

Law (192 /) Department.
(Ed^u)

Ord. SERIES.

G.O. No. 1697

DATED 28-11-21

[Despatch Abstract.]

Shankunni, M.R.Ry., P - acting Vice-Principal, Teachers' College,
Saidapet - Civil suit - declined to interfere.

Received

191

Registered

En 5327 A

191

t - 11.21.

Subject.

Submitting with remarks copy of letter from M.R.Ry. P. Shankun
Avargal, acting Vice-Principal, Teachers' College, Saidapet, in
connection with the civil suit which is now on appeal before the
High Court, Madras.

ENCLOSURES.

No.

R. Cl. No. 67/21.

Spare copies

Station Madras Dated the 1st November 1921From (Name) R. Littlehailes Esquire, M.A.,(Designation) DIRECTOR OF PUBLIC INSTRUCTION.

To The Secretary to the Government of Madras,

LAW (EDUCATION) Department.

Sir,

I have the honour to submit herewith a copy of
Letter from M.R.Ry. P. Shankunny Avargal, acting Vice-Principal,
Teachers' College, Saidapet, dated 15th October 1921 in connection
with the civil suit which was decided against him in the Sub-Court
at Palghat and which is now on appeal before the High Court, Madras
and to state that I am of opinion that, in consonance with the
policy underlying the previous orders of Government in this case
no action is required on this reference.

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

Alfred
for Director of Public Instruction.

P. T. O.

G.O. No. 808, Home (Education), d/ 27-6-1919
G.O. No. 554, Home (Education), d/ 6-5-1920

Copy of letter from M.P. Ry. P. Shankunny Avargal, acting Vice-Principal, Teachers' College, Saidapet, dated 15th October 1921.

You are aware that the civil suit which was decided against me in the sub court at Palghat for smacking a boy at the Victoria College for impertinence is now on appeal before the High Court. I am told that it is likely to be taken up for hearing very shortly, and I understand that the Advocate-General has accepted the case for the other side.

You are also aware that I have been and am defending myself at my own cost. I have not so far received any help in the conduct of the case either from the Government or from the Palghat Municipal Council under which I was employed when the cause of action arose. Government declined to undertake my defence not on the merits of the case but on the mere technical ground that the cause of action did not arise when I was a Government servant. That being so, am I not entitled, Sir, to protection from the Government from its own Advocate-General appearing against me in this case in the High Court?

Besides, in view of the fact that I am a Government servant now, in whatever service I was at the time the suit originated, it is not unlikely that the services of the Advocate-General may have to be enlisted in my behalf, or at least references may have to be made to him in his official capacity on legal points of importance, in which event the fact of his having taken a brief for the other side would clearly prejudice my interests.

In these circumstances, I beg to request that you may be pleased to bring the matter to the notice of the Government and cause such steps to be taken in my behalf as would prevent my interests from being unnecessarily prejudiced.

(True Copy)

Law (Ed) Dep
CM 5327A. From the D.P.I., A tel no 67 8/11/21

Subject - Appeal suit filed by
Mr. P. Shankummi, acting Vice
Principal, Teachers' College, Saidapet

Attention is solicited to G.O. No 808

dated 27.6.19, & G.O. No 55-2, dated 6.5.21

Mr. Shankummi has been allowed to
prefer the appeal at his own cost and as such
~~the suit must be regarded as a private one~~
~~standing orders of Govt. in this case.~~ Under

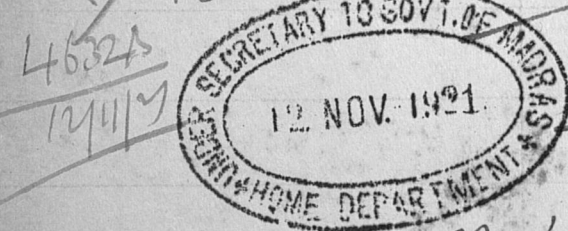
standing orders, the Advocate-General
should not appear against the Crown.
He does not appear to violate this
rule in the present case. It may
not, therefore, be possible to comply
with Mr. Shankummi's request. The
D.P.I. states that no action need be
taken on the present reference.

8K
8.11.21) The remarks of Law (Ed) may be
invited

CR
11.11.21

Law (Genl) Dep

Estn no 5327A
12.11.21



463245
12/11/21

As

Submitted that this Dept may agree

with the view taken in the above note.

Law (Genl) Dep
12.11.21

OK
12.11.21

No cause of action eg. Mr Shankummi
had arisen before he became a

17-12

Secy

I agree but it is not necessary
to ask the AG not to appear against
Mr. Shanker. But the Honble
Mr. Minister shall see this.

1642

 M_3

9 June.

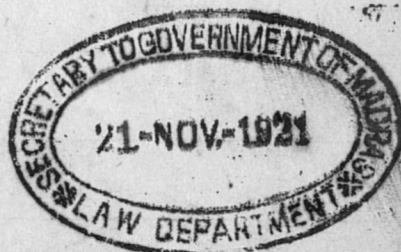
Mr. B. M. ?

~~He did not ask for a new building~~

~~on the c. of the paper on a paper "Secrets"~~

A draft order is submitted for approval.

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2000



Law (E.C.) DEPARTMENT

Shankumri, M.A.K. P. — acting
Kee-Principal, Teachers' College,
Saidapet — civil suit — declined
to interfere.

[illegible]

C. No. 5-3227A, From the D.P. R.R., No. 67/21, dated 1 11 1921

" " " "" "

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No. 1697, dated 28-11- 1921

mi:

The D.P.I is requested to inform
M.R.R, P. Shankunny and that the
Govt also not ~~consider it necessary~~
~~to get an Advocate-General not to~~
~~be a matter~~. appear against him
in the appeal still pending
in the High Courts

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25.11.21

25 2544

26.11.21

DESPATCHE
28 NOV. 1961
JHE

To the D.P.S. (gk)

When given for copying
When copied
When examined
When signed

192

READ AGAIN G.O. No.
192

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DISTO.

PAPERS NOT FILLED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—
A = Copy in full.
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