

Law (192) Department.

Education

Ordinary SERIES.

Letter
G.O. No.

1196

DATED

23-8-21

[Despatch Abstract.]

Indian Educational Service----Dr.B.B.Dey--initial pay--Govt.of
India addressed.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
			Cm. 4873.				

Sept. II-2-19, 158-17-1-18.

DEPARTMENT.

CURRENT FILE.

CONTENTS.

Current No.	From	Number.	Date.	Pages.

PAPERS PUT UP WITH CURRENT No.

Papers of the department to which the current belongs.

Number.	Date.	Original (=O.) or spare copy (= S.C.).	Remarks. (In this column such of the papers as have been removed for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department

Papers of other departments.

Department.	Number	Date.	Original (= O.) or spare copy (= S. C.).	Initials with date of (1) Referencer acknowledging returns of the paper concerned or (2) Despatcher to denote the return of the papers to the department concerned.

Form

Dr B.B. Day B. Sc (London), F. J. C.

Acting Professor of Chemistry, Presidency College, Madras.

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

Through The Director of Public Instruction, Madras.

Dated Madras, the 24th February, 1921.

Sir,

I have the honour to invite your attention to the following circumstances connected with my permanent appointment to the Indian Educational Service as Additional Professor of Chemistry at the Presidency College, Madras, in April, 1920.

1. I was appointed temporarily to the Indian Educational Service to act as professor of Chemistry at the Presidency College, Calcutta, for a period of two years, with effect from the 2nd November,

1916. But in G.O. No. 1428 Education, dated the 18th November 1918, the Government of Bengal were pleased to sanction the continuance of my temporary appointment in the Indian Educational Service till the termination of the War.

2. I acted in the I.E.S. as professor of Chemistry at the Presidency College, Calcutta, till the forenoon of the 10th April 1920, when, under orders from the Secretary of State, I came over charge of my duties there, and joined my permanent appointment at the Presidency College, Madras, on the afternoon of the 15th April, 1920, my transit pay from the 10th to 15th April, having been sanctioned by the Government of India in their letter No. 1045, department of education, dated the 16th August, 1920.

4. p. 52 of 25
515 22. J
28.4.20

3. Having thus acted in the Indian Educational Service continuously since the 2nd November, 1916, I beg most respectfully to submit that the Government may be pleased to consider first, if in accordance with the terms of G.O. No. 116 Home (Education), dated the 25th January, 1921, I may not be eligible for overseas pay, and secondly, if in consideration of the extensive period of my temporary service in the I.E.S. and my academic distinctions, I may not be entitled to an initial salary of Rs 650/- calculated with reference to my age at the date of confirmation, and in accordance with the principle embodied in para 2 of the telegram from the Secretary of State dated London, the 2nd April, 1920, to the Viceroy, Education Department.

4. 4 of 20

701 50

18.6.20

4.

As regards my qualifications I may mention that I am a Doctor of Science of the London University and a Fellow of the Institute of Chemistry of Great Britain and Ireland, and I have had teaching experience for over five years in Indian Colleges. Even if these are not considered sufficient qualifications to earn for me an initial salary of Rs 650/- calculated with reference to my age at the date of confirmation, I beg to submit that the Government may be pleased to fix it as Rs 600/- at least, which is the initial salary admissible under the new scheme to all new recruits of thirty years of age irrespective of their qualifications, and to which I should in any case be entitled, having attained the age of thirty years and five months at the date of my confirmation.

I have the honour to be,
Sir,

Your most obedient servant,
B. B. B.

Home / Education /

DEPARTMENT.

C.O. 1414 A

Received



Registered 24.3.1921

Subject.

Submitting for orders of Government an application from Dr. B.B. Dey, Professor of Chemistry, Presidency College, Madras, requesting higher rate of pay and overseas allowance.

ENCLOS RES.

No.

Spare copies:

N. Ref on Cur No. 4813 of 1919

Station Madras, Dated the 17 March 1921

From (Name) R.G. Grieco, Esquire, M.A., F.R.G.S., M.L.C.

(Designation) Acting Director of Public Instrn.

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

Sir,

Submitted to Government.

(J)

2. Attention is invited to G.O.No. 515, Home, Education dated 28th April 1920 from which it will be observed that the initial pay of Dr. Dey which was fixed at Rs 450/- per mensem in the time scale was subject to the reconsideration in the light of subsequent orders that might be received from the Government of India.

3. As regards his claim for the Overseas allowance I am not aware of his first appointment to the Indian Education Department whether his

Government on this point.

Subrahmanya Chell
For Director of Public Instruction.

From

Dr. B .B .Dey D.Sc., (London), F.I.C.,
Acting Professor of Chemistry,

Presidency College, Madras.

To

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

Through

The Director of Public Instruction, Madras.

Dated Madras, the 24th February, 1921

Sir,

I have the honour to invite your attention to the following circumstances connected with my permanent appointment to the Indian Educational Service as Additional Professor of Chemistry at the Presidency College, Madras, in April 1920.

1. I was appointed temporarily to the Indian Educational Service to act as professor of chemistry at the Presidency College, Calcutta for a period of two years with effect from the 2nd November, 1916.

Not correct to us. But, in G.O. No. 1428 Education, dated the 18th November, 1918, the Government of Bengal were pleased to sanction the continuance of my temporary appointment in the Indian Educational Service till the termination of the War.

2. I acted in the I.E.S., as professor of chemistry at the Presidency College, Calcutta, till the forenoon of the 10th April, 1920 when, under orders from the Secretary of State, I made over charge of my duties there, and joined my permanent appointment at the Presidency College, Madras, on the afternoon of the 15th April, 1920, my transit pay from 10th to 15th April, having been sanctioned by the Government of India in their letter No. 1045, department of education, dated the 16th August, 1920.

3. Having thus acted in the Indian Educational Service continuously since the 2nd November, 1916, I beg most respectfully to submit the Government may be pleased to consider, first, if in accordance

No. 116 B (Education)

to an initial salary of Rs. 650/- calculated with reference to my age at the date of confirmation, and in accordance with the principle embodied in para 2 of the telegram from the Secretary of State, London, the 21st April, 1920 to the Viceroy, Education Department.

4. As regards my qualifications, I may mention that I am a Doctor of Science of the London University, and a Fellow of the Institute of Chemistry of Great Britain and Ireland, and I have had teaching experience for over five years in Indian Colleges. Even if these are not considered sufficient qualifications to earn for me an initial salary of Rs. 650/- calculated with reference to my age at the date of confirmation, I beg to submit that the Government may be pleased to fix it as Rs. 600/- ~~at least~~ at least, which is the initial salary admissible under the new scheme to all new recruits of thirty years of age irrespectively of their qualifications, and to which I should in any case be entitled, having attained the age of thirty years and five months at the date of my confirmation.

Re 109/21 dt 24.2.21

Submitted

B. B. Dey
24.2.21

I have the honour to be,
Sir,

Your most obedient servant,

B. B. Dey

Law (Education) Department

C. 895/A & 1414/K

Letter:- No. 1414/A-1, d/25.4.20

To the Secretary to the Govt. of Bengal

Education Department

Sir,

I am directed to invite a reference to the correspondence ending with Mr. Jackson's letter No. 930, dated 19th April 1920 on the subject of the appointment of Dr. Biman Bihari Dey as Additional Prof. of Chemistry in the Presidency College, Madras, and to state that he has since been confirmed in his appointment with effect from the 16th April 1920. Dr. Dey has now submitted a memorial praying for the grant to him of the Overseas ^{allowance} ~~allowance~~ admissible, under certain conditions, to members of the I.E.S. The latest orders of the Secretary of State on the grant of Overseas pay are those conveyed in Govt. of India letter No. 1501 Edn. dated 11-12-0 (extract enclosed). ^{In connection with the consideration of this memorial Madras} ~~Before the consideration of this memorial~~ the Govt. would be glad to have precise information of the vacancy in which Dr. Dey was employed ^{at the time of his appointment to} ~~at the time of his appointment to~~ Bengal ~~at the time of his appointment to~~. If, as is gathered from Dr. Dey's memorial itself, he was employed in a post in the I.E.S. (Bengal) created temporarily in the first instance but subsequently continued till the end of the war, it would be useful to know if the post has since been made

28 APR 1921

P. 24 of G.O. 515 Ed./23-4-20 (J)

P.P. 1-2 of G.O. 144 Ed./23-1-21. (A)

Para 1- P.S. c.f

Service

Law (Ed) Dept.

C-2790/A

Encl: 2790/A-1, 4/1-7-21

Referred to the

A. G. for report on the
requests made
~~claimant of a~~ by
Dr. B. B. Dey

① for the grant of an
overseas pay +

② for the grant of an
initial pay of ^{about} Rs 600 per
month in admission to the JES

2 His attention is in
his connection invited to
his note, No: 95, d/ 17th
June 1920

29/6/21

28.6.21
14
28/6/21

Car 3/6/21
17.21

P.4 of Go. 7728/21
3.7.20 (H)

to the A. G. (with C. f.
to be noted with
reply)

R. 3 weeks after notice.

28/6/21
28/6/21

service in place of Dr. E. R. Watson, on leave;

(iii) On the return of Dr. Watson from leave on the 11th July 1919,
Dr. Dey was appointed to act in the Indian Educational Service vice
Dr. T.O.D. Dunn on leave.

Of the vacancies mentioned above only one may be regarded as in any way
due to the war, viz. that in place of Dr. Watson who was employed on civil
duty in England connected with the war during his leave. (I am to add that
it is not a fact that Dr. Dey was appointed to a post in the Indian Educa-
tional Service created temporarily in the first instance and subsequently
continued till the end of the war, and that he cannot be deemed to have
been first appointed on provisional terms to fill a war vacancy.

I have the honour to be,

Sir,

Your most obedient servant,

W.W. Hornell

Deputy Secretary to the Government of Bengal.

10/6

Kn.9-6.

CURRENT No.

Received



Registered

En 3499 A
as. j. n.

191

Subject.

ENCLOSURES.

No.

5.

Spare copies

No. G.A. 67/4681

FORT ST. GEORGE,

Dated the 22nd of JULY 1921.

From

~~XXXXXXXXXXXXXXXXXXXX~~
W. D. WOOLLAM, ESQUIRE,
Offg. ACCOUNTANT-GENERAL, MADRAS,

To

THE SECRETARY TO THE GOVERNMENT OF MADRAS.

LAW (Education) DEPARTMENT.

SIR,

With reference to your Endorsement No. 2790 A-1 dated the 1st July 1921 referring to me for remarks the Memorial of Dr. B. B. Dey regarding (1) the grant of overseas pay and (2) the grant of an initial pay of at least Rs 600/- per mensem on admission to the Indian Education Service, I have the honour to state that as Dr. Dey was not a permanent member of the Indian Education Service on the 1st December 1919 and as he was not an officer of non-Indian domicile, he was considered ineligible for overseas pay vide para 2 of Government of India letter communicated in G.O. No. 144 Ho (Education) dated the 28th January 1921. His case is similar to that of Mr. P. Raghavachariar, referred to in Government of India letter No. 1533 (Department of Education)

13
-2-
Education) dated the 20th December 1920.

2. On the date of his permanent appointment to the Indian Education Service, i.e. 16th April 1920, he was over 30 years of age. The initial pay of Rs 600/- admissible to new entrants whose age is 30 cannot therefore be allowed to him. His initial pay on date of confirmation was fixed after careful consideration by the Government of India at Rs 550/- per mensem with reference to clause (a) of para 4 of the Secretary of State's Telegram dated 21st April 1920 embodied in G.O. No. 701 Home (Education) dated the 15th June 1920 i.e. his previous temporary service being taken into account and his initial pay being fixed as if he had been in the 4th year of his service. If Government think fit, a recommendation may be made to the Government of India with a view to the Secretary of State being addressed for fixing the initial pay at a higher figure.

3. This office W.O. Note No. 95 dated the 17th June 1920 should in view of the orders of the Government of India recorded in G.O. No. 701 Home (Education) dated the 15th June 1920, be considered as cancelled.

(X) I have the honour to be,

Sir,

Your most obedient servant,

M. S. Khan
Offg. Accountant-General.
M. S.

12
NOTES.

p. 4 of
Notes to
G.O. 772
(H) 37.2.

Dr. Dey Memorial
for better salary

Para 3 - p. 5, c. f.

Para 4 - p. 6, c. f.

(H)

p. 4, c. f.

(A) (8)

(2)

(4)

Law (Ed.) Dept.

c. 895/A, from Dr. Dey, d/ 24.2.21.

c. 1414/A, from the D.P.D., 4813/19, 17.3.21



Dr. Dey makes two requests

① That he may be granted overseas pay
to ② That he may be allowed initial pay
of Rs 650 p.m. or at least Rs 600 instead of
the initial pay of Rs 550 p.m. sanctioned
in Go. No. 772 Ed., d/ 3.7.20.

2 The D.P.D. in forwarding
the memorial states that as he is not
aware of the terms of his first appt. to
the D. & S. in Bengal he cannot say whether
his case is covered by the order in Go. No.
116 Ed., d/ 25.1.21. He suggests a reference
to the Bengal Govt. On the question
of initial pay, the Director simply invites
attention to Go. No. 515 Ed., d/ 28.6.20
which provisionally sanctioned a pay of
Rs 450 to Dr. Dey and has overlooked
the subsequent order in Go. No. 772
Ed., d/ 3.7.20 which conveyed India's
final sanction to a pay of Rs 550 to
Dr. Dey.

3 On the merits of the case
the latest orders on overseas pay do not
prohibit its grant to members of non-

of para 2 of Indian
letter A.1 & Co.
116 ad. (8)
25.1.21

~~14~~
14

a) Where he joined on the
afternoon of 16.4.20 - p.
52 of Co. A (5)

Para 1 - p. 5, c. 7

15
members who were not permanent
members of the G. & S. prior to 18th
Dec. 1919, the date on which the
reorganization took effect. Dr. Dey's
permanent service having begun
only from 16th April 1920 he is
prima facie ineligible to it. The
only way of giving arrears pay to
Dr. Dey is by first ascertaining
whether retrospective effect cannot
be given to his confirmation in the
G. & S. so that it might date from
a period prior to 18th Dec. 1919. It is
clearly impossible to do this in Madras.
Under the Bengal Govt., the Dr.
Dey seems to have been in a temporary
~~off~~ post which according to his memorial
seems to have been continued till
the end of the war. Whether it has
been further continued ~~and if so~~
whether it has been made a permanent
addition (with retrospective effect) to
the Bengal G. & S. cadre is not
known. Perhaps a refer. may be made
to Bengal to ascertain this, as suggested
by the Director. Even if the reply be
in the affirmative negative, we can

and if it could be termed a "war
revenue", Indian may be asked if his
case cannot be brought within the
scope of that letter No. 150, d/11.12.20
which declares ~~of certain~~ ^{pages} ~~of certain~~
to "officers who were appointed on
'provisional terms to fill war revenue'
eligible for arrears pay.

4 Re: initial pay, it does not appear that, if it is held that Dr. Day was a member of the I. & S. prior to 1st Dec. 1929, the method of calculating starting pay by age rule ~~(since that mainly applies only to future earnings)~~ can be applied in his case. The S. of I. have interpreted his position airtight according to recent rules

(X) recorded in G.O. No. 701 Ad., dt/15.6.20.
It does not appear that he can be
given more than Rs 550 unless he
is considered to possess exceptional
qualifications which the Govt. of India, have not,
however, conceded - para. 3 of India's letter as page 4 of
G.O. No. 772 dt 3.7.20.

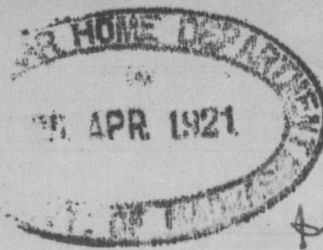
60.4.21.

2
11.4.24

In the first place, I would
make a reference to the Govt of
Bengal as suggested by the D.P.

May
13/4/21

C. 895/A



draft letter to Bengal of 16.4.21
16.4.21
15.4.21
15.4.21
23/4/21

Letter No. 1414 [A-1, d/ 25.4.21]

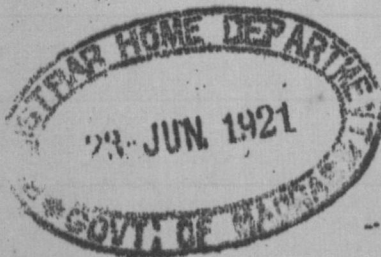
7-8, c.f. [C. 2790/A] from the Govt. of Bengal,
No. 181 T. Ed. 2, d/ 10.6.21

The Bengal Govt.'s reply
(7-10, c.f.) is ~~against~~ against Mr. Jey's

~~claim for the grant of~~
~~severance pay.~~ There is however some force

(15.6.21)

in his contention that, at the time
of his appn, he should be treated
as an officer of 30 years of age
and allowed an initial pay of
Rs 600 pm. Mr. A. G. M. was
willing to allow him this
rate of pay. (Page 4 of notes to
govt 772 d 3-7-20). The Govt. of
India treated him as an officer
over 30 years of age. On the other hand,
it is more appropriate to treat him
as an officer of 30 years of age, - his
age at the time of Confirmation being
under 31.



MS
17/6/21

MS
18.6.21

(PT)

9/8



P. 11, c. f. ~~1111~~

PP1241, c-3499/A,
e. f.

As directed by the Secy, a draft indl.

to the AG is submitted

May
29/6/21

[Encl: No: 2790/A-1, d/ 1.7.21]

from the A. G., No. G. A. 67/4691, d/ 22.2.21

The A. G. reports that neither of the requests put forward in Dr. Dey's memorial is admissible. It is doubtful whether there will be any use in urging on the Govt. of India the appropriateness of treating Dr. Dey as an officer of 30 years of age. They have already fixed his pay, ~~the~~ ~~Go. No.~~

G.O. 772 (H) 3.7.20 apparently treating him as an officer past the age of thirty.

There seems to be little hope of success again appeals to him. A
31.7.21 7.8.21
M3 5/8/21

I do suspect we shall succeed by offer joining up to Govt of India again. As he had not reached his age of 31 when he was confirmed, he may be said to be at his age of 30 when he was permanently appointed. It all depends what interpretation India will put on this rule.

984
M3

Go. 701
15.6.20

Go. 772
3.7.20

18

Circular no 613 of Govt of India
does not seem the clear. of course
in H. this Govt interprets it in accordance
with the note alone.

Even if the Govt of India confirms
the interpretation the uncorroborated -
will leave the satisfaction of this Govt
having done what it could. - Refers to
Govt of India as the case seems
dentable. M. J. 21

A draft letter to the G.O.S.
is dated.

5
11.8.21
M. J.

CA
18/8/21

It has taken ten days to draft the letter!
Surely this is not the normal interval
between the passing of an order by the
Honble the Minister & the putting up of
a draft letter!

28
1982

~~Draft letter for approval~~
where is circular no 613
referred to by M3? P. J. 21

Please see sup (X). It is attached

to G.O. no 701 of 15.6.20.

CA
20/8/21
M. J.

28
2082

Law (Education) Department

Letter No. 11962 23.3.22
Mis

Indian Ed: Service.

Dr. B. B. Dey - initial pay

S. 4.9 -

addressed

To

The Secretary to the Govt. of India,
Department of Education.

Initial pay - Dr. B. B. Dey - I. E. S.,

Madras -

Sir,

In their letter No. 695, dated the 9th June 1920, the Govt. of India sanctioned the grant to Dr. B. B. Dey Addl. Professor of Chemistry, Presidency College, Madras of an initial pay of Rs. 550/p.m. with effect from the date of his permanent appointment to the I. E. S. after taking into account his previous offg. service under the Govt. of Bengal. The Govt of India also intimated that Dr. Dey was not entitled to the full benefits of the new scale according to pay by age rule, as at the time of his apptt. he was over 30 years of age.

2. Dr. Dey has since submitted a memorial to this Govt. pointing out that at the time of his perm. appt

Please correct

re: initial

20/8

10772

27-20

(H)

copied.
only.
only.