

Edd (191 5) Department.

Ins SERIES.

G.O. No. 86 / Eol

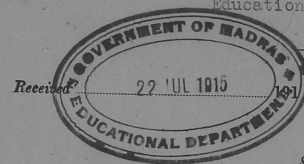
DATED 9-8-15

✓

[Despatch Abstract.]

Permission to appear for special tests. - Stating that the Government see no sufficient reason to modify G.O. No. 337 Edd of 22-4-12. Regarding — on behalf of M. Vajabushanam, Clerk, Principal of Munsif's Court, Koodav, Kistna district.

Educational DEPARTMENT.



Received

22 JUL 1915

Registered

23 7

1915

Subject.

Forwarding, for orders, application from M. Nagabushanam, Clerk, Principal District Munsif's Court, Kovvur, for exemption from Examination Rules, to enable him to appear for the Special Tests.

ENCLOSURES.

No.

R.O.C. No. 2167/15.

Spare copies

Station Madras, Dated the 21st July 1915. 191

From (Name) G.S. White Esquire,

(Designation) Deputy Registrar, High Court.

App. Side.

To The Secretary to the Government of Madras,

Educational Department.

Hon'ble Sir,

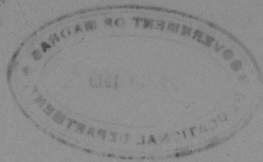
I am directed to forward for the orders of His Excellency the Governor in Council an application, from M. Nagabushanam, Clerk, Principal District Munsif's Court, Kovvur, for exemption from Examination Rules, so as to render himself eligible to appear for the Special Test Examinations.

A copy of the letter from the District Judge of Kistna recommending the application, together with the enclosures connected with it, are enclosed.

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

Deputy Registrar.

M.G.B.



3 2 /
Copy of letter from the District Judge, Kistna, to the Registrar, High Court, Madras, Dis.No.3682, dated 24th June 1915.

I have the honour to forward herewith an application addressed to Government by M.Nagabhushanam, a clerk of the Principal District Munsif's Court of Kovvur, praying for exemption from the operation of the Examination Rules to enable him to appear for the Departmental Tests.

2. This clerk was once recommended for exemption but the Government was not pleased to sanction the exemption (Please vide Proceedings of the High Court Dis.No.587, dated 29th April 1912).

3. Owing to the recent increase in Courts there is difficulty in securing passed candidates of equal capability and as the petitioner has earned the continued favourable recommendation of his superiors, he may, as a special case, be allowed to appear for the Special Tests which he is likely to be able to pass, in which event he would be capable of doing the work of a higher post in a satisfactory manner.

A copy of the District Munsif's letter forwarding the afore-said petition to this Court is enclosed.

M.C.B.

2 4 3

Copy of letter No.1036, dated 8th May 1915, from the
Principal District Munsif of Kovvur, to the District Judge,
Kistna.

"I have the honour to submit herewith an application of
M. Nagabhushanam, 3rd clerk of this Court, for appearing for
his departmental Test Examinations.

2. The applicant has been working under me for the last
3 years, and I am much pleased to certify that he is a dili-
gent, intelligent and honest clerk.

3. He writes and speaks good English and has easily
grasped the Law relating the execution of decrees - the most
difficult portion of the Code. I have no doubt he can pass the
tests, if permitted to appear for them.

4. In my opinion he is much better than a School Final
candidate. On account of family circumstances he could not
study for the Entrance Examinations.

5. In these parts there is really a paucity of honest
and intelligent clerks. The applicant therefore deserves the
concession he prays for.

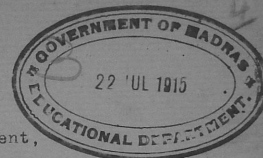
6. For all the reasons aforesaid, I request the District
Court to be kind enough to send the application to the High
Court with its recommendation."

Nagabhushanam

S.R.
24-vi.

Ag. District Judge.

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11/5



To

The Chief Secretary to Government,
Fort St. George,
M a d r a s.

Through

The Honourable the Judges of the High Court
of Judicature, M a d r a s.

Through The District Judge, Kistna.

The humble application of Mantripragada Nagabhushanam,
3rd clerk, District Munsiff's Court of Kovvur in the District
of Kistna.

Most Respectfully Showeth:--

1. The applicant is the permanent 3rd clerk of the District Munsiff's Court of Kovvur, Kistna District, on a monthly salary of Rs. 20/. He was first entertained in the Judicial Department in the year 1905 and has put in a total service of nearly 10 years, in the course of which he has thoroughly acquainted himself with the several branches of work in a District Munsiff's Court. The applicant was --- confirmed on Rs. 20/- in April 1910.

2. As for his educational qualifications, the --- applicant begs to submit that he appeared for the Matriculation examination in the year 1903 without success, and his attempts to prosecute his studies in 1904 for the examination proved abortive on account of unforeseen causes, though he joined the class for the purpose.

3. The applicant has once applied to the Government on 16th February 1909 for permission to be exempted from the Examination Rules and to appear for the departmental tests. The said application was submitted by M.R.Ry. S. Raghava --- Aiyangar Avl., the then District Munsiff of Ellore, to the District Judge for favourable consideration, a copy of the

letter is herein enclosed. The application was duly forwarded by the District Court to the High Court, but the High Court was not then pleased to grant the applicant's prayer.

4. The applicant renewed his application for ---- exemption in March 1912 under the recommendation of his official superior, M.R.Ry. C. Gomoji Rao Pantulu Garu, the present District Munsiff of Ellore, copy of the letter is herein enclosed. This time both the District Court and the High Court were pleased to recommend that the applicant may be exempted from the examination rules but the Government was not pleased to grant the applicant's prayer in 1912.

5. The applicant humbly begs to submit that ever since then two permanent District Munsiff's Courts have been located in the Kistna District, one at Kovvur and the other at Bhimavaram and three Additional District Munsiff's Courts which have been sanctioned for the District have been working at Ellore, Bezwada and Masulipatam. The field in the District for work and for promotion has thus been widened.

6. The applicant further begs to submit that the number of qualified candidates eligible for the Head Clerk's post in a District Munsiff's Court is at present extremely limited. It will thus be seen that ever since 1910 and 1912 there has been a marked increase in the number of courts in the District with no corresponding increase in the number of clerks qualified and eligible for the higher posts in the Department.

7. The applicant humbly begs to submit that it will be seen from the copies hereto attached that he has been working during the last 10 years to the entire satisfaction of his superiors.

8. The applicant therefore humbly prays that the Government may be pleased to exempt him from the examination rules and to enable him to appear for the Departmental Tests,

Gomoji Rao Pantulu Garu
12/4/12

Not for
impression

3.

for which act of mercy the applicant shall, as in duty bound,
ever pray.

I beg to remain,

Most Honoured Sir,

Your Honour's most obedient servant

M. Naga Chandra

C. No. 2542 From the High Court No. 2167/15, dated the 21-7-1905.

SUBJECT: Permission to appear for the special test.

NOTES.

cf. art. 4 of the Special Test Notification

p. 5 of G.O. 337
22-4-12

p. 2 of C.F.

p. 4 of C.F.

① Please see G.O. 337 Bldg. the 22nd April 1912 in which the Govt. declined to exempt M. Nagabhuskhan, a clerk of the Dt. Municipality, Ellore, from the examination rules so as to enable him to appear for the special test. The reason then urged by the Dt. Judge for recommending the concession was that Nagabhuskhan's work had continued to be good and that one who knew his work thoroughly was better than a raw man. The Govt. did not consider this as a sufficient reason for exempting the applicant.

2. The above reason is repeated in para. 3 of the Dt. Judge's letter and as an additional reason the Dt. Judge states that owing to the recent increase in Courts there is difficulty in securing passed candidates of equal capability. It is doubtful whether the latter can be accepted as a sufficient reason for reconsidering the orders passed in G.O. 337 Bldg.

② the 22nd April 1912. For, the capability of a candidate newly admitted to the service must necessarily be lower than that of one who has been in the service for nearly ten years. The question, however, is whether a passed candidate will not prove more useful than an unpassed one in the long run.

and whether it is not ^{unfair} to allow un-
paired candidates to ~~qualify for election~~ displace
paired candidates except for very special
reasons which are distinctively in the in-
terests of the public service. In the absence
of any special reasons in the present case it
is for consideration whether the application
may be rejected.

3. Subject to order a draft letter to the
High Court is submitted. If approved it may
be forwarded to the Judicial Dept. u.o. for
acceptance or remarks.

P.B.

28.7.15

30.7.15

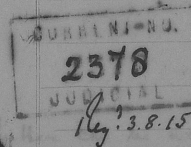
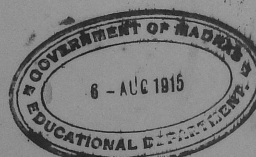
Jud. u.o.

28.8.15



201 no 2542-1

3.8.15



13 Dept

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For reasons stated above in the draft letter
the draft letter may, it is submitted, be
accepted in this Department.

K.M.V.

4.8.15

4.8.15

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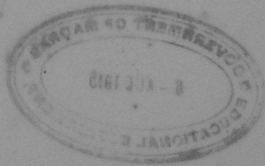
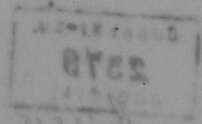
Jud. u.o. 2378 B-1
5.8.15

Submitted that the draft was issued

CA
6/8/15

Issue

8
7-8-15



” ” ” ” ” 191

C. No. 2542, From the High Court., No. 2167/15, dated the 21st July 1915

191

No. 001-26, dated 9-8-1915

mi

I.

the Honble the Chief Justice of
the High Court of Judicature at
Madras

Hon'ble Sir

With reference to Mr. White's letter R.O. No. 2167 / 15, dt. 21st July, 1915 forwarding an application from Mr. Nagabharanam, Clerk, Principal, District Munsif's Court, Kovvur, Kistna Dt., for exemption from the examination rule, so as to enable him to appear for special tests, I am directed to state that the Governor in Council sees no sufficient reason to modify the orders conveyed in Mr. Moir's letter.

no. 337 Bldg, the 22nd April 1912. 12
I have to

PA
26.7.15
K.
30.7.15.

8
25.15

PA
8/8/15
20/9/15

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

191 .

READ AGAIN G.O. No.
 191 .

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH RETTO.

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

N.B.—

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