

Ede (191 5) Department.

Ins SERIES.

G.O. No. 857 Eol

DATED 9-8-15

[Despatch Abstract.]

Suit. Recording letter from the
D.P.O. Submitting the notice of Suit
served on the Collector of Salem by the
managers of the elementary school,
Main Road Ammapet, re the
attachment of the teaching
grant of his school.

BACK PAPERS.

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

FURTHER PAPERS.

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

CURRENT FILE.

Previous

No. 899 Edl. d/ 9.10.12
 .. 66 1/2 .. d/ 23.7.12
 .. 2927 Bu. d/ 3.9.10
 .. 41 Edl. d/ 17.1.08
 .. 90 Edl. d/ 20.2.07

EDUCATIONAL

DEPARTMENT.

O.F.—29.

Received



Registered 26/7 1915.

Submitting the English rendering of a Tamil notice served on the Collector of Salem, by T. Muthusami Pillai, Manager and teacher, Elementary School, Main Road, Ammapet, Salem Town. Re: the attachment of the teaching grant of his school.

ENCLOSURES.

No. Three

Spare copies

R. C. No. 4457/1915

Station Madras, Dated the 23rd July 1915.

From (Name) the Hon'ble H. S. Duncan, M. A.,
(Designation) Ag. Director of Public Instruction.

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

Sir,

I have the honour to submit the enclosed notice, with an English translation, served on the Collector of Salem by T. Muthuswami Pillai, Manager and teacher, Elementary School, Main Road, Ammapet, Salem Town, and to remark that the petitioner has no cause of action inasmuch as under Article 2 of the Grant-in-Aid Code the Government reserve to themselves, anything in the rules of the Code notwithstanding, the right to refuse or to withdraw any grant at their entire discretion.

2. A portion of the teaching grant due to the school for (15) the year 1913-14 was withdrawn in G. O. No. 854 Mis., Edl., dated 20th July 1914 as stated in paragraph 3 of the notice.

2.

The teacher has not yet discharged the debt on account
which the grant was attached.

I have the honour to be,

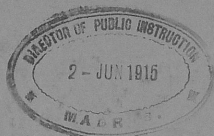
Sir,

Your most obedient Servant,

M. S.
22.7.15

for Director of Public Instruction.

Y. V.



Utharanni pethai Manager
had notice of the Elementary
in Annamapet Main road
giving notice of a suit
that it is unjust on the
part of the officers to attach the
at more than by Government
satisfaction of a decree of
principal on the 1st June
at Salem, as that the amount
deducted from the grant
might have been paid when

End. 1297/pethai 9/15

Forwarded to the Director of
Public Instruction for
necessary action

Salem collector office
6/15/15
6/15/15
Collector

The Director of Public Instruction
Madras

DN
Please vide para (1) of 8/5/15

18
28/5/15

No. 5205 of 1914
dia
dated 30.7.14

Proceedings of the Director of Public Instruction

Withdrawal of a portion of teaching grant
for the Elementary School, main Road
Annamapet, Salem for 1913-14

Read the following paper:-

In Continuation of Pros. R.C. No. 4085/14

Dated 13th July 1914, the Inspector of Schools,
5th Circle, is informed that the Govt. have
(5) in their order No. 854 Mis, Est., dated
20th July 1914, been pleased to withdraw
under article 2 of the Grant-in-aid Code
a sum of Rs. 20/5/5 out of the teaching
grant assigned to the Elementary
School, main Road, Annamapet, Salem
for 1913-14

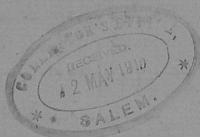
For Director of Public Instruction

To.

The Inspector of Schools 5th Circle.
" Assistant Inspector of Schools Salem
District

(57-60)

Copy to Muthusami Pillai, manager and
teacher, Elementary School main Road
Ammamet Salem Town, with reference to
his petitions to government, dated 28th
march 1914 & 28th march 1914



57-4555-16-27/47



NOTICE given by T. Muthusami Pillai, Manager and teacher
Elementary School, Main Road, Ammapet, under Section 80 of the
Civil Procedure Code, Part 4.

1. On 13th March 1914, the District Munsif, Salem, attached
the grant of Rs.37/- assigned for my school for 1913-14 and a sum
of Rs.20/5/5, the decree amount in V. N. 690/1914 was held up by
him, and I received the balance of Rs.16/10/7 from the Salem
Treasury on 19th March 1914.

2. If the District Munsiff had not sent the Prohibitory order
on 13th March 1914, I could have drawn the whole amount of Rs.37/-.

Of course, not.
Under Code. Govt's
Provision in 1908
28.2.1908

3. The teaching grant ought not to have been attached under
Sub-Section 15 of Section 60 of the Civil Procedure Code. On my
representation to Government for the payment of the balance of
Rs.20/5/5, Government in their order No.854 Edl., dated 20th June
1914, withdrew the sum of Rs.20/5/5 out of the teaching grant
assigned for my School, under Article 2 of the Grant-in-Aid Code.

4. I have not taken part in any political agitation directed
against the authority of Government. I have been obeying the
orders of the Officers of the Department and Article 2 of the Grant-
in-Aid Code cannot be applicable to me.

5. I therefore pray that the amount of Rs.20/5/5, withdrawn
by Government may be paid to me. Otherwise, I will file a suit
under paragraph 1 of Chapter XXVII of the Civil Procedure Code.
Any expenses that I shall have to defray will have to be borne by
Government.

True copy

11
2.7.15

4.7.15

22.7.15

6
b
6
OFFICE NOTE.

SUBJECT. Re: notice served on the Collr. of Salem by T. Pruthiwarani Pillai, Manager & teacher, elementary school, Main Road, Annamapet, Salem Town re: the attachment of the teaching grant of his school.

From

The D.P.D. R.C. No 4457/1915 of 23-7-1915

Register No. 2571 Edl.

p. 7c.f.

The Manager of the elementary school, Main Road, Annamapet, Salem Town is apparently under the impression that Article 2 of the Grant-in-Aid Code is not applicable to his case, since he has not taken part in any political agitation directed against the authority of the Govt. But he has failed to note that under the first part of that Art. "the Govt. reserve to themselves, anything in the rules of this Code notwithstanding, the right to refuse or to withdraw any grant at their entire discretion."

In this connection attention is solicited to the opinion of the Advocate General printed on page 3 of G.O. No. 90 Edl dated the 20th February 1901. As the Govt. is at liberty

Q

To withdraw the grant at any time, the petitioner has no cause of action as observed by the D.C. The threatened suit may be awaited. No action is at present required. A draft order recording the papers is submitted.

TK
30.7.15.

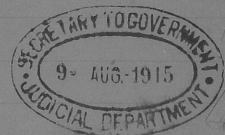
The only question is whether the Director should not be instructed to refuse recognition of the school altogether so long as the petitioner remains manager. It is bad enough that a teacher of youth should get into debt in this way. It is intolerable that he should threaten to sue the Government when they withdraw the grant that has been attached through his indebtedness. This practice of repeated petitioners threatening suits on any or no pretext is a growing nuisance that needs to be checked whenever possible.

ES
2.8.15

H. E. The Governor.

Draft Order approved.

P.
4.8.15.



DEPARTMENT.

" " " " ***** ; " ***** 191

Q. No. 257/Ed From the *AP I*, No. 4457, dated *23rd July* 1915.

” ” ” ” ” ” ” ” 191

" " ; " ", , , ; " 191 .

No. 0074, dated 9.8.1915

the

Recorded

TL
30.7.15

9.8.15

To The D P D

9/8/15

Sect. II When given for copying —
 When copied — } 191
 When examined —
 When signed —

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 RITTO

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.