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1913
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Eol (1915) Department.

Miss SERIES.

G.O. No. 819Eol

DATED

30-7-15

[Despatch Abstract.]

Mr. T. G. Hodges: - Sanctioning the
payment to — of the increment of pay
withheld with effect from the 13rd
July 1914

Col no 2328

C.P.-20

EDUCATIONAL

DEPARTMENT.

Received



Registered

1915.

Subject.

Requesting sanction of Government for the payment of arrears of pay to Mr. Hodges, Inspector of Schools, 9th Circle and acting additional Professor of English, Presidency college.

ENCLOSURES.

No.

Ref. on Cur. No. 10632/14.

Spare copies

Station M A D R A S, Dated the 21st JUNE 1915

From (Name) The Honourable Mr. H. S. Duncan, M. A.,
(Designation) Ag. Director of Public Instruction.

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

Sir, Through the Accountant-General, M a d r a s.

I have the honour to address Government regarding the claim of Mr. T. O. Hodges, Inspector of Schools, Ninth Circle, and acting additional Professor of English, Presidency College, for arrears of the increment withheld from him and to state as follows:-

2. In their order No. 1063 Mis. Edl., dated 19th November 1913, Government gave Mr. Hodges another chance of passing the Educational Compulsory Test and permitted him to appear for the Examination held in January 1914 and ruled that in case he failed to pass the test then his increments would be liable to be stopped. When this G.O. was communicated

2/ 3
he was in charge of the Seventh circle, the head-quarters of which are at Madura. He now represents that while at Madura he had no facilities for learning a second vernacular since no language but Tamil in which he had already obtained a pass is spoken ~~in~~ "except for a bastard Hindustani employed by a few North country Muhammadans and a corrupted form of Telugu used by the Rajas of Rajagiri, a small village near Srivilliputhur in Ramnad". He further represents that it was only after a considerable amount of trouble that he succeeded in obtaining the services of a Malayali munshi to whom he paid Rs. 25 a month and batta at the rate of 6 annas a day when he was in camp (which was usually 25 days a month) and that he appeared for the Educational Compulsory test held in January 1914 but failed. In the following February he was transferred to the Ninth Circle which was then being newly formed with head-quarters at Bangalore but as he could not longer pursue his study of Malayalam for want of facilities for acquiring a knowledge of that language he had to drop it up and start the study of Canarese. In spite of the difficulties consequent on the formation of a new circle Mr. Hodges states that he worked at Canarese and sat for the examination held in July 1914. This time also he was unsuccessful. He was able to pass the test only in the following January. (1915)

3. Mr. Hodges was confirmed as Inspector of Schools, Seventh Circle, in January 1913, the confirmation, which was notified in the Fort St. George Gazette, dated 14th January 1913, having taken effect from 22nd August 1912. He now requests that in consideration of having passed the test in the second language within two years of his confirmation in the inspectorate and of the difficulties he had to encounter while in charge of the Seventh Circle of a second vernacular, the Government of Madras may be moved to grant the arrears of his pay from 24th July 1914, the date from which it is presumed, his increments were withheld apparently in accordance with the spirit of the G. O. already quoted.

Rule 5 of the rules for the study of oriental languages in G. O. No. 738 Edl., dated 14th December 1910 states that an officer who is transferred from teaching to inspecting work

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shall have passed the test in the 1st vernacular, ^{shall} should pass the test in the second language within two years from the date of such transfer whether the transfer is of a permanent or temporary nature. The restriction with regard to passing the Educational test within two years from the date of an officer's appointment in the Department, either permanently or on probation applies only to the Compulsory test in the first language and does not, I believe, hold good in the case of transfers from scholastic to inspecting work. It was evidently on this assumption that Mr. Hodges appears to have been reported to Government for non-compliance with the rules when he failed to pass the test in the second language within the stipulated time i.e. at the examination held in January 1913 at the latest. Mr. Hodges's present contention is based on the assumption that the period of two years referred to in the rule can be taken to count only from the date of his confirmation as Inspector of Schools and not from that of his original transfer which took place on 16th November 1910. His interpretation of the rule in question does not appear to me to be correct. In these circumstances, I beg to solicit the favour of orders as to whether Government are prepared to accede to his request and to order the payment of the arrears of his increments from July 24th, 1914.

5. In view of the earnest endeavours made by him to pass the test in the second language and his ultimate success in spite of his absence on combined leave from 8th April to 1st October 1912 and his transfer from the seventh to the ninth circle in February 1914, I consider that his case merits some generous treatment.

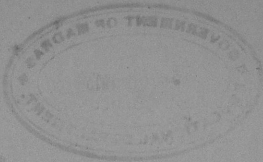
I have the honour to be,
Sir,
Your most obedient servant,

C. K. Mahalingam

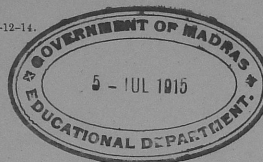
for Director of Public Instruction.

S.V.

21.6.15.



4,000-22-12-14.



OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS,

Fort St George, the 3rd of JULY 1915.

No. G.A.59-

6419

ENCLOSURES: 3

FORWARDED.

2. Mr. T. O. Hodges was not permitted to draw the increment of his pay from 23rd July 1914 to 3rd January 1915, both --- days inclusive and it is for Government to decide whether in his case the circumstances are such as to justify a relaxation of the ruling embodied in G.O.No.1063 Misc. Edl. dated 19th November 1913 and to sanction the grant of such increment.

J. Alchav 3/7 *Gan*

Assistant Accountant-General.

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To

The SECRETARY TO GOVERNMENT,

EDUCATIONAL DEPARTMENT.

Educational Department.

C.No.2328 Edl., from the Director of Public Instruction, No.10632,
dated the 21st June 1915.

Subject.

Payment to Mr. Hodges of the increment in his
pay withheld for the period from the
23rd July 1914 to the 3rd January 1915.

As observed by the Director of Public Instruction, Mr. Hodges's contention, that the period of two years for passing the compulsory test in the second language should be counted only from the date of his confirmation as Inspector of Schools and not from the date of his transfer to the post, does not appear to be correct. The rule does not give room for any such interpretation. It merely refers to the date of transfer. Since his transfer to the Inspectorate in November 1910, he has been continually in that line, without any doubt of his being taken back to the professorial line. Absence of confirmation should not therefore be taken to affect the case. It was already held

in

para 4 - page 3 of c.f.

2nd sentence in rule 5 on
p. 8 of G.O. no. 735 Edl. (M)
14.12.10.

(T)

in G.O. No.1063, dated the 19th November 1913, that the maximum period for passing the second test was calculated from the date of his transfer. Further the ground now brought forward has not been urged at all till now. There is therefore no valid claim for Mr. Hodges for the increment.

2. In view, however, of the special circumstances summarised in paragraph 5. of the Director's letter, orders are solicited whether Mr. Hodges's request may be complied with as an act of clemency. For a somewhat analogous case please see G.O. No.

(G)

446, Educational, dated the 14th May 1913:

S.A.

13.7.15

Mr. Hodges was transferred to the Inspectorate on 16.11.10 and therefore would have passed in a second language before 16.11.12. The D. P. J. says nothing regarding his efforts to pass within this period, but since in July 1913 he did not appear on account

page 3 of c.f.

on 2.11.15 received 10.11.15
3.11.15 10.11.15
10.11.15

of insufficient preparation, I am afraid it must be assumed that he did not give up much time to study of ~~the~~ a second language. The fact that he took up Kalyan, a fresh language, for the examination of January 1914 and changed again to Chinese for that of July in the same year seems to confirm the impression that he cannot have made much progress in the first three years with whatever language he began on. In these circumstances it is difficult to excuse him on the ground of transfer which took place long after he should have qualified.

C.S.

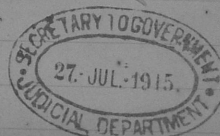
18.7.15

H. E.

I agree - but on the grounds urged by the D.P.I.
I should be disposed to grant the request.

P.

22.7.15



S.A.

draft

27/7

Page

a draft order is submitted for approval.

by $\frac{CA}{277.15} = \frac{2877/15}{277.15}$

Read again G.O.No.1063 Edl., dated the 19-11-1913.

Read also--

G.No.2328 Edl., from the D.P.I., No.10632, dated 21--6-1915.
Endt. of the A. G., G.A.59-6419, dated 3--7-1915.

ORDER:
Mis.

In the circumstances stated, the

Government sanction as a special case

the payment to Mr. T.O. Hodges of the

increment of pay withheld, with effect

from the 23rd July 1914, in pursuance

of the orders passed in G.O.No.1063,

Edl., dated the 19th November 1913.

To the D.P.I.

" A.G.

Despatch
8/4 30/7/15

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28/7/15

CR
28.7.15

sent for copying _____
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 signed _____

} 191 .

AGAIN G.O. No. _____
 191 .

DATED

CURRENT No.

ENCLOSURE TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DETAIL

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

F.B.—

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