

Educational (1913) Department.

MISCELLANEOUS.

G.O., No. 228

DATED 17.3.13.

[Despatch Abstract.]

Regulation of the ...
Permission to appear for special tests

Informing B. Siva Rao, Revenue Inspector, Chittoor
that he is not eligible to appear for the Account Test and declining to
refund the fee paid by him for the examination

C. 573 Est
24/2/13

Greenough B. Chittor
7 January 21st 1913.



The Secretary to Government
Educational Department.

Madras.

The humble Appeal petition of B. Siva Rao. of
Nellore, most respectfully sheweth:-

That the Appellant applied in July 1912
for the Special Test Examination (Accountant and Higher
Grade) but that his Application was returned by the Secretary
to the Commissioner for Government Examinations
with his endorsement No. 3283 dated 29th October 1912
stating that under the Rules the Appellant was not
eligible to go up for any of the Special Tests. This is an appeal
against the above order.

This is not quite
correct. Please
see sub-4 of the
Spl Test Notifi-
cation (R)

of. In December 1912 the Appellant represented to the
Secretary to the Commissioner for Government Examinations
that in the Revised Public Service Notification published in the
Fort Saint George Gazette of 22nd May 1912 it is notified
that persons who hold permanent Appointments under Form
number and who are eligible for promotion above Rs 20/-
may appear for any of the Special Tests. The Appellant
wrote to submit that he has passed the late Middle School
Examination in the I Class in 1889 and that he has

Revenue Test above grade with Account Code.

Principal Junior Test - above grade

One in writing Test - Higher Grade.

Examination Test Lower Grade. Also

Revenue Inspector and under the same Special Test

passed the marginally noted
Special Test also. He holds
a permanent Appointment
on Rs 40/- as a I Grade

Notification

Notification he is Eligible for the Appointment of a
Sub Magistrate and Jailed der. Seeing that the
Account Test Higher Grade qualifies him for the
Head Accountants' Post of the Collector's office, which
carries a lesser pay than that of a Sub Magistrate
and seeing that under the Special 2^d Notification
referred to above that he is Eligible to Appear for that
Examination, he was emboldened to apply for the
Examination but to his great misfortune the
Secretary to the Commissioner has returned his
Application with Endorsement that he cannot appear
under the Rule, but he has not quoted any rule
under which the Applicant is debarred from appearing
for the Examination nor has he been pleased to order
the refund of Rs 6/- paid by the Applicant into the
Treasury vide his Endorsement no 3799 of 28/12/12.

3/. The Applicant most respectfully begs to submit
that the notification does not clearly debar Middle
School Candidates who are otherwise qualified to
Appear for the Examination. The Applicant begs that
under the circumstances explained above, the
Government will be graciously pleased to reconsider
the order of the Secretary to the Commissioner for
Government Examinations and permit him to
Appear for the Examination to be held in next October
or order the refund of the fee of Rs 6/- paid by him.

The Applicant humbly begs, Sir,

Address

No 21, Brachini Street
Lyonspet, Chikhoor.

Shankar

G.No.573, from B. Siva Rao, No. dated 21st February 1913.

Subject.

Eligibility of Middle school~~xx~~ first class men to appear for special tests.

The petitioner, B. Siva Rao, having^{only} passed the Middle school examination (in the first class), does not possess any of the qualifications mentioned in article 1 of the Public Service Notification. Under article 4 of the Special Tests Notification, the special tests are open, subject to certain limitations, only to those persons who are qualified under Article 1 of the Public Service Notification. B. Siva Rao's application for permission to appear for the Account test, higher grade, in the examination held in October 1912, was therefore correctly returned to him by the C.G.E.

2. Siva Rao now contends that middle school first class men "who are otherwise qualified" are eligible to appear for the special tests and argues that persons who actually hold ^(such as clerks with a salary of Rs. 20 or above) ~~are eligible to promotion~~ ^{should be deemed} eligible to promotion ~~should be deemed~~ to possess those qualifications. It is submitted that the whole question of permitting middle school candidates in service to appear for the tests was considered fully in 1896, and a temporary concession for five years ending with 1st January 1902 was granted to them. Attention is also solicited to the notes with G.O.No.397 Edl., dated 21st May 1908 in which the question whether these

Kides memo with G.O. No. 584/13/21-7-96 (B)

Para 1 of order in ~~the~~ (B)

(B)

2. u 5

these persons should be allowed to go up for special tests was again considered and dropped. Not Service under Government, but the possession of the Educational qualifications mentioned in article 1 of the Public Service Notification has been deemed to be the qualification to appear for the special tests. Siva Rao may therefore be told that he is not eligible under existing rules to appear for the Account test, higher grade.

3. As regards the other request made by him viz., refund of examination fees, it is submitted that such fees are under no circumstances refunded to the candidates and this point is made clear in notifications announcing the examination. Please see paragraph 12 of the notification on page 425 of Part I-B of the Fort Saint George Gazette dated 9th July 1912 placed below. The Government may therefore decline to interfere here also.

4. A draft order is placed below for approval.

CH
11.2.13
14.2.13

LD
15.2.13

✓ R. S. S.

C.No.573, from P. Siva Rao, No. dated 21st February 1913.

ORDER:- No. 22 this of 17.3.13.
Mis.,

The petitioner will be informed that under article 4 of the Special Tests Notification he is not eligible to appear for the Account test.

2. ~~The Government are not prepared to interfere in respect of~~ His request for a refund of the fee paid

for the examination. is barred by ^{ON 14.3.13} ~~the~~ paragraph 12 of the Comm's published notification at p. 405 of R 788, Pt I B. 1.

9-7-13.

15-3-13

To the petitioner.

PHB
14/13 gnd
15/3

✓
19/3/13
PHB

When given for copying
When copied
When examined
When signed

191

REAR ARMS G.O. No.
191

, DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DETO.

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IN ORIGINAL.

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V.E.-

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