

E. J. L.

Letter (1915) Department.

146 SERIES.

G.O. No. 563 *WL*

DATED 27-5-15

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24

[Despatch Abstract.]

Exemption from Examination rules -

Declining to

reconsider the order already passed refusing to
comply. K. Venkoba Rao clerk, District Munsiff
Court, Anis, from the Examination rules.

Q = Co

2 Cole No 126

Educational

DEPARTMENT.

Received CA
214/15

191

Registered

8/4/

191

Subject.

Forwarding for orders letter from the District Judge, North Arcot regarding the permanent exemption, from Examination Rules of K. Venkoba Rao, 5th clerk, District Munsif's Court, Arni.

ENCLOSURES.

No.

R.O.C. No. 1033/15.

Spare copies

Station

Madras

, Dated the

31st March 1915.

191

From (Name) G.S. White Esquire,

(Designation) Dy. Registrar, High Court,
Appellate Side.

To The Secretary to the Government of Madras,
Educational Department.

Hon'ble Sir,

I am directed to forward for the orders of His Excellency the Governor in Council letter No. 1533, dated 8th March 1915 from the District Judge of North Arcot (together with its enclosures), recommending that K. Venkoba Rao, 5th clerk, District Munsif's Court, Arni, may be exempted from the Examination Rules, to make him eligible for promotion up to such limit as may be prescribed by Government.

I have the honour to be,
Hon'ble Sir,
Your most obedient servant,

G. S. White

Dy. Registrar.

R. G.

JUDICIAL DEPARTMENT.

Received.....191 . Registered.....191 .

Subject.

Submitting the application of K. Venkoba Rao, 5th clerk of the District Munsif's Court of Arni requesting to exempt him from passing the Upper Secondary Examination so as to be eligible for promotion up to Rs 30/-

ENCLOSURES.
No. - 4
Spare copies.....

No. 1533

Station Chittoor, Dated the March 8th, 1915.

From (Name) P.A. Booty Esquire, B.A., I.C.S.,
(Designation) District Judge, North Arcot.

To The Chief Secretary to the Government of Madras,
Through the Registrar, High Court of Judicature, at Madras.

Sir,

I have the honour to submit herewith a petition addressed to His Excellency the Governor in Council, from K. Venkoba Rao, 5th clerk of the District Munsif's Court of Arni on Rs 20, praying that, in the circumstances therein stated, G.O. No. 478 Education, dated 12th September - 1907, (declining to exempt him from passing the Upper Secondary Examination so as to be eligible for promotion up to Rs 30) may be reconsidered and exemption now granted to him up to such limit as may be prescribed by Government; and to state that I recommend the exemption applied for.

Flag J

2. The enclosures to the petition for exemption

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inf

and the letter (in original) of the District Munsif of
Arni forwarding them to this Court with his remarks are al-
so submitted herewith.

I have the honour to be,
Sir,
Your most obedient servant,

T. Aron
District Judge.

M.P.A.

82
93/5

4 3A 5
List of Enclosures to letter No. dated 8. 3. 1915.

Serial No.	Description of paper.	Date	Remarks.
1.	Petition of clerk Venkoba Rao of the Arni Court for exemption	..	pp 6-11 mfr
2.	Copy of letter No. 925, dated 9-7-07 from the District Munsif of Arni to this Court	9-7-1907	pp 12-14 mfr Enclosures to page
3.	Copies of testimonials Nos 1 to 12.	8-8-89 to 8-2-1915	No 1. pp 14-17 mfr
4.	Letter from the District Munsif of Arni to this Court No. 837/4-3-1915	4-3-1915.	pp 4-5 mfr

North Arcot District Court,
Chittoor, March 8th 1915.

V. A. Ram
District Judge.

Al
9.3.15

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FROM

M.R.Ry. C.S. Devaraja Ayyar, Avergal, B.A., B.L,
District Munsif,
A R N I.

To

The District Judge,
North Arcot,
CHITTOOR.

Sir,

In submitting herewith the memorial addressed to His Excellency the Governor in Council Fort St. George, Madras by K. Venkoba Rao, 5th clerk of this Court, I have the honor to state that I have carefully perused all that has been said by him by my predecessors especially the testimony of Mr. A.P.P. Saldanha who in my humble opinion has rightly spoken high of the work and character of the clerk. For, in my short experience I have found him to be a smart man and he possesses good testimonials of character. The fact that throughout the last 3 years he has been in charge of the Execution branch to the exclusion of others speaks for itself and I may say that a clerk who -

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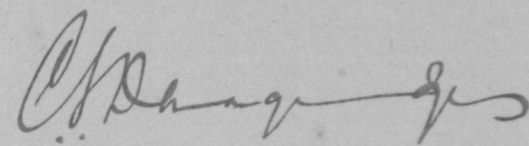
657
satisfactorily discharges this branch of work is
fit for any work in a Civil Court.

2. I strongly support the testimony of my pre-
decessor and recommend that the District Court may
be pleased to consider his case favourably and re-
commend that he may be exempted from the Examina-
tion rules so as to enable him to hold an appoint-
ment in a Civil Court for which no special test
qualification is required.

I have the honor to be,

Sir,

Your most obedient servant.



Ag. District Munsif.

at No. 1033 / 1915.

JUDICIAL DEPARTMENT.

To

The District Judge,

North Arcot,

CHITTOOR.

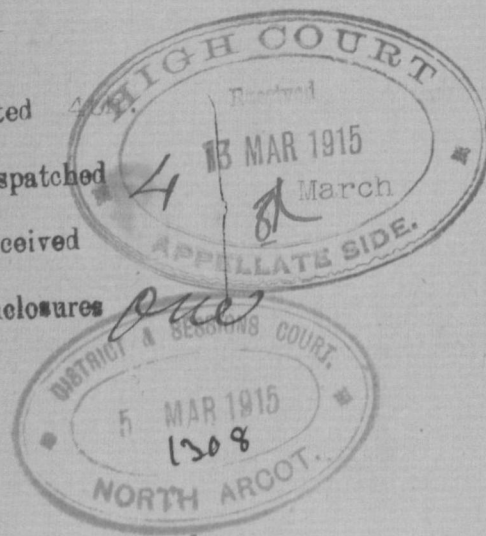
No. 837

Dated

Despatched

Received

Enclosures



SUBJECT.

Submitting memorial addressed to

His Excellency the Governor in Council

Fort St. George, Madras by K. Venkoba

Rao, 5th Clerk of this Court.

To

His Excellency the Governor in Council,

Fort St. George, MADRAS.

Through

The District Munsif,

ARNI.

And

The District Judge,

NORTH ARCOT.

May it please your Excellency,

The humble petition of K. Venkoba
Rao, 5th Clerk of the District Munsif's
Court, Arni, Most humbly and

Respectfully sheweth:-

1. The petitioner entered service on 1st September
1889 as a Copyist of Vellore District Munsif's Court.

2. That in June 1897 he was promoted to the pen-
sionable service as a 3rd grade Amin on Rs. 12 in Arni
District Munsif's Court and has been serving in the
same Court up to now.

3. That after the Public Service Notification was
revised so as to render unpassed men eligible to hold
posts on Rs. 15 and up to Rs. 20, Petitioner was in
October 1908 promoted as a 2nd Grade Amin on Rs. 15 and
again in July 1909 drafted into the Regular Establish-
ment as 8th Clerk.

when the present revised scale of pay for

was promoted to Rs. 20 and has gradually risen from the post of 8th clerk to that of 5th clerk.

5. That even prior to his appointment to the Regular Establishment Petitioner had often been deputed to do clerical work in various capacities.

6. That Petitioner after becoming a Clerk has mostly been doing the ministerial work in the Small Cause and execution branches of the Court. On account of the high per centage of land suits and the intricacy of litigation in this Court, the ministerial work in the Execution branch is heavy and requires a good knowledge of Civil Procedure, Rules of Practice and other laws and Petitioner has alone been doing the Execution Work both Original and Small Cause sides.

7. Petitioner has also on several occasions done duty as Deputy Nazir, Examiner of copies and Record Keeper besides doing the other miscellaneous kinds of work of maintaining several Registers.

8. That though Petitioner has only passed the late Middle School Examination in the Second Class, he has since his entry in service much improved his knowledge of English and has been able to do his duties as efficiently and satisfactorily as clerks of Superior examination qualifications. Petitioner has also passed the Survey Test and has a good knowledge of both Tamil and Telugu.

9. That Petitioner has put in an unblemished service of nearly 25 years in the Department and the Copies of testimonials and endorsements of the marginally noted Officers among others submitted herewith will show the high opinions that successive presiding Officers have held regarding Petitioner's efficiency a

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character. The Officers were so pleased that they gave promotions to the Petitioner as far as they could have done and whenever any relaxation of the public service notification was sanctioned by Government Petitioner was invariably the first the benefit of it even when passed men were already in man in the Court to get the establishment.

10. That the Petitioner is not eligible for further promotion by reason only of the examination rules and not on account of his want of competency to hold ministerial appointments on higher pay nor to any lack of desire on the part of his Superior Officers to advance him in the service.

11. That with a view to make himself eligible for further promotion, Petitioner on 1st July 1907 applied to Government for exemption from the examination Rules and the application was strongly supported by the then District Munsif M. R. Ry. T. Krishnasami Naidu Garu now Subordinate Judge of B E Z V A D A vide his letter No. 925 dated 8th July 1907 to the District Judge of North Arcot a copy of which is herewith submitted, but the Government was not then pleased to sanction the Petitioner's humble prayer (vide G. O. No. 478 Educational dated 12th September 1907).

G.O. 478 J
12-9-07

12. That as instances of his good work and the confidence of his Superior Officers, Petitioner craves leave-

M. R. Ry. D. Venkoba Row Pantulu Garu, E.A., E.L.,
at present, acting District and Sessions Judge,
T A N J O R E.
V.K. Desicachariar Avergal F.A., E.L., Sub-Judge.
J.S. Ghaniyar Nadar Avergal, E.A., E.L., Sub-Judge.
T. Krishnasami Naidu Garu, E.A., Sub-Judge.

Flag J

leave to submit the following few cases.

(a). In the year 1905 when the execution records of the Court had accumulated in confusion, the then District Munsif placed Petitioner on special duty for over a year, to sort and separate the pending applications from the time barred and fully satisfied ones. Petitioner prepared the Indexes and E Diaries in all the cases and over 40 dufters of the disposal records were despatched to the District Court and over 30 dufters of pending records were retained in this Court. Again on 5-8-1911 Petitioner was similarly deputed to do the same kind of work which took about 6 months. On both the occasions the work was done to the entire satisfaction of the presiding Officers.

(b). In many intricate cases requiring professional skill and a good knowledge of English, Petitioner has executed warrants of Commission issued by this Court. In appeal suit No. 202 of 1898 on the file of the District Court of North Arcot the then District Munsif was ordered to send an intelligent Amin to measure the lands and prepare plans and Petitioner was selected for the work for which the District Court

12/10/11
sanctioned the Petitioner a remuneration also.

(c). For the work done by Petitioner as Census Supervisor during the Census of 1901 and 1911 the Government was pleased to favour him with Certificates in recognition thereof.

13. That clerical posts in Munsif's Courts carrying pay above Rs. 20 involve the same duties as petitioner has been doing for so long and there are posts of Nazir, Superintendent of Copyists and Deputy Nazir which do not require any higher proficiency in English.

14. That in these hard famine days and with increasing responsibilities of his family, Petitioner finds it difficult to maintain himself and his family on his present pay.

15. Petitioner also understands that the benign and paternal Government has under contemplation to improve the pay of clerks in this department (vide Memo No. 520-3, Financial dated 19th November 1913). As at present Petitioner cannot rise above Rs. 20 and consequently he could not have the benefit of such a scheme in spite of his senior rank and long and faithful service.

16. That any promotion in pay will be a great boon to the Petitioner and his family at the present advanced period of his service and will also render him eligible to a little higher pension after his retirement.

17. In consideration of the circumstances submitted above and the Petitioner's lifelong devotion to the service of the Excellency's humble Petitioner, most respectfully

some little

recognition at your Excellency's gracious hands and that your Excellency may be pleased to order that your Excellency's humble Petitioner may be exempted from the examination rules so that he may be eligible for further promotion in the Subordinate Judicial Service up to such limit as your gracious Excellency may be pleased to prescribe.

For which act of benevolence and charity the Petitioner shall, as in duty bound, ever pray for your Excellency's long life and prosperity,

May it please your Excellency,
Your Excellency's humble Petitioner,

K. Venkatarow
S. Clerk.

No. 925.

12-13
District Munsif's Court,
Arni, 9th July 1907.

From

M.R.Ry. T. Krishnasamy Naidu Garu E.A.,
District Munsif.

To

The District Judge,
North Arcot, CHITTOOR.

Sir,

I have the honor to submit herewith, for your favourable consideration the application of K. Venkoba Rao 3rd grade Amin of this Court, praying for exemption from Examination Rules to enable him to get promotion in the subordinate judicial service up to such limit as His Excellency the Governor in Council may be pleased to prescribe, and to state as follows:-

2. The applicant was first appointed as permanent copyist of Vellore District Munsif's Court on 1st September 1889 and worked as such for about eight years giving entire satisfaction to the presiding officers of the said Court as will be seen from the testimonials Nos. 2, 4 and 5 appended to the application.

3. He was appointed as 3rd grade Amin on Rs. 12 on 7th June 1897 and has ever since been doing the duties of the said post very satisfactorily. One of my predecessors M.R.Ry. D. Venkoba Rao Pantulu Garu (at present Subordinate Judge of Salem) entrusted him with commissions relating to the measurement of lands and preparation of plans and was satisfied with the work turned out by him vide his testimonial No. 7. It appears from the records of this Court that my immediate predecessor, M.R.Ry. V.K. Desikachariar Avergal, (at present Subordinate Judge of Negapatam) entrusted the applicant with the onerous work of picking out

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the time barred execution applications for being despatched to the District Court and was highly pleased with the work in that connection. In fact, it was through the assistance rendered by the applicant, the Execution work of this Court which was then in a state of chaos was brought to working order.

4. After I took charge of this Court, I tried him in almost all kinds of ministerial work of the regular establishment and he did them all to my entire satisfaction. He has a fairly good knowledge of English and writes a neat hand. I have found him to be willing, intelligent, painstaking and honest public servant and therefore request that the District Court will, in consideration of his long and faithful service in the Judicial Department and of the fact that duly qualified men do not often apply for posts in Munsif's Court for the reason that chances of promotion therein are rare and far between, be pleased to recommend him to the Government for exemption from the public service notification for posts carrying a salary of Rs. 30 and below.

I have &c.,

(Sd.) T. Krishnasamy Naidu,

District Munsif.

(True Copy.)

K. Venkateswara

5th Clerk,

District Munsif's Court,

A R N I.

1. I hereby certify that K. Venkoba Rao who was a student of the Hindu Union Middle School Vellore for 3 years from 1884 to 1886 passed his Middle School Examination in 1886 from the aforesaid School. I believe that this young man will well handle any work which he may be entrusted with and easily secure the favour and love of his superiors as he had during the period of his study secured the full satisfaction of his teachers both by his behaviour and intelligence.

Vellore.
24-1-93.

(Sd.) V. Rathakrishna Ayyar,
2nd Assistant.

2. K. Venkoba Rao employed as a Copyist in the District Munsif's Court of Vellore is an intelligent young man and I always found him well behaved and attentive to his work. He merits consideration and I trust it will not be long before he gets a better appointment in the regular establishment of the Court. He served under me for more than a year.

Ootacamund.
29th Sep. 1893.

(Sd.) Alfred F. Elliot
Ag. Sub Judge.

3. K. Venkoba Rao who acted as Copyist in this Court for about 4 months is a well behaved young man. I found him attentive and diligent. I shall be glad to hear of his being permanently employed.

Arni Dist. Munsif's
Court, 8th Aug. 1889.

(Sd.) K. Ramachandra Ayyar,
District Munsif.

4. Copyist K. Venkoba Rao gave me satisfaction in the discharge of his duties.

Vellore Dist. Munsif's
Court, 17th Feb. 1891.

(Sd.) E. Ramasamy Naidu,
District Munsif.

5. Extract of the letter No. 446, dated 28-8-95 from the District Munsif Vellore, to the District Munsif, Sholinghur.

x x x x 17

In forwarding herewith the application of K. Venkoba Rao Copyist of this Court for an Amin's place in your Court, I have the honor to state that the applicant has been a Copyist of this Court for the past 7 years and has acted as Amin for about 11 months and deserves promotion and he has given satisfaction here.

Vellore Dist. Munsif's (Sd.) N.R. Narasimiah,
Court, D/- 28-8-1895. District Munsif.

Madras Census 1901.

6. This certificate is presented to M.R.Ry. K. Venkoba Rao by order of His Excellency the Governor in Council, in recognition of the good and willing service he rendered in the Census operations of 1901 and as a mark of approbation.

North Arcot Collector's (Sealed).E.L. Vaughan,
Office, 27th Sep. 1901. Collector.

7. K. Venkoba Rao an Amin of the District Munsif's Court Arni, is an intelligent and well behaved young man. He knows survey and executed certain commissions including one issued by the District Court of North Arcot relating to the measurement of lands and preparation of plans &c., intelligently and to my satisfaction. He knows the work of the regular establishment and has a fair knowledge of English. He bears a good character and deserves encouragement.

(Sd.) D. Venkoba Rao, B.A., E.L.,
District Munsif, Ongole and formerly of
Arni, North Arcot, 7-3-03.

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8. K. Venkoba Rao, Amin, District Munsif's Court, Arni, worked under me as a process-writer during the two months I presided over that Court. He seems to be a well behaved and intelligent young man deserving of promotion, were it not for the fact of his being an unpassed candidate. His work in the Office has been reported to be good.

Chittoor.

(Sd.) S. Subbayya Sastri

13" Aug. 1905.

Negapatam,

15th July 1907.

9. K. Venkoba Rao, Amin, District Munsif's Court, Arni, is a very had working man and did the work of sorting old execution records entrusted to him very well. His character and conduct were also good. He deserves exemption from Examinations and may well be promoted to a Rs. 15 post.

(Sd.) V.K. Desikachariar,

Temporary Sub-Judge,

Negapatam.

Madras Census 1911.

10. This certificate is presented to Venkoba Rao Amin District Munsif's Court Arni and Supervisor for Circle 5 of charge I by order of his Excellency the Governor in Council, in recognition of the good and willing service he rendered in the Census operations of 1911 and as a mark of approbation.

Chittoor Collector's Office 31-8-1911.

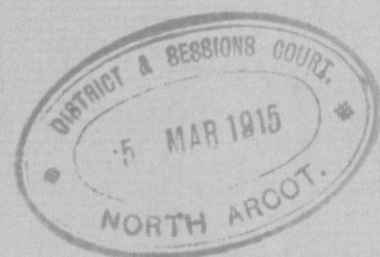
(Sd.) E. Scote,

Collector.

11. K. Venkoba Rao was an Amin when I took charge of the District Munsif's Court at Arni. As he gave me satisfaction in the discharge of his duties I made him a clerk. As a clerk, he attended chiefly to execution work. He did his work well. I trust he will get promotion soon.

(Sd.) J.S. Gnaniyar Nadar,

Subordinate Judge.



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It was my intention to strongly recommend, K. Venkoba Row for exemption from Examination rules, so that he might be eligible for promotion up to Rs. 30 in consideration of the hard and eminently successful work he turned out as an execution clerk, a work which requires no small degree of intelligence. But since I am now under orders of transfer, I commend him to the good graces of my successor. I may note here that there are in the Arni District Munsif's Court two other clerks who hold exemptions from examination rules, and in my opinion, Venkoba Row is superior to either of them both in intelligence and in capacity for work. In my humble opinion, therefore, his claims for promotion deserve favourable consideration.

8th February 1915. (Sd.) A.P.P. Saldanha,
District Munsif.

(True Copy)

K. Venkoba Row

clerk

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C. No. 1263 From the High Court

No. 1033/15, dated the 31-3-1905.

SUBJECT. Exemption from the examination rules

N

p. 15 of the G.O.

(J) Please see Gono. 478 Sol R of the 12th September 1907 in which the Govt. refused to exempt H. Venkoba Rao from the examination rules on the ground that it had not been shown that passed candidates could not be procured for Rs 30 posts. In the present application for a reconsideration of the previous G.O. no fresh reasons have been shown for his exemption.

2. It will, however, be observed that since the issue of the G.O. referred to above the Govt. have decided to let an unpassed man who has been specially admitted into an office rise, if he is fit, to posts dealing with work of a routine character for which industry and accuracy are the chief qualifications - vide Mr William Meylie's note on p. 2 of note to Gono 524 Sol R of the 3-9-10 and the Hon'ble Mr. Candew's note on p. 2 of note to Gono 649 Sol R of the 15-11-10. It is for consideration whether in view of this decision Gono. 478 Sol R of the 12-9-07 may be reconsidered and if so, to what limit of posts the exemption may be granted.

(F) (L) (J) 3. The remarks of the Judicial Department may be obtained as at the first instance.



Colno 1263-1
3.5.15

PD 138
26.4.15 28.4.15

CURRENT NO.
1414
JUDICIAL
16.3.5.15

Chd
28.4.15

Law/Co.

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10 Sep

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J

vide p. 15 of the ibid

47 CP

para 2 of 5-9-07.

Under Art. (1) of the Public Service notification, the applicant is ineligible to hold any post the pay of which exceeds Rs 20 p.m. In G.O. no. 428 dt. 12-9-07, the exemption was refused as the application was made on purely personal grounds. No fresh reasons have been adduced for reconsidering the above G.O. It is not stated that men with suitable qualifications are not available in the District for employment as clerks. With reference to para 2 of the G.O. notification, it will be seen from para 6 of the petition that the applicant on his own admission does work which requires good knowledge of law. It cannot be brought therefore under work of a routine character for which industry and accuracy are the chief qualifications. ^{It is recommended that} the applicant ~~be~~ for exemption to enable him to hold an appointment in a Civil Court for which no special test qualification is required, as the highest ^{of these posts} is a Second Clerk's place in a District Court which carries a pay of Rs 40 p.m.

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joined the Service
in Sept. 1889
para 1 of the petition
on p. 6 yet

The applicant has put in a service
of nearly 26 years. It is for orders
whether this exemption asked for will be
granted and, if so, the pay up to what
this exemption ^{will} ~~would~~ be granted, is also for
orders. So

18/5/15

There is no special reason to grant
the exemption which has not
before been refused.

I agree
20/5/15

UNDER SECRETARY
CHIEF SECTION

Pithia



Govt. O. 1414 B-1
11.5.15

Educational Department

A draft order is submitted for approval

188
22.5.15 24.5.15

26/5/15

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READ AGAIN G.O. No., dated 191

" " " " 191

READ ALSO:-

C. No. 1263., From the Registrar, High Court, No. 1033/15, dated the 31-3-1915

" " 191

" " 191

Letter
ORDER.
Min

No. 563 Ed. Min. dated 27.5.1915

To,
The Hon'ble Chief Justice of
the High Court of Judicature at Madras,
Hon'ble Sir,

With reference to Mr. White's
letter Rec No. 1033/15, of the 31st March
1915, on the subject of the exemption
from the examination rules of H.
Venkoba Rao, 5th Clerk, 8th Municipi
Court, Arni, I am directed to state
that the Govt. see no reason to re-
consider the orders conveyed in letter
no. 478 R. Ed. of the 12th September 1907.
I have etc

(J)

22.5.15 24.5.15

27/5/15

26/5/15

27/5/15

[Faint handwritten notes on the left page, including "2/10/1911" and "2/10/1911" visible in the lower half.]

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

191 .

READ AGAIN G.O. No. _____
191 . DATED _____

CURRENT No. _____

REFERS TO C. No. _____

OF GOVERNMENT

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OF GOVERNMENT.

MENT WITH DITO

ED UP, BEING MEANT FOR DESPATCH
L.

Copy in full.
Not to be copied.
Copy abstract only.
Copy heading only.