

Home (1919) Department.
Education
Circular SERIES.

Letter
G.O. No. 372

DATED 25-3-19

[Despatch Abstract.]

Exemption

Declining to sanction the --- from examination rules of
B.S. Subramanya Sarda, clerk, District Magistrate's Court, Malabar

BACK PAPERS.

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

FURTHER PAPERS.

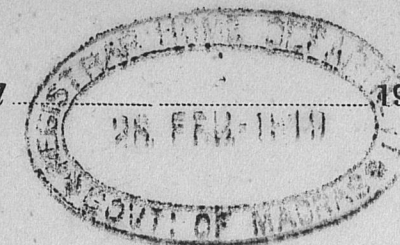
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

O.F.—29.

DEPARTMENT.

C.N.O. 425 B

Received



191

Registered

1.3

1919

Subject.

Forwarding an application from B.S. Subrahmanya Sarma, clerk, Principal District Munsif's Court, Kulitalai for exemption from Examination Rules.

ENCLOSURES.

No. 3

Spare copies

R.O.C. No. 505/19.

Station Madras, Dated the 26th February 1919.

From (Name) G.S. White Esquire,

(Designation) Deputy Registrar, Appellate Side 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 an application, dated the 16th December 1918, from B.S. Subrahmanya Sarma, clerk, Principal District Munsif's Court, Kulitalai, for exemption from the Examination rules so as to enable him to hold posts carrying a salary up to Rs.40.

A copy of a letter No.863, dated the 8th February 1919, from the District Judge of Trichinopoly forwarding and recommending the application is also enclosed.

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

Side

Deputy Registrar, App. Side.

V.S. Jw

2

Copy of letter No.863, dated the 8th February 1919,³
from the District Judge of Trichinopoly, to the Registrar,
High Court of Judicature, Madras.

(K) I have the honour to submit herewith an application
from B. Subrahmania Sarma, Clerk, District Munsif's Court
of Kulitalai (Principal) on Rs.20 praying that, as he is an
unpassed candidate, he may be exempted from the examination
rules so as to become eligible for promotion up to Rs.40.
A previous application for permanent exemption from examina-
tion rules put in by the same clerk was forwarded to the
High Court with this Court's letter, No.4237, dated 14th
November 1912, but the Government in letter, No. ¹¹¹⁵~~1150~~,
Miscellaneous, Educational, dated 14th idem, to the High
Court declined to sanction the exemption. In the present
application a sort of qualified exemption up to Rs.40 is
prayed for.

2. Copy of Kulitalai (Principal) District Munsif's
letter forwarding the application is enclosed. It cannot
be pretended that passed candidates of a kind cannot be got,
but many of them are of little or no use and all of them
are without experience. If the rules are to be strictly
followed the applicant's prayer must be rejected. It is
suggested that the rules have been relaxed in other
departments, and if this be a fact, the present is a
suitable case for exemption. The applicant has long
service and has been well spoken of by those under whom he
has served. The present District Munsif informs me that
he is about the most competent man in the office. I have
therefore the honour to submit the application for the
favourable consideration of the High Court.

V.S.
28.

D.No.223/28-1-1919.

Principal District Munsif's Court

Kulitalai, 26th January 1919.

From

M.R.Ry., T.G.Ramaswami Ayyar Avl., B.A., B.L.,

To

The District Judge, Trichinopoly.

Sir,

I have the honor to forward herewith an application from B.S. Subrahmania Sarma, 5th Clerk of this Court on Rs.20 and now acting on Rs.25/- praying for permanent exemption from the examination rules for appointments to posts carrying a salary of above Rs.20 and ranging to Rs.40 and to state as follows:-

2. This clerk has put in a service of about 15 years in this department and has studied up to the Matriculation standard, has passed the Lower Secondary and Survey Training and writes a neat hand as may be seen from his application written in his own hand. He possesses a fair knowledge of English and writes and talks much better than passed men. He can be safely entrusted with any work and he will do that intelligently and promptly and is well up in all branches of work. I have to state that in spite of the increase in the file of Small Cause Suits owing to the fact that I was given extended jurisdiction, I am able to get through the Small Cause work by one sitting in a week mainly owing to cleverness of this clerk. His conduct above all is unquestionable. His work has been well spoken of by all my predecessors and I find him also very quick in the transaction of the business relating to the Small Cause Bench and keeps no arrears and I fully agree with my predecessors and endorse the same opinion and I have also expressed my opinion to the District Judge during the time of the recent inspection in December last.

3. I also regret that his attempt to get a permanent total exemption from all examination rules met with failure in the hands of Government in 1912 (Vide High Court's Order Dis.No.1552 dated 7th December 1912) to this court's letter No.2092 dated 6-11-1912).

4. Now the attempt made is entirely different from the previous one as he seeks permanent exemption only for appointments above Rs.20/- and up to Rs.40/-

Code No.
no 1115-27
14/12/12
(12)

5. Since 1912 the Government I understand has been showing concession to such deserving men in other departments as stated by the applicant in paragraph 7 of his application and has also relaxed the examination rules to such an extent so that appointment from Rs.20 to Rs.40 may be in reach of persons of ordinary intelligence and capabilities.

6. This clerk has been drawing Rs.20 from 1910 and has also thrice acted on Rs.25/- in this court with temporary exemptions granted to him by the District Court. Now the District Court in its Proceedings No.388 dated 20-1-1919 has also exempted him for 2 months and he is now acting on Rs.25.

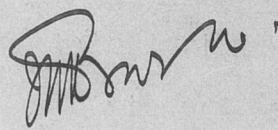
7. This is a fit case for consideration and I have the honor to request therefore the District Court will be so pleased as to get him the necessary exemption as prayed for by the applicant.

I have etc.,

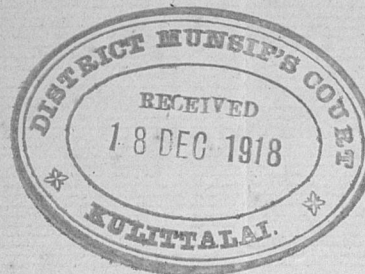
SD/ T.G.Ramaswami Ayyar

Principal District Munsif.

(True copy)


District Judge.

78
8.2.19



To,

The District Judge,
Tulichinopoly.

Through, The Principal District Munsif
Kulitalai.

Honored Sir,

I, (B.S. Subramania Sarma), Clerk
Principal District Munsif's Court Kulitalai beg
to submit this application for exemption from
the examination rules and for permission to
be appointed as clerk on a salary above Rs.20.

2. I am the permanent 5th clerk attach-
-ed to Principal District Munsif's Court Kulitalai
on Rs 20 doing Small Cause Bench work. Prior
to this, I have acted as clerk in other branch-
-es also and as such, I am conversant
with all the routine of office work. I have
put in a service of nearly 15 years in
the Department and I have thrice acted
as clerk on Rs 25.

3. My work in the Department has
been appreciated by one and all of the
officers under whom I had the opportunity
to serve. (Please vide copies of testimonials
submitted).

HP 8-9
infra

4. As regards my educational qualifications, I beg to state that I have passed the Lower Secondary Examination and Revenue Inspector's Survey Training examinations and studied up to the Matriculation class.

5. I applied to Government in 1912 to exempt me entirely from all the examination rules which was favourably recommended by the then District Munsif, and forwarded to the High Court with the recommendation of the then District Judge, but that application was not granted.

6. My present application is only for exemption from examination rules and to be appointed as permanent clerk on a salary above Rs 20 and up to Rs 40.

7. Similar exemptions in the Revenue Department have been granted by the Board of Revenue in this District on the recommendation of the District Collector. The following are the instances of exemptions granted recently.

1. Sanjiva Rao clerk Lalgudy Ig office - Exempted for Rs 30.
2. Venkatarao " Musiri Ig office - Do.
3. Shummugha Mooda - liar " Kulitalai Ig office - Do.

4. Somasundara } clerk
Moodakiaer - } sub collector's office
Kannur
5. Velayutham Pillai. clerk Ig office - Do.
Kannur

Exempted for Rs 30.

I therefore beg to request that the District Court may be so graciously pleased as to consider this application favourably and get me exempted permanently from the examination rules.

I beg to remain,

Yours Sir,

Your most obedient servant,

B. S. Subramania Sarma

5th clerk, Principal

District Munsif Court

Kulitalai.

Kulitalai }
16. 12. 18. }

True copies of testimonials of B. S. Subramania Sarma,
Clerk, District Munsif's Court, Kulitalai,
Trichinopoly District.

1. B. S. Subramanian was a student of the VI Form of the High School Department attached to S. Peter's College, Tanjore. He is intelligent and diligent. He is a young man of very good behaviour and is sure to give entire satisfaction to his superiors who may be pleased to employ him.

Tanjore,
22-5-1903.

S. V. DAVY,
Assistant S. Peter's College, Tanjore.

KULITALAI,
5-7-1909.

2. B. S. Subramania Sarma, Process-writer and acting clerk of this court is a smart young man well behaved and intelligent. He has worked very willingly and has won my regard. He has my best wishes for his future.

C. SUBRAMANIA AIYAR,
late sub judge Guntur. District Munsif, Kulitalai.

CALICUT,
8th July 1909.

3. I am very pleased to hear you have been appointed to act as a clerk. I hope you will soon be confirmed as clerk and be promoted for your smartness and beautiful hand-writing. I am sure you deserve it.

ANANTHANARAYANA IYENGAR.

4. I am sure you will give satisfaction by your willing spirit and smart work. I shall be disappointed in my expectations about you if you do not rise quickly in the service.

(Sd) G. Ananthanarayana Iyengar (B.A., B.L.,)
9-3-16 (Sub Judge, Tanjore.)

5. KUMBAKONAM,
15th January 1910.

I have known B. S. Sarma for some time. He was appointed as a Second Grade Amin by me when I was District Munsif of Kulitalai, and during my term of office there he did his work satisfactorily. He writes a very neat hand and deserves encouragement. I am glad to hear that he has been appointed as a clerk of the Regular establishment.

MAHOMED FUZLUDDIN,
(Sub judge District Munsif, Valangiman, Kumbakonam.)

KULITALAI,
11th August 1911.

6. B. S. Subramania Sarma was appointed by me as permanent clerk first on Rs. 15 and thereafter on Rs. 20. Though he is not a Matriculate he has a very good command of the English language and his writing is very good. I have always found him very industrious and zealous in the performance of his work and his conduct and character are very good.

V. R. KUPPUSWAMI IYER,
District Munsif.

(Now Sub-judge
Ellore).

7. Ever since I took charge of this court he has been discharging his duties most satisfactorily and I have always found him a very diligent, painstaking and willing worker. He writes a very good hand and he has got a good command of the English Language for his scholastic career. He has had a fairly long experience as a clerk and so he might be granted the Exemption prayed for, if the Government deem fit. I have the honor therefore to request that the District court may be pleased to forward his application.

K. R. KRISHNASWAMI AIYANGAR,
District Munsif Kulitalai.
6. 11. 12.

DISTRICT COURT, TRICHINOPOLY,

January 27, 1913.

8. My dear Muirhead,

The bearer, Subramania Sarma, is an intelligent young man who desires employment in your office. He is at present a Clerk in the Kulitalai District Munsif's court on Rs. 23, but owing to his having not passed Matriculation cannot advance further in Government service. Successive District Munsiffs have spoken well of his work and I myself have known him since his boyhood, and have a high opinion of his general capabilities. I should be grateful if you could find him a job and I feel sure you would be pleased with him.

Yours sincerely,

E. L. THORNTON.

9. * * * I am very glad you have got a Rs. 25 appointment. There is no doubt that you deserve the promotion. Allow me to congratulate you on your promotion. I hope that you will rise higher in service. You are endowed with necessary capacity. * * *

(Sd) R. Krishnasamier (B.A., B.L.)

11-4-16. (District Munsif.)

Periakulam

10. B. S. Sarma, has acted as clerk on Rs. 25 on several occasions in the Principal District Munsif's court Kulitalai :-

Vide Nomination roll Nos.	District Court's orders Nos.	In the time of
809/14-3-16.	1055/15-3-16.	Mr. A.S.B. Judge.
2433/17-8-16.	2490/25-8-16.	Mr. J. G. Burn Judge.
again 2516/25-8-16.	2985/29-8-16.	Do.

11. B. Subrahmanya Sarma has been clerk under me for about the last 2 years in the Principal District Munsif's Court Kulitalai. His work was never in arrears and has succeeded in doing his work satisfactorily. He is always willing to learn whatever work he is put to and being in addition industrious is sure to do any work as efficiently as the can.

(Sd.) R. Nageswaran (M.A., B.L.,)

11th June 17. (Principal District Munsif Kulitalai.)

12. Copy of endorsement on Sarma's application for Rs. 25 post from Principal Munsif Kulitalai to the District Judge Trichinopoly dated 20th November No. 3334/21-11-17:-

* * * He is a very smart clerk and is intelligent and hard working. He does his work as Bench clerk of Small Cause suits very satisfactorily and without keeping any work in arrears. Although he is an unpassed man, he writes and talks good English much better than passed men. He can be safely entrusted with any work and he will do that intelligently and promptly. I think he deserves every encouragement. From his application it will be seen that he is the senior clerk on Rs. 20 and that he acted thrice on Rs. 25.

(Sd) T. G. Ramasami,

(Principal District Munsif.)

B. S. Subramania Sarma
5th clerk

Principal District Munsif Court
Kulitalai. 16/12/18.

Beachborough,
The Adyar,
February, 21st, '17

Dear Hilton Brown,

The bearer of this B. Subramania Sarma asks for an introduction to you.

He is applying for exemption from examination Rules for posts up to Rs. 40 and I understand Burn, (Trichy Judge) has recommended him.

^{have}
I know the man for years and consider him infinitely superior to a very great many B. As.

(Sd.) L. Thornton.

Any papers?

Submitted no.

S. A.
21-2-19.

Bench Clerk, Small Cause, Kulitalai,
Principal Muncif's Court, 36 years
old--Service 15 years--Present pay
20/--Acting 25/.

Then please examine on merits.

(Sd) H. B.
21-2-19.

Hame (Edw) Sept

Submitted that this may be over, pending receipt
of the application for exemption, referred to in the D.O.

24.2.19
25.2.19

26.2.19

10
Home (Edu) Dept

le. 425 B - From the Deputy Registrar, Appellate
Side, High Court, R.C. no 505/19 d/ 26.2.19

Subject: — Exemption from examination
rules.

The Under Secretary has ordered
this case to be examined on merits.

2. The permanent pay of the clerk
who applies for exemption is Rs 20/- and
he has put in a service of about
15 years. The D. Munsif under whom he
is employed ~~opposes~~ ^{very} has a high opinion
of his work. The clerk applied in
1912 for ^{a general} exemption from the examination
rules, with a view to his promotion
to posts on pay exceeding Rs 20/- per
mensem, but this was refused —
vide letter no. 1115 (Est.) d/ 14.12.1912 —
the ground for the refusal was
that the application was based
mainly on personal grounds.

3. As the D. Judge remarks
the present application ^{will have to} ~~must~~ be rejected
if the rules regarding exemptions are
strictly ^{followed} ~~observed~~. The present policy
however, is to grant exemptions in respect
of

p. 3 nf

para 1 of the D. Munsif's
letter - copy at pp 3-4 nf

para 2 ibid

please see his remarks
in para 2 of his letter
p. 3 cf

(K)

please see the then
Under Secy's note at p. 12
of letter no. 1115 (Est.)
14.12.12

(K)

para 2 of the D. Judge's
letter - copy at
p. 2 cf

Please see Secy's
note at p. 8 of
G.O. no 1289 (Edn)
11.10.17

(J)

para 7 of the
Dt. Munisif's letter
copy at 113-4 nf

X Vide Secy's orders at
p. 11 of G.O. no
1265 (Edn) (L)
23.9.18

of appointments specified by Heads of Depart-
ments who recommend the exemptions. The
Dt. Munisif recommends the exemption of
the clerk in question so as to admit of his
promotion to appointments on pay not exceeding
Rs 40/- per mensem ^{and the Dt. Judge supports it.} The limit of pay
usually adopted is Rs 30/- It is
for consideration whether this limit may
be adopted in the present case, or whether
in view of the strong recommendation
the Dt. Munisif, which is supported
by the Dt. Judge, the clerk may be
exempted for promotion up to Rs 40/-
The remarks of the Judicial Section
may be invited u.o.

3-3-19
The case seems to deserve
Special consideration. The
clerk, who has had sufficient
long service, is highly capable
& much above the average. Has
an application has been repeated
in his case in spite of the previous
order against in a measure the
strength of the case. There is a
difference bet. the former & the
present application; while in
the former a general application

was made, here a limit of Rs 40 is fixed. The application may be supported in 20.

A
21/3/19
(in this inst.)

Home (Ind.), Dept.

Home (Ind.) 925.13
8.3.19

no.

Judicial may support the proposal.

A
10-3-19

S. (He arrived intelligent when I saw him)

A
11-3-19

A
13/3/19

Doc (un)

Home (Ind.) Dept.

Judicial supports the application.

2. A draft letter sanctioning the exemption so as to enable the clerk to rise up to Rs 40/- is submitted for approval.

A
14-3-19

A
16-3-19

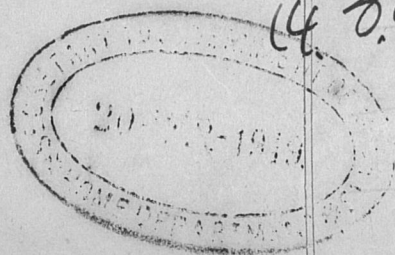
17/3/19

He. There are no new grounds. It seems to me to justify this.

Hm (Ind)

A
18.3.19

Hm, 20/3



BK 8
C. 17.3
11. 20/3

NOTES.

Home (Redu) Sept

A revised draft letter is submitted for approval.

La
21.3.19
La
21.3.19

Ca
22/3/19
S

mm
24/3/19

Let us see this
please
Ca 24/3

Returned by the US
without initials.
TL
25/3

Exemption

Declining to sanction the ——— from examination rules of B.S. Subrah-
manya Sarma, clerk. Dt. Munsif's Court, Kuttalai on 21/11/1951

(K) READ AGAIN ^{Letter} G.O. No. 1115-1850, dated 14 — 12 — 1912.

READ ALSO:—

C. No. 425B From the Dy Registrar, Amritsar, No. 505/19, dated 26-2-1919.
Side, High Court

” ” ” ” ” ” 191

” ” ” ” ” ” 191

Letter
ORDER.

No. 372, dated 25-3- 1919

To ✓

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

Hon'ble Sir,

In reply to Mr. White's
letter R.O.C No 505/19, dated the
26th Feby, 1919, forwarding an
application for exemption from
examination rules, from B.S. ~~S.~~
Subrahmanya Sarma, clerk,
Principal D. Muniswami's Court,
Kulitalai, I am directed
to

to state that His Excellency
the Governor-in-Council regrets
that he is unable to reconsider
the order in Letter No. 15 mis
(Ext) of the 14th December,
1912.

I have etc

21.3.19

21.3.19

21/3/19

24/3/19

(K)

When given for copying

When copied

When examined

When signed

191

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 LITTO.

PAPERS NOT FILED UP, BRING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

- A = Copy in full.
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- Q = Copy heading only.