

Home (Education) (1916) Department.

Ordinary SERIES.

Letter

G.O. No. 1225

DATED 21. XI. 16.

INDEXED

[Despatch Abstract.]

Exemption.

Extending the ----- from the provisions of Article 1 of the Public Service Notification already granted to V. Gondaswami Raja, seventh clerk of the District Munsif's Court at Mamargudi so as to admit of his employment as a first grade Deputy Nazir on Rs. 50/- per mensem.

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DEPARTMENT.

Received



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Registered

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Subject.

Forwarding for orders a copy of a letter from the District Judge South Arcot and its enclosures.

ENCLOSURES	
No.	
Spare copies	

R.O.C. No. 3756/16.

Station M. S. A. R. S. A., Dated the 18th October 1916.

From (Name) S. G. Hensman Esquire,

(Designation) Ag. Deputy Registrar, High Court.

Appellate Side.

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

Hon'ble Sir,

I am directed to forward for the orders of His Excellency the Governor in Council a copy of a letter from the District Judge, South Arcot and its enclosures requesting that the exemption from examination rules granted to V. Govindaswami Rajah in G.O. No. 1409, Educational, M.S. dated 11th December 1914 may be extended so as to enable him to be promoted to the post of a 1st grade Deputy Nazir in the scheme of revision now under consideration.

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

R. Hensman
19.10.16.
Ag. Deputy Registrar.

M. G. B.
C. d.

(Enclosure.)

2/
Copy of letter from the District Judge, South Arcot, to the Registrar, High Court, Madras, No.7027 dated 10th October 1916.

I have the honour to forward herewith a copy of letter No. 2586, dated 4th October 1916, from the District Munsif of Mannargudi and its enclosure, forwarding the memorial from V. Govindasami Rajah, a clerk of the District Munsif's Court, Mannargudi, praying for further exemption up to the highest grade of a Deputy Nazir in accordance with the revised scale of pay for Deputy Nazirs sanctioned by Government in its letter No.1043, Judicial, dated 26th April 1916 and communicated in R.O.C.No.348 of 1914 dated 10th August 1916.

2. I have the honour to support the applicant's prayer and to recommend it for the favourable consideration of the Hon'ble the Judges of the High Court.

3
Copy of communication from M.R.Ry.N.S.Narasimha Chariar Avargal, B.A., B.L., District Munsiff of Mannargudi, to the District Judge of South Arcot, No.2586 dated 4th October 1916

I have the honour to forward herewith, for most favourable consideration, the memorial of V. Govindasami Rajah, 7th Clerk of this Court, for further exemption from examination rules for promotion up to the highest grade of a Deputy Nazir in the revised scheme of salaries for the Process-service establishment. The clerk has already been exempted for promotion to posts carrying a salary of Rs.35/- a month. He has special claims for preferential treatment. He is hardworking and intelligent. He richly merits the exemption he seeks.

S.S. Raghav
District Judge.
10.10.16

To

The District Judge of

South Arcot.

Through

The District Munsif of

Mannargudi.

at Chidambaram.

Most Honoured Sir,

The humble memorial of V. Govindasami Rajah
Clerk, District Munsifs court of Mannargudi at Chidambaram.

Most Respectfully sheweth :--

2. That the memorialist is a descendant of the Royal family of Kandy. It is needless to enter into the details of the transactions which ended in the final abdication by his ancestors of the throne of Kandy, in favour of the British. It will be sufficient to say that he is the grandson of the late Highness Wenkatasubbaroyulu Rajah the adopted son of the late King Sri Rajadhi Rajah Simha, Maharajah of Ceylon and the direct lineal descendant of that ancient Royal family. As regards the nobility of birth and respectability of character of his family the memorialist respectfully beg to refer your Honour to the report of Sir John Douglas, an Auditor General in Ceylon service who was deputed to report upon the condition of the Kandyan exiles. In his report (1871) Sir John Douglas had brought the memorialist under Class I as deserving of special consideration, thereby testifying to the nobility of the family from which he is descended (Vide paras 36 and 54 of Sir John Douglas report on Kandyan pensioners).

3. That the Government in their order No: 1409 dated 11th December 1914 EdI: Mis: exempted the memorialist permanently from Examination rules for promotions up to Rs 35/- per mensem by the recommendation of the District Judge (F. H. Hamnett Esquire) in his letter dated 15-10-14.

4. That the memorialist had to maintain a large family consisting of more than five members solely depending upon him and he finds it extremely difficult to support his family in these hard days with the small pay of Rs 20/-.

5. That his aspirations are not too high nor are unreasonable.

The Board of Revenue in their order Mis: No 16698 dated 13-12-1897 promised the following :--

"The Board desires to give special encouragement to the youths of such leniage entering the Government service and will be glad to hear the Collectors proposal."

The Collector of North Arcot in his Dis: 509D of 1908 dated 12-2-1908 speaks as follows :-

" It is the policy to encourage members of Exalted families to enter in Public Service in suitable posts."

6. That the memorialist learns that the pay of the Deputy Nazir is to be increased above Rs 35/- under the new scheme and he therefore begs that your Honour would be pleased to recommend to their Lordships the Honourable the Chief Justice and the Honourable the Puisne Judges of the High Court of Madras for his further exemption up to Deputy Nazir's grade under the new scheme which form an insuperable carrier in the way of the memorialists advancement in life and thus help a scion the Ex. Royal family of Kandy (Ceylon) and also request to appoint him as a Deputy Nazir when the new scheme comes to force.

For which act of charity the memorialist will ever
remain grateful.

Memorialist beg to remain,

Most Honoured Sir.,

Your Honour's most obedient and humble servant,

Chidambaram, I

2nd October 1916. I

C. Gairindaruni Rajah



*Forwarded for most
favourable consideration.
The memorialist has special
claims for preferential
treatment. He is hard-
working and intelligent.
He richly merits the
exemption, he seeks*

N. S. Narasimha Chariar

*Dist. Munsif
2/10/16*

COPIES OF TESTIMONIALS ETC.

1. G. O. NOS. 211 & 212 POLITICAL DATED 2-4-1895.
"That reasonable aid be granted at the expense of the Ceylon Government to secure the advancement of any pensioner or son of a pensioner who may hereafter qualify for any profession or superior employment".
2. THE BOARD OF REVENUE MIS. 16693 DATED 13-12-1897.
"The Board desires to give special encouragement to the youths of such leniency entering the Government service and will be glad to hear the Collector's proposals."
3. THE COLLECTOR OF NORTH ARCOT IN HIS DIS. No. 509 D. OF 1903 DATED. 18-2-1903 SPEAKS AS FOLLOWS—
"It is the policy to encourage members of exalted families to enter in Public service in suitable posts."
4. The District Munsif (M. R. Ry. A. S. Krishnaswami Aiyar Avergal) of Mannargudy South Arcot in his Dis. No. 2128 dated 10-10-1914 speaks as follows—
"He has been doing the duties entrusted to him very satisfactorily. He is intelligent, pains-taking and well behaved. In my opinion he is fit to hold any clerical post carrying salary up to Rs. 35 and I am confident that, as a scion of a noble family he would prove an efficient and honest Deputy Nazir."
5. The District Judge (F. H. Hammett Esqr) of South Arcot in his Dis. No. 948 dated 15-10-1914 speaks as follows—
"The applicant belongs to the once famous but now poor Kandyan Royal family. The District Munsif, Mannargudy reports very satisfactorily about the applicant".
6. From the Secretary to Government Educational Department dated 11th December 1914 No. 1409 Edl. Mis.
With reference to Mr. Tyagaraja Aiyar's letter R. O. C. No. 3609 of 14 dated the 3rd November 1914, I am directed to state that the Government sanction the permanent exemption, from the provisions of article 1 of the Public Service notifications of V. Govindaswami Raja, 7th Clerk of the Court of the District Munsif of Mannargudy so as to admit of his promotion to a post carrying a salary not exceeding Rs. 35 per mensem.
7. The District Munsif of Mannargudy South Arcot (M. R. Ry. K. A. Kannan Avergal) in his Dis. No. 815 dated 3-8-1915 within a short experience of 2 months during his stay at Chidambaram speaks as follows—
"The petitioner has given his history in full and I have nothing to add except that so far as I have known him he appears to be a hard-working clerk."
8. Proceedings of the District Judge of South Arcot (H. D. C. Reilly Esquire I. C. S. Acting District Judge No. 5468 Dated 30th August 1915.
Application dated the 2nd instant from V. Govindaswami Rajah, 7th Clerk of the Mannargudy District Munsif's Court praying that he may be appointed a Deputy Nazir or a clerk on Rs. 25 or 30 in any of the Courts in the District.
The Clerk is informed that his case will be considered as vacancies occur. By order. (Signed) S. KRISHNASWAMI AIYENGAR, Sheristadar.
9. The District Munsif of Mannargudy South Arcot (M. R. Ry. N. S. Narasimha Chariar Avergal) in his letter No. 177 dated 17-1-16 speaks as follows—
"The petitioner richly deserves the encouragement he seeks, at the hands of the Government. During the short time I have known him, I found him hard-working and industries. His conduct has been quite satisfactory. He is a descendant of the Kandyan Royal family and has been exempted by Government from Examination rules so as to admit of his promotion to a post carrying a salary not exceeding Rs. 35 per mensem. (G. O. dated 11-12-14 No. 1409. Edl. Mis.)
10. Proceedings of the District Court of South Arcot (S. G. Roberts, Esquire I. C. S. District Judge.) No. 891 dated Tuesday 1st February 1916.
Letter No. 177 dated 17-1-1916 from the District Munsif of Mannargudy, submitting the application of V. Govindasami Rajah, 7th Clerk of his court praying for a clerks place on Rs. 30 or for recommending him, to the District Judges of North Arcot or Nellore if there be no vacancy in this District.
ORDER—The applicant is informed that his claims will be considered for the first vacancy that occurs. (Signed) S. G. ROBERTS, District Judge. 3-2-1916.

GOVERNMENT ORDERS.

I beg to quote the orders of the Government relating to the treatment to be awarded to the Kandyan youths.

1. Sympathising with the fallen condition of the Kandyan Exiles, Lord Napier and Ettrick while Governor of Madras penned a strongly worded minute to the Ceylon Government in May 24, 1869. In paras 2nd, 6th and 7th of the minute his Lordship says:—

"The Kandyan Exiles, if I understand the matter aright, are divided into two classes, and derive their origin from two families which successively occupied the throne of Ceylon, and fell successively, in part by their own error, in part, it may be, by the policy of the English Government. Whatever may be the share of culpability justly attributable to either all are now the representatives of misfortune, rather than of guilt, in our eyes, and, no doubt still more so in the eyes of the people of this country".

"I venture, however to affirm that the support awarded to the unfortunate class of persons under consideration is so inadequate to their natural wants as to leave them in actual distress, and, I am disposed to believe, subject to the better Judgment of the Colonial authorities, that the time has come when they might be sent back to their country."

"It strikes me that this state of affairs is not generous or politic. The victims of the past revolutions of Ceylon ought not to exhibit before the eyes of the people of India a picture of parsimony and neglect on the part of the English authority."

"If the Government of Ceylon deem it indispensable that these people should still be maintained abroad, they should be maintained in comfort, and not only the present material comfort, but with some provision for education and for employment, in order that their descendants may not be reduced to unavoidable beggary or remain a burden on the state for ever."

2. In exactly the same strain writes Sir John Douglas, the Auditor General of Ceylon who was deputed in 1871 to report on the condition of the Kandyan Exiles. In para 36 of his report he says:—

"Taken as a whole, however, the present condition of the higher class of the Kandyan pensioners cannot fail to leave a very painful impression on the mind of any one who visits them, and enquires into their case. It cannot be considered creditable to this Government that a lady who for a time was queen of Kandy, should be living in debt and squalid misery, as is the case with Moodunnamahal at Tanjore. And though undoubtedly it was a convenient and economical mode of getting rid of persons who might give trouble, to deport them from Ceylon, take possession of their properties, pension them indiscriminately, and try to forget all about them,—putting aside all ideas of generosity as far as this Government is concerned,—it is not to be expected that the Government of Madras will acquiesce in the abandonment, in their territory, of a class of persons who are allied to some of their best families, and whom the present practice is systematically confirming in idleness and pauperism.

Later on, in the same report No. 54 the learned Auditor General singles out the 1st class of Kandyan pensioners, which include the nearest blood relations of the Royal family, to which class the Petitioner also belongs. In speaking of this latter class of Kandyan pensioner, he writes as follows:—

"Turning now to the class of pensioners included in list No. 1, all those whose names are enumerated therein will be found to be more or less really related to the old Kandyan dynasty. List No. 1 cannot unfortunately be dealt with in the summary and economical manner proposed for list No. 2. For, in the case of the majority of the persons classed in list No. 1, they belong to families of rank and comparative opulence at the time Kandy was taken. Passing over the somewhat inconvenient question as to the right of the English

Government at the time to take permanent possession of Vickrama Singha's kingdom excepting for the benefit of the family of Mootoosamy, whose right to the throne it had recognised by treaty, it will, I think be admitted, that according to the ideas of civilisation, neither the deposed dynasty nor the families of their immediate relatives whose properties were seized by the English, *can be allowed to starve in India*, even supposing that the Madras Government did not interfere in their behalf; and for these a low-rate of commutation such as that sketched out above would, I fear, not be practicable."

3. And lastly the late Mr. William Digby the Political Agent in the state-ment prepared dated 26—4—93 for the most Hon'ble The Marquis of Ripon K. G. C. etc., the then Secretary of State for the Colonies, writes as follows:—

"With a deposition made necessary by a course so described, the least that could have been expected or hoped for would have been that *the victimised monarch and his family should be fairly recompensed for the large revenues taken from them*. From the beginning however, *the conduct of the authorities in Ceylon has been marked by an avoidance of their duty in this respect*, and as time has gone on, the condition of the unhappy descendants of victimized King has become worse and worse. The present state of the descendants of the Ex-king and of those dependents upon him, *is deplorable in the extreme*. Their daily life is one of degrading and hopeless poverty. The pittance granted to him is so small as not to suffice for mere bodily sustenance, while the decencies of respectable living, the possibility of education, and the consequent chance of leading a useful life are impossible. It seems almost incomprehensible that an administration, so generally enlightened as that Ceylon has been for many years, can have acted with so much harshness, not to say cruelty, towards the Ex-Kandyan royal family.

"Suppose the unhappy position and circumstances described were those of the Orleans Princes, or of the Ex-empress Engenie, or of the Ex-Imperialist family of Brazil, there can be no doubt as to what would be the opinion of the civilized world at such ungracious treatment. And in none of the cases just mentioned, are there either the very ancient lineage of the Kandyan monarchy or the discreditable circumstances such as those under which the Wejayan dynasty was deposed and its territory annexed. The grievousness of the treatment of the Prince and his dependents is heightened by the remembrance of the marvellous prosperity which, for many years past, has under British administration, marked what was once the Kandyan kingdom."

4. The Board of Revenue Mis. 16698 dated 18—12—1897. "The Board desires to give special encouragement to the youths of such leniency entering the Government service and will be glad to hear the Collector's proposals."

5. "That reasonable aid be granted at the expense of the Ceylon Government to secure the advancement of any pensioner or son of a pensioner who may hereafter qualify for any profession or superior employment." (G. O. Nos. 211 and 212 Polioical dated 2—4—1895.)

6. The Collector of North Arcot in his Dis. 509 D of 1908 dated 18—2—1908 speaks as follows:—"It is the policy to encourage members of exalted families to enter in Public service in suitable posts."

C.No.3719, from the Deputy Registrar, High Court, R.O.C.No.3756/16,
dated the 18th October 1916.

Subject.

Exemption from the examination
rules.

V. Govindaswami Raja was exempted from
the provisions of article 1 of the Public

Service Notification with a view to his promo-
tion to a post carrying a salary not exceeding

(T) Rs.35 per mensem - vide Letter No.1409 Edl.,
dated the 11th December 1914. He now requests

that the exemption may be extended so as to
admit of his promotion to the post of first

grade Deputy Nazir carrying a pay of Rs.50 per
(S) mensem (Paragraph 1 (2) of Letter No.1043 ~~Edl.~~ ~~Edl.~~ ~~Edl.~~

dated the 26th April 1916).

para 2 and p.2 C.F.

2. The District Judge of South Arcot
supports the applicant's request. The only
valid ground on which the exemption is based
is that the applicant belongs to the once
famous Kandyan family. That the members of
that family should be given special encourage-
ment has been definitely accepted. Please see
the Honourable Sir P.S. Sivaswami Ayyar's

(K) remarks on page 8 of G.O.No.948 Edn., dated
the 8th September 1916; vide also G.Os.No.549

(R) Edl., dated the 21st June 1912, and No.781 Edl.,

(E) dated the 23rd August 1913.

3. Before passing orders the remarks of the

~~Home (Judicial)~~ Home (Judicial) section may be invited u.o. whether the application should be viewed favourably.

22.10.16
27.10.16

31.10.16

Home Edm
No. 3719-1
1. 11. 16

Home (Jud) no.

Home (Jud) Depu.

us.

2993
11.11.16

Subd. that in the special circumstances of the case Home (Jud) had not object to the proposed extension of exemption being granted, provided Pub (B.C.) supports the application - vide pp. 1-3 of notes in G.O. No. 9. 11.12.16.

2.11.16
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6.11.16



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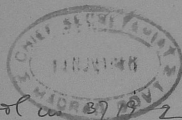
A draft letter is submitted. If approved, it may be

[Faint handwritten notes and signatures on the left page, including "MPH (Court) small" and "11.11.16"]

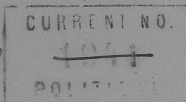
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Issue
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Exemption

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DEPARTMENT

Extending to

from the provisions of art. 1 of the Public Service Notification already granted to V. Govindaswami Raja, Seventh clerk of the Dist. Magistrate's Court at Madras, so as to admit of his employment as a first grade Day Nazir on Rs. 100 per m.

READ AGAIN G.O. No.

, dated

191

" " " " " "

READ ALSO:-

C. No. 3719,

From the Day Register, No. 3756, dated 18.10.1916, Court,

P.O.C.

No. 3756,

dated

18.10.1916.

" " " " " "

" " " " " "

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ORDER.

No. 1225, dated

11.11.1916.

To

The Honble: the Chief Justice of the High Court of Judicature at Madras.

Madras City

With reference to Mr.

Govindaswami Raja's letter P.O.C. No.

3756/16, dt. 18.10.1916

I am directed to state that

M. E. the, Government in

Council is pleased to

extend the exemption

from the provisions of

art. 1 of the Public Service

Notification granted to

V. Govindaswami Raja,

Seventh clerk of the District

Recd & kept
ms
22.11.16

1/2/1917, 21/11/16

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Manning's Copy, San Diego No. 1
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19th, so as to admit of
his employment as a
first grade boy. Naxit
on Rs 50 p. M.

I have to

27-11-16
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1409 Edl., of the 11th been
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his employment as a
first grade boy. Naxit
on Rs 50 p. M.

When given for copying
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When signed

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HEAD AGAIN C.O. No.
19

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DUTY

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
IN ORIGINAL

A A A A A A A

N.B.—

A = Copy in full.
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P = Copy abstract only.
Q = Copy heading only.