

p. 1 of C.F.

p. 2 of CF.

forwarding the memorial observes as follows:—

- Now that the memorialist has been acting as a
- clerk for long time, he appears to have submitted the
- present memorial with a view to rise in the public
- service after passing the required special tests.
- I venture to think that he deserves encouragement.

3. The St. Judge's recommendation is not that the memorialist may be exempted from the examination rules but that he may be permitted to appear for the special tests. It is not specified whether the memorialist should be permitted to appear for such of the special tests as ^{are} required for employment in the judicial department or all the special tests. Probably the former is what is intended. The tests required of persons seeking employment on the clerical establishment ^{in the maffidial} of the judicial department are,

Vide entries under "G. Jud. ment of the judicial department" on p. 6 of Pub. Ser. Nt. N.

- (1) The Translation test, Higher or Lower Grade,
- (2) " Civil Judicial test, and
- (3) " Criminal Judicial test, Lower Grade.

Vide Art. 4 of the Special Tests Nt. N.

Of these the first two, namely, the Translation and the Civil Judicial tests are open to persons qualified under Art. 1 of the Public Service Notification, while the Criminal Judicial test, Lower Grade, is open only to F.A's or B.A's. If the memorialist passes ^{only} the Translation test, Higher Grade & the Civil Judicial test, ^{above} he will be qualified for ^{the} appointments as or of Translator in the St. Court, ~~Head Clerk of the Court~~ and Sarishtadar of ~~the Court~~ Head Clerk of the Sub. Court.

Central Nazir or Record Keeper.

4. In view of the facts that he is a descendant of the Kandy Rajah's family and that he has been discharging the duties entrusted to him satisfactorily, it is for consideration whether the memorialist may be permitted to appear for all or any of the special tests required for employment in the Judicial Department. The remarks of the Judicial Department may be obtained also.

PP 23.12.10 AD
24.12.10 applic^{ns} to come thro' the High Court? Any rule to this effect?
CA/
L/

Under para. 3 of G.O. No. 524, Educational, dated 21st July, 1894 applications from public servants for exemption from the examination rules will be considered by Govt only when they are submitted through the ordinary official channel. In the present case, the Dst judge of Ramnad has submitted the application of Muthukumaraswami Rajah through the Collector of Ramnad apparently because the petitioner is a member of the Kandyan family and was in

S.H.
4/1

in receipt of an allowance from the Ceylon Govt for his maintenance till his twentieth year. Vide Collector's remarks

P on page 17 of G.O. No 1513, Judicial, dated 8th November 1909. The petition from the

P applicant disposed of in G.O. No 1513, Jud, 28. 11. 09 was also submitted by the S^t Judge through the Collector. It is for consideration whether the petition should now be referred to the High Court for remarks.

8x
9.1.11

ND

Probably it ought to

have come thro' the H.C.

Applications for exemption from duties in the Judicial Dept usually do.

H2. Obviously we cannot give this man a general exemption from the exam. rules, nor can we provide him with a suitable situation as the Dist. Judge puts it. But these Kandyan people are usually trials specially, & we might perhaps exempt a man from the exam. rules for less carrying out more than say 25 or 40 in the Judicial Dept.

3. Jud. Dept. may be asked to advise say whether it agrees to this suggestion or so to advise what limit of pay may suitably be fixed. When this point has been settled it will perhaps be advisable to refer to the High Court & ask if the Hon'ble Judges have any objection to its action & proposed to take.

CA/
20/



Edl. u. o. no 2317-29 10/1/11

Sp 10/1

Jud. Dep.

Regd no: 1-1911

CURRENT NO.
170
JUDICIAL

Jud. Department.

us.

p. 4 CF.
ibid

The Ab. Judge bases his recommendation on para 7 of the petition. It appears clear however from para 9 of the petition that what the peti. seeks is exemption from the Examination Rules to admit of his employment straightway in a "suitable situation according to his rank and antecedents." Ed. suggest that this ~~general~~ exemption should be ~~subject to the limitation that~~

limited

limited in its application to the peti's employment & in posts carrying a salary of not more than Rs. 35 or 40 in the Fedl Dept.

2. As the proposal involves the employment of the peti. in superior appointments in offices under the administrative control of the High Court, submitted that it seems necessary for this Dept., before giving an opinion to Edl., to invite the remarks of the High Court on the proposal. It will be seen that in the case of certain Kandyan prisoners proposed for employment in the Police Dept. after ~~some~~ exemption from the Exemption Rules, the Dy. of Police was consulted.

For advs.

CO.
24.11
25.11

Please put up the note of Sir William Meyer's in a recent exemption case (about September) in which he divided clerical posts into two groups with reference to the qualifications that might suitably be required for them.

Sir
30/1

Sir W. Meyer's note of 25.8.1900 on pp. 2 and 3 of the notes to G.O. 524 Edl. &

flag I

Vide G.O. 184 Edl. &
28.3.1907 F

& G.O. 565 Edl. & 27.7.08 E
(in wh. the appln. proceeded from the Dy. himself.)

4/5
 1/5
 3^d Sept. 1900 is presumably what the US
 repro to. Attention is also invited to
 ch. Secy's. note of 6.11.1900 on p. 2 of
 flagged the notes to go. 6 & 9 Ed of 15.11.1900.

20.11

21.11

Exemption might perhaps be
 granted in this case for promotion
 up to #30, if the High Court
 have no objection. They
 won't object, but perhaps we
 ought to refer to them

Sm

Dr

Para 7 & 9 of the petitioner's memorial
 are not consistent. In para 7 he requests
 exemption from the Matriculation examination
 so that he may appear for special tests
 to qualify himself for appointments coming
 near his 20 birthday. In para 9 he asks
 exemption from educational qualifications
 & that Govt will provide him with a
 post suitable to his rank & antecedents.
 These requests are general & do not affect
 judicial law. As for as the specific
 proposal in para 2 of note of D.S. (Genl)
 on page 4 ante is concerned however, just

may I think agree to his exemption
 up to 30 as far as posts carrying up to the 30
 salary are concerned. He has studied
 up to Matriculation & his conduct & work
 are reported to be satisfactory. My father
 expects that I think depend on his passing
 the tests again. If the case is dealt
 with solely with reference to promotion to
 posts on the 30 in Ind. the H. H. Ct will
 I think have to be formally cancelled.

3. 2. 11.

Adet. 4. 11.

Educational Department.

Orders are solicited as to whether Muthukumara
 Swami Raja may be given a general exemption
 for employment in any department to posts
 carrying a salary not exceeding Rs 30 p.m. or
 whether his exemption may be restricted to posts
 in the Judicial Department. In the latter case
 the High Court will have to be consulted - please
 see Dy Secretary's (Public) note above.

PPD
 6. 2. 11
 RD
 6. 2. 11

To H.M.

This is one of the Kandiyam family. He is 28 years of age and for
 last eight years has been an Amin in District Officer's Court. He
 is now acting as a clerk on Rs 20, but from his petition appears to

as suggested by Adet.

Ind. no 170-1
 3. 2. 11

7D



Circulated in Box No 50.

PPD
 6/2/11

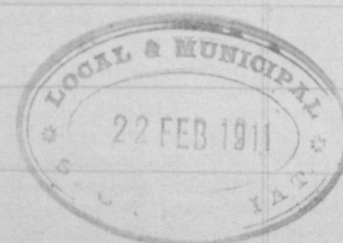
be still permanent on B12. On 7.10.09 Mr. Hammett forwarding a petition from the same man for a sub. origin's post said 'As far as I can judge the man's failure to procure promotion has all been due to his claims not being considered when vacancies occurred.'

The petitioner was then informed (4/10/09) that 'I do not interfere in the bestowal of subordinate posts.'

The present District Judge (Mr. Roberts) of 27 current) says that the petitioner deserves encouragement; but he does not appear to have taken any steps to confirm him on B15 or even B16 more.

It seems true very unlikely that a man who has been an amir for eight years or acting as a senior routine clerk will be any use in a post which he would consider suitable to his rank and antecedents, or even that he would be able to pass the special tests. I think the petition may be referred to previous F.O. mentions above.

The District Judge may be informed that if he thinks the petitioner fitted for any post under him for which he is asked present qualification of examination rules, the question of exempting him for that post will be considered. There does not seem much use in recommending him to be exempted for posts up to B30 as support is Judicial if no one is prepared to give him such a post.



for
7.2.11

for Tapee with the above note

M
20
20/11
Plu
22/11

Educational Department

The draft order placed below is submitted for approval.

PP
22-2-11

AD
22-2-11

petition

Issued by [signature] to

[signature]
23/2/11

[Ex. No 111/24-2-11]

” ” ” ” ” 191

C. No. 2317, From the District Judge of Ramnad No. ml, dated 14-11-1910

2558, " " Collector of Ramnagar, " No 821, " 18 + 12 - 1917.

” ” ” ” ” ” ” 191

No. 111, dated 24. 2. 1911

uno

P. of Gono. 1513 judicial dy 8th November 1909

2. The District Judge of Ramnad will be informed that if he thinks the petitioner fitted for any post under him for which ^{the} ~~he~~ is not at present qualified by examination rules, the question of exempting him for employment in that post will be considered.

Pr

22.2.1

AD

23/24

22-2-11

g
to, The Petitioner (para. 1 only)
The D. Judge of Ramnagar
Collector of
Bihar

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

191

READ AGAIN G.O., No.
 191

DATED

CURRENT No.

ENCLOSURES TO G. 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.
- B = Not to be copied.
- P = Copy abstract only.
- Q = Copy Heading only.