

Law (1925) Department.
Education.

Ordinary SERIES.

G.O. No. 1187

DATED 10-7-1925

[Despatch Abstract.]

Bartels Mrs.--requests for copies of documents--increased
pension--refused.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
80.	328	C.E	3.3.26				

Please quote the undermentioned reference and address any further communication to—
The Secretary to the
High Commissioner for India,
General Dept.,
42, Grosvenor Gardens,
London, S.W. 1.
Reference H.C. 33904.

Law no. 1274A
3315c
8/4
OFFICE OF THE HIGH COMMISSIONER FOR INDIA,
42, GROSVENOR GARDENS,
LONDON, S.W. 1.



13
12th March, 1925.

FROM :- THE SECRETARY to the HIGH COMMISSIONER for INDIA,
TO :- THE CHIEF SECRETARY to the GOVERNMENT OF MADRAS,
MADRAS, INDIA.

14205 SA Blair

Sir,

From Mrs. Bartels, 4/3. } I am directed by the High Commissioner
To " " 12/3. } for India to forward herewith, for information, copy of
the marginally-noted correspondence with Mrs. Bartels
late of the Madras Educational Service.

I am, Sir,

Your obedient Servant,

R. N. Montford
Asst. Secretary,
for SECRETARY
to the HIGH COMMISSIONER for INDIA.

To Finance (Revenue) no.

Law Edu no 1274A-1
154-25

NG
8/4/25

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✓ 3
31, Argyle Square,
King's Cross,
N.

4th March, 1925.

H.C. 33904
24. 3. 7.

To
The High Commissioner,
India Office.

Sir,

I have the honour to lay before you that early in January, I applied to the Director of Public Instruction Madras for a copy of the Medical Certificate on which I was retired; subsequently I asked for the report against me on which I was wired to appear before the Board. But have received no answers to either letters, though I sent them officially. I request therefore Sir, you would be good enough to ask the Director of Public Instruction to furnish me with a copy of the medical certificate on which I was retired. A copy was furnished to the Inspectress's of Schools, but I the Chief person concerned received none, even on asking for it. Moreover I was doing my work regularly and had not complained of illness either physical or mental and suddenly I received a telegram to go before the Medical Board. I was not given any reason, and on asking the Director for one personally received only evasive answers. I presume therefore some report must have gone up against me to lead him to such a sudden and unprecedented mode of procedure. I should like to see a copy of that report. Under rules I should have been furnished with one and my explanation taken. But suddenly and without any of the formalities dealing with officers of

long /

long standing I was deprived most unjustly of my post. Not only that, but the circumstances under which I was deprived of my post, and of which I have no knowledge seem to be in operation against me. Still, I ought to have been furnished with both the copy of the certificate and the report which led to my being sent before the Medical Board it was an act of high handed tyranny, and now it is ^{now} keeping me out of work. I must have work, my pension is quite inadequate to live on - going back to India is out of the question. I never will, whatever happened there though unknown to me seems to be widespread here. I cannot cope with it, as I do not know its exact nature. If I am furnished with the documents in question I shall know how to deal with matters and straighten out things, so I request Sir, you would be good enough to address the Director of Public Instruction and ask him to furnish me with a copy of the certificate as well as the report which led to my being sent before the Board.

Yours truly,
(sd.) M. BARTELS.

H.C.33904.

12th March, 1925.

Madam,

I am directed to refer to your letter of the 4th March, and to inform you in reply that a copy has been forwarded to the Government of Madras.

I am, Madam,

Your obedient Servant,

(Sd) R. E. MONTGOMERY.

Asst. Secy SECRETARY
to the HIGH COMMISSIONER for INDIA.

Mrs. Bartels,
31, Argyle Square,
King's Cross,
N.

16642 A
27/4
27.4.25

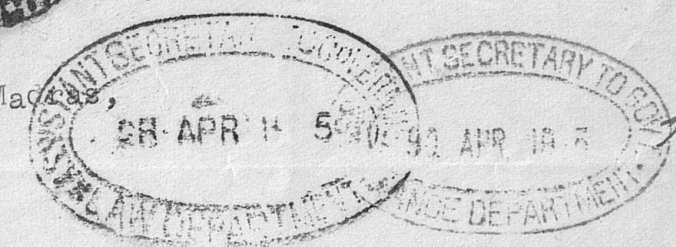


31 Argyle Square,

King's Cross,

London, N. 1.

The Secretary,
Government of Madras,
INDIA.



1485A
28/4/25

Sir,

I take the liberty of addressing myself to you upon the subject of my pension. I was retired by your Medical Board from my occupation as ^{Chief} Inspectress of Schools on the 31st August 1924 with a pension of seventy six rupees per month. I respectfully submit to you that I always performed my duties thoroughly, conscientiously and efficiently right up to the date of my retirement.

I was, and still am, thoroughly capable and efficient both mentally and physically of carrying out my duties for a further five years, and as I verily believe, my retirement was caused by Political reasons only. Had I been allowed to carry on my duties for another five years, for which I assert I was both physically and mentally efficient and capable, I should have been entitled to a pension of one hundred and twenty nine rupees per month. Under these circumstances, I beg respectfully to submit to the Education Department of the Government of Madras that I am legally and morally entitled to the full pension of one hundred and twenty nine rupees per month, and having regard to the fact that my retirement was caused by political reasons only, as I have been given no other reasons whatever, that I am entitled to the full pension of one hundred and twenty nine rupees per month.

I am now fifty years of age and have only my pension to live on.

I trust therefore that you will increase my pension to what I should have been entitled to had I been allowed to serve for a further period of five years.

I am, Sir,
Yours faithful and obedient Servant,

26

Marie Bartels

Finance (Pension) Dept (ms)

MS
28/4/25

29/4

1485A-1
30.4.25

7
Duiant (G.P.)

From the High Commissioner No. 339048/13.3.25

The High Commr for India has forwarded
pp 2-3 CF Copy of a letter from Mrs. Bartels in
which she requests that she may be
furnished with a copy of the invalidating
Certificate and a copy of the report on
which she was asked to appear before the
Medical Board.

2. The original of the invalidating
(9) Certificate is at p. 6 of G.O. 501 Fin (Pur)
of 9.12.24. The report referred by Mrs.
Bartels is not among her pension
papers. The Law (Edn) dept. has to decide
whether any of the papers asked for by
Mrs. Bartels should be furnished to her.
The case may be sent to that dept. for
necessary action.

A letter since received
from Mrs. Bartels
has been added on to

the file.
Jm W.O. 14205 SW-1
7.5.25

22.4.25

24.4.25

Law (Edn)

Law (Education) Department

A letter from Mrs

L-Ed 15254
2/5/25



The reports which led to the examination by
a Medical Board of Mrs. Bartels are:-

- (1) Letter from the High Commr. No. 12385/23
dated 31st May 1923 recorded in
G.O. No. 917 Law (Edn) dated 27-6-23
(2) Letter from the D.P.I. No. 395 G dated
the 11th April 1924. (40 W 1503 G)
24-9-24)

These reports are of a confidential nature
copies
and cannot be furnished to Mrs. Bartels.

Mrs. Bartels is well aware of the reasons for her being invalided from service--vide portion marked A on p.4 of G.O.No.1503 Law(Edn) dated 24th September 1924. It does not therefore seem necessary to furnish her with a copy of the proceedings of the Medical Board on p.6 of G.O. No.501 Fince., dated 9th December 1924.

In her letter (dated nil) Mrs. Bartels requests that the pension granted to her may be increased to Rs.129. The request is obviously inadmissible.

A draft order is submitted. It may be sent u.o. to Fin(Pen) for acceptance.

NY
11/5/25

11.5.25

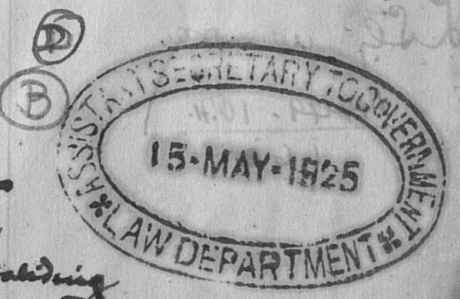
Is there any objection to giving her a copy of the medical certificate?

V.T.K.
13.5

p.5 CF

Recd 15/5/25

Attention is directed to Gov. 1125 23/5/25 and Gov. 1079 dated 15.5.1925. The Govt of India has ruled that the papers connected with the grant of medical certificates for leave should not be treated as confidential. The similar ruling is inapplicable in respect of invaliding certificates granted under art. 447 of the C.S.R.



In the present case, Mrs. Bartels appeared before the Medical Board under the orders of Govt and was invalided for 'delusional insanity'. It is noted that she had been invalided on other grounds and under other circumstances, there would ordinarily be no objection to her being furnished with a copy of the certificate. But it appears certain that if a copy of the certificate is furnished to her, she will produce the opinions of other experts as to the soundness of her mental condition and ask to be re-instated in service.

14449

p.6 of 501 Fince. 9-12-24



It appears proper therefore to refuse to accede to her request. The remarks of L.S.G (Medical) may be noted in the file.

NY
20/5/25

10.5.25

V.T.K.
21.5

L.S.G (med) u.o.

3
L.S.G (P.H.) Dept.

It does not appear that this department has issued any orders laying down that copies of invaliding certificates granted under Art. 447 of the C.S.R. should not be furnished to the party affected; but in the present case it seems safer to decline to furnish a copy of this certificate to the petitioner. She has been invalided for 'delusional insanity' and a knowledge of it might only make matters worse.

With the above remarks the file may be returned to Law (Edn)

It is however observed that Finance (Pension) Dept may have dealt with similar cases. It may be suggested to Law (Edn) that Finance (Pension) Dept may also be consulted before issuing final orders on this case.

L.S.G. u.o.
14449-1079
1.6.25

Law (Edn)
29.5.25

L.S.G 1952A
2/6/25

Law (Edn) u/o

The draft may be sent to Finance

(Pending) for acceptance



Law Edn no 1485 A-3



21382

Please see Law (Edn) remarks ^{on H-1-2 and} ~~overleaf~~.

The draft order may be accepted and
the file returned to Law (Edn) w.o.

21382

MSA
11/6/05
200
11.6.232

2.5g (PM) want to know whether
there are any precedents re grant of
copies of invalidating certificates. Are
there any?

ms
11.6.232

16 hrs

There are no precedents in this department regarding the grant of Copies of invaliding Certificates to the officers affected. Heads of departments to whom application for Copies is made have a discretion in the grant of Copies with reference to the particular Circumstances of each Case.

Please see in this Connection the linked file
below.

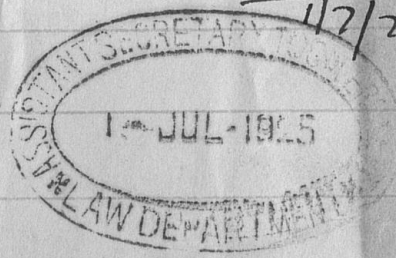
cf. para 7 of Board
Standing order no 17



Re the healing of
since involving certificate
distinct as Conf al

K. Lu 2304A

11/7/25-



It would be imprudent to give a copy in the particular case. The certificate is a report to Govt., & a copy cannot be demanded as of right.

Ans
256 us



Hawt Edm.

Draft for approval

✓ 11

$\frac{a}{1.7.25}$

✓ 11

$\frac{1.7.25}{5}$

In W.O 21382 SP-1

SP-1
1-4-25

Mg

CL

Dr. 28
1 km
2/2/28

Date. Initia

When received for Fair	
copying.	
When copied	.
When examined	.
When signed	.
When despatched	.

Bartels Mrs.- requests for copies of documents--increased pension-refused

READ AGAIN G.O. No. dated 192

192

READ ALSO :

C. No. _____ From the _____, No. _____, dated _____ 192_____

” ” ***** ” ” ***** ” ” ” ”

192

" "-----" " "-----" "-----" "-----" "

192

ORDER.
Mis

No. 1187, dated 10-7-1925

The Govt. are unable to accede to ^{that they may} the requests of Mrs. M. Bartals ~~to~~ be furnished with copies of ^{the} documents mentioned in her letter to the High Commissioner for India dated 4-3-25 ^{that they be paid to her} ~~for an enhanced pension of Rs. 129 per mensem.~~

Mrs. M. Bartels, 31 Argyle Square,
Kings Cross, London.

1115725

11.5

$\sqrt{TK}$
6.7

DISPATCHED

19 JUL 1925

1925 *A*

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

192

READ AGAIN G.O. No. _____, DATED
 192

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED OF, 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.