

Home (1918) Department.
Educational

Ordinary SERIES.

Letter	
G.O. No.	1452
DATED	14-11-18

INDEXED

[Despatch Abstract.]

Civil Judicial Test

Declining to comply with the request of R. Sachanatesa Ayyar, Clerk, District Court, South Arcot that he may be declared to have passed the ----- held in 1917, in the ^{India} evidence act is removed from the list of subjects prescribed for the Test.

BACK PAPERS.

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

FURTHER PAPERS.

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

C.F.—29.

DEPARTMENT.

Received 191 . Registered 1918

Subject.

Regarding the memorial of R. Sabhanatesa Ayyar, clerk, District Court, South Arcot for permission to appear for the Civil Judicial test in the Indian Evidence Act alone in which he failed last year.

Submitted that this may be sent pending orders on the question of simplifying the Civil Judicial test.

ENCLOSURES
No. 1
Spare copies

12-8-18 R.O.C. No. 2364/18.

Madras, Dated the 9th August 1918

(Name) M.R. Ry. C.K. Mahadeva Ayyar Avargal,
(Designation) 1st Assistant Registrar,
High Court.

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 letter No. 3889, dated the 22nd July 1918 from the District Judge of South Arcot regarding a memorial submitted by R. Sabhanatesa Ayyar, a clerk of his court praying that, if as a result of the simplification of the Civil Judicial Test, now under the consideration of the Government the Indian Evidence Act is removed, he may either be declared to have passed the test or be permitted to appear for the Indian Evidence Act alone

The memorial
has been received
and is being
considered
in the
Civil Judicial
Test
4.6.1918
10.10.18

alone in which he failed last year.

I have the honour to be,

Hon'ble Sir,

Your most obedient servant,

C.K. Mahadeva Iyer

1st Assistant Registrar,

Original Side.

DEPARTMENT.

Received 191 . Registered 191 .

Subject.

copy of
Submitting the memorial of a clerk of
this Court for a declaration of his having
passed the Civil Judicial Test or to permit
him to apply only for the subject in which
he failed

ENCLOSURES

No.

Spare copies

No. 3889

Station Cuddalore, Dated the Monday, the 22nd July 1918.

From (Name) S.G. Roberts Esquire I.C.S.,

(Designation) District Judge.

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

Stone House Hill, Ootacamund.

Sir, Thro'

The Registrar,

High Court, Madras.

Sir,

Copy only.
I have the honour to submit herewith and with my ---
strong support, a memorial addressed to His Excellency the
Governor in Council by Ramaswami Sabhanatesa Ayyar, a ---
clerk of my Court praying for permission to apply for a --
single subject of the Civil Judicial Test in which he ---
failed or to be declared to have passed the test if, in
the simplification of rules for this Department, the ----
particular subject is to be deleted from the curriculum.

2. I have the honour to report that the applicant -
Ramaswami Sabhanatesa Ayyar, is a diligent, competent, --
honest

honest, industrious clerk, whose aptitude for his work has been of --

continuous assistance to me ever since I came to this Court.

3. I have the honour to add that a copy of the petition has ---
been typed on the back of the second page to make it easier to read.

I have the honour to be,

Sir,

Your most obedient servant,

S. S. Polu

District Judge.

Copy of memorial submitted by Ramaswami Sabhanatesa Ayyar, ~~XXXXXXXXXX~~
to His Excellency the Governor in Council.

The humble memorial of R. Sabhanatesa Ayyar, clerk, District Court of
South Arcot, most respectfully sheweth:--

1. That he humbly begs permission to submit that this his memorial
may receive the most sympathetic consideration it deserves
2. That he applied for "the Civil Judicial Test" examination in 1917,
3. That he learnt in February 1918 that he was plucked in the exa-
mination having failed in "The Indian Evidence Act" his No. being 1258
of Cuddalore centre,
4. That he understands that the simplification of the examination
is under the consideration of your Excellency's benign Government,
5. That he prays that retrospective effect may be ordered to be -
given to the final decision, regarding simplification, to the benefit of
candidates of 1917,
6. That he prays that he may be ordered (1) to apply again only for
the subject in which he failed or (2) to be declared to have passed -
the test if "The Indian Evidence Act" is removed from the test as the
result of simplification.

NOTES.

Page

Subject: - Memorial of R. Sabhanatesa Ayyar,
clerk, D. Court, S. Arcot. requesting that he
may be declared to have passed the Civil Judi-
cial Test or permitted to appear for a single
subject in which he failed.

C. no 1690 B.

From the P. & A. Registrar, High Court No 2364
of 9.10.18

For the Registrar:

The memorialist prays that he
may be declared to have passed the
'Civil Judicial Test' if the Indian
Evidence Act' is removed from the
list of subjects prescribed for the Test
or permitted to appear for that subject alone
in case it is not removed. As the
'Indian Evidence Act' has been removed
from the list of subjects prescribed
for the 'Civil Judicial Test', the
memorialist's prayer amounts virtually
to a request for a declaration that he has
passed the Test. ~~The Court has~~ ^{that he has}
~~ordered~~ As the memorialist failed only
in the 'Indian Evidence Act' and as it has
now been removed from the list of subjects
prescribed for the Test, there seems ^{to be} no
reason why he should not appear again
for the Test. ^{Moreover the petitioner's case is not likely to be a solitary one} Further Court have declined
to comply with such requests in similar
cases.

Vide revised list of subjects
at p. 4 of G.O. no 226
of 5.10.18. (C)

G.O. no 673
of 27.5.18 (N)

NOTES.

Page 2

Caus. Submitted that Court may decline to accede to the petitioner's prayer.

A draft letter to the Honble the Chief Justice is submitted.

11.11.18

12.11.18

We cannot go back & give retrospective effect to the orders abolishing Evidence Act as one of the subjects for civil just test, as in the way desired. Draft may issue

12/11/18

As amnd
my
14/11/18

Declining to comply with the request
of R. Sabhanatesa ayyar, clerk, Dt. Court, S. Pres.
that he may be declared to have passed the ———
held in 1917, if the Evidence Act is removed from the
list of subjects prescribed for the test.

191

M-29 C. No. 1690B From the 1st Asst Registrar, No. 2364/18 dated 9-10-1918.
High Court

191

191

No., dated 191

Leper 1452 14.11.18.
mis

To

The Honble The Chief Justice,
High Court of Judicature,
Madras.

Humble Sir

With reference to letter
No. 2364/18 dt 9.10.18 from the
1st Assistant Registrar, High
Court, I am directed to state
that His Excellency the
Governor in Council is unable
to comply with the ^{either of} requests ⁱⁿ of Labha-
natesa Ayyar ^{and} ~~that he may be~~ ^{declared}

Read 108 mi
mi 8
15.11.08.

declared to have passed the
'Civil Judicial Test' held in
1917, if the 'Indian Evidence
Act' is removed from the list of
subjects prescribed for the Test

13/11/18
13/11/18
13/11/18

forwards the result

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 LETT.

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.