

Home (1917) Department.
Education

Ordinary SERIES.

G.O. No. 1270

DATED

6. 10. 17

INDEXED

[Despatch Abstract.]

Exemption.

Sanctioning as a special case the permanent ———
from the Civil Judicial Test of D. Colton Pillai, Record
Keeper, District Court, Oombatore.

DEPARTMENT.

C.No. 1023 B.

Regd 19-9-17

Received



191

Registered

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Subject.

Forwarding application from D. Colton Pillai, Record Keeper
District Court, Coimbatore for exemption from passing Civil
Judicial Test.

ENCLOSURES.

No.

R.O.C. No. 2898/17

Spare copies

Station Madras, Dated the 15th September 1917.

From (Name) G. S. White Esquire,

(Designation) Deputy Registrar, High Court

Appellate Side.

To The Secretary to the Government of Madras,
Home (Education) Department.

Hon'ble Sir,

I am directed to forward for the orders of His Excellency
the Governor in Council a copy of a petition dated the 5th February
1917 from D. Colton Pillai, Record Keeper, District Court, Coimbatore
to the District Judge of Coimbatore, praying for permanent exemption
from passing the Civil Judicial Test so as to admit of his promotion
to higher posts in the service.

Copies of letter D.No.7052 dated the 28th August 1917
from the District Judge and of the Testimonials submitted with the
petition are enclosed.

Copy of letter from the District Judge, Coimbatore, to the Registrar, High Court, Madras, D.No.7052 dated the 28th August 1917.

I have the honour to forward a copy of a petition with enclosures addressed to me by D.Colton Pillai, Record Keeper of my Court, praying that he may be permanently exempted from passing the Civil Judicial Test. Petitioner has passed the examinations noted in the margin. He was first entertained in the Judicial

- | | |
|---|-------------------------------|
| 1.First in Arts Examination. | Department of this district |
| 2.Hand-writing Test. | |
| 3.Examination in School Management. | in 1895 and has put in nearly |
| 4.police Departmental Test. | |
| 5.Criminal Judicial Test, Lower Grade. | 23 years' service. He was |
| 6.Account Test Lower Grade. | for several years Sessions |
| 7.Precis Writing Test. | Bench Clerk of this Court |
| 8.Translation Test. lower grade in Tamil. | |

when there was no Additional or Assistant Sessions Judge and explains that his work as such was so heavy that he had no time to study for the Civil Judicial Test. This is, I think, true, as the Sessions file of this court has always been, as the High Court is aware, one of the heaviest in the Presidency.

2. Petitioner is now aged 53 and cannot be expected to study for the test in the same manner as a junior clerk. He has, nevertheless, a good practical knowledge of civil work and has had six years' service in Munsif's Courts where he has off and on officiated as Head Clerk.

3. I may add that his case seems to receive support from the fact that Government was pleased to exempt the present Head Clerk of the Godavari District Court, who is only a Matriculate, from passing the Civil Judicial Test (vide page 39 of the List of Judicial Establishments corrected up to 31st March 1917) and also the five persons mentioned in High Court's Proceedings Dis.No.191, dated 4th February 1911. Petitioner is an F.A. and deserves the exemption he prays for. I strongly support his request. If the Government are pleased to exempt petitioner from passing this test, I may be able to transfer him to other appointments on the same pay in the District establishment for which the Civil Judicial Test is prescribed and he may

the few years more that

Copy of petition dated 5th February 1917 from D.Colton Pillai, Record Keeper, District Court, to the District Judge of Coimbatore.

I very respectfully beg to submit the following for your honour's kind and mature consideration and favourable orders.

I beg to submit that I have put in nearly 22 years service in your honour's department and that I am going on with my 53rd year. I am a First-in-arts man and have passed the examinations as shown in the list appended hereto.

From the copies of testimonials hereto annexed, I think I may not be wrong in submitting to your honour's mercy that I was entrusted with heavy, onerous responsible duties and double work and that I, without caring for myself and my future prospects, worked so hard to satisfy the judges that I was unable to spare time to study satisfactorily for the Civil Judicial test, which stands now in my way of getting further promotion. Even then, I appeared ~~for~~ of late for the said examination twice or thrice but of no avail.

When I, as Translator was transferred from the Assistant Sessions Judge's Court to the District Court as Acting Record Keeper, the then Assistant Sessions Judge, Mr.C.Krishnaswami Rao after ascertaining my age and previous work gave me hopes, if I worked satisfactorily under him, that he would plead to the then District Judge on my behalf to recommend me for being permanently exempted from passing the Civil Judicial Test. Accordingly I worked hard and to my greatest misfortune he went away all on a sudden on promotion and the then District Judge retired.

I respectfully venture to submit that I was put in charge of the Copyist Department which was then in a rotten state, as remarked by the then District Judge Mr.Moberly. I tried hard, and to the best of my ability, brought the copyist department to perfection. Afterwards the same Judge tried me as Acting Record Keeper and then I was confirmed.

I humbly beg to submit that I possess sufficient knowledge in civil work also as will be evidenced by the fact that I have done the work of original suit and petition Clerk and Appeal Clerk in the District Court, of Judgment and Decree Clerk, Head Clerk and Deputy Nazir in the District Munsifs Courts.

In these circumstances I most humbly appeal to your honour's mercy and pray that your honour will be graciously pleased to view my sad and pitiable ~~xxx~~ situation as a special case and to recommend my exemption from passing the Civil Judicial test and thus to enable me, a poor Christian of a large family, to get a few rupees more when I retire.

5 Enc II

Copies

Copy of Testimonials.

I believe he has done his work well and he is a useful man.

/Sd/ T.Weir.
29-4-1904
District And Sessions Judge.

2.

I have no objection to certify that Mr. D.Colton has done the work of Criminal Bench Clerk during the three years I have been -- Judge and has always done it carefully and with accuracy.

/ Sd / G.T.Mackenzie.
7-7-99
District & Sess. Judge.

3.

He has had a considerable experience and does his work well. He deserves promotion.

/ Sd / F.H.Hammett
17-11-00
Ag. Dist. & Sess. Judge.

4.

D.Colton Pillai was sessions clerk during the greater part of the time that I was District and sessions Judge of Coimbatore and discharged the duties of that post which were all the time onerous to my entire satisfaction. He writes a good clear hand, has a fair knowledge of the Criminal Law and is punctual and careful in the maintenance of the records in his charge.

/ Sd / Verner A Broudie.
19-5-1905.
Dist. & Sess. Judge.

5.

D.Colton Pillai has worked under me as Sessions clerk for a year and a half. His work is very heavy and he has always done it willingly, carefully and well. He is a good and trustworthy clerk.

/ Sd / G.T. Power.
13-1-1906
Dist. & Sess. Judge.

ENDORSEMENTS of the District Munsifs of Erode on my application to the District Judge, Coimbatore for my retransfer to the District Court:-

Forwarded for favourable consideration. The applicant is an efficient hand and deserves encouragement. He possesses excellent

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testimonials from District Judges under whom he served.

/Sd/ T.N. Ramasami Iyer
19-11-08
Ag. District Munsif.

2.

The applicant bears a good character. His work is very satisfactory. I entrusted him with the Head Clerk's place on several occasions when the permanent Head Clerk was on casual leave. As a Christian he suffers much here.

/Sd/ T.N. Ramasami Iyer
13-2-1909
Ag. District Munsif.

ENDORSEMENT ON MY APPLICATION DATED 30-11-11.

Forwarded for favourable consideration. Colton Pillai deserves encouragement. He has done the sessions work on the whole well enough -- I should think, and the Sessions work of the Assistant Sessions Court has been very heavy enough, all told, this year to try Colton Pillai as a Sessions Clerk. Till the question of a full timed Translator is settled, Colton Pillai deserves, if the rules permit, an allowance as Interpreter of, say Rs. 20 a month.

/Sd/ K.Srinivasa Rao,
Assistant Sessions Judge.

30th November 1911.

TRUE extract from a letter dated 30th August 1912 of the Assistant Sessions Judge, Coimbatore, to the District and Sessions Judge, Coimbatore.

x x x x x x x

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2. D. Colton Pillai is an Indian Christian and an F.A. with Precise writing and Criminal Judicial Tests and also Translation Lower in Tamil. He was doing the duties of Translator as well as Sessions Clerk, without any additional remuneration, from the time of the formation of this court until 1st July last, from which latter date he is holding Translator's post provisionally. He has done his work satisfactorily.

@ @ @ @ @ @ @

/Sd/ K.Srinivasa Rao
Assistant Sess. Judge.

COPY OF TESTIMONIAL.

D.Colton Pillai served under me as Translator in the Assistant Sessions Judge's Court of Coimbatore and discharged his duties efficiently and satisfactorily. He was able to interpret with ease and accuracy.

/Sd/ C. Krishnaswami Rao
14-10-11

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List Of Examinations Passed.

1. First in Arts Examination.
 2. Handwriting Test.
 3. Examination in School Management.
 4. Police Departmental Test.
 5. Criminal Lower Grade. in 1892.
 6. Account Test Lower Grade.
 7. Precis-writing Test.
 8. Translation Test Lower Grade.
-

Howe Dept.

Le. 1022/12, from the High Court, R.O.C. 2898/17, d/15-9.

Subject:- Exemption from the
Civil Judicial test.

The cause may in the first instance be referred up to the Judicial Section for remarks.

para 2- p. 2 c. f.

It may be observed that the candidate seeking exemption is already 52 years old and in an analogous case disposed of in G.O. No. 1062 Ed. 9, d/ the 6th Oct. 16 it was held that there was no public advantage in exempting such men.

- Vide Sir Harold Stewart's note on p. 7 of the above G.O.

Recd 401022/13-1
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Home (Ind) Dept

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In view of the petitioner's approaching superannuation any exemption granted will have to be based on purely personal grounds. Moreover the High Court does not make any recommendation for exemption.

p. 1 c. f.

of exemption.

Free

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CR
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This is a stranger case than the death with in 20. 1062 d 6-10-16. The present S.J. of Criminals recommends the exemption. It is possibly true that the applicant's heavy work prevented him from studying. At the same time there is no public advantage to be gained by granting exemption.

DPT
2.10.17

Re the High Court's silence regarding the exemption, I understand that the High Court never recommends. The applicant is 53 years old & is certified to be able to discharge the duties of posts for which the civil service test is prescribed. I am for exemption.

Lord Hailsham

My 10/17

Home (Sec) Dept

A draft letter is submitted for approval.

Recd 2505 B-L

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Noted in C.A.

11.10.17

Description as a special case
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READ AGAIN G.O. No., dated 191

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READ ALSO:—

C. No. 1023 D. From the High Court, No. 2098/12, dated 15-9- 1917

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Letter
~~ORDER~~
Mrs.

No. 1270, dated 6. 00. 1917

To, the Hon^{ble} the Chief Justice of the
High Court of Judicature at Madras.
Hon^{ble} Sir,

With reference to Mr. White's
letter R.O.C. No. 2899/17 Dth 15-9-17
I am directed to state that H. E. the
Governor in Council is pleased to
sanction, as a special case, the
permanent exemption from the
Civil Judicial test of D. Colton
Pillai, Record Keeper, Dist. Court,
Coimbatore.

I have

4.10.17

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When signed

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READ AGAIN G.O. No.
191

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

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LETTER OF GOVERNMENT

STATEMENT WITH DITTO

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.