

Law (Edn) (1925) Department.

His SERIES.

G.O. No. 1948

DATED 12.11.25

[Despatch Abstract.]

Committee - Students' advisory -
Post of Secretary - The Mother
Davies' Appeal - Rejected. paper
needed

BACK PAPERS.

O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
712	14.10.08	(PS)		74	12.2.10	(do)	
45	25.1.09	(do)		181	2.4.10	(do)	
415	14.7.09	(do)		76	21.12.10	(do)	
473	14.8.09	(do)		271	9.3.14	(do)	
542	29.9.09	(do)		255	8.5.16	(do)	
562	15.10.09	(do)		840	24.7.20	(do)	
622	24.11.09	(do)		1081	8.7.21	(PS)	

FURTHER PAPERS.

O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Memo: 829 B-1 31.3.26							

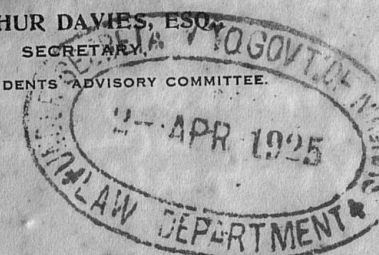
Re. no. 93/257

From

ARTHUR DAVIES, ESQ.
SECRETARY.

MADRAS STUDENTS' ADVISORY COMMITTEE.

To



The Secretary to Government,

Law (Education) Department,

Fort St. George, Madras.

THE LAW COLLEGE,
MADRAS.

1st April, 1925.

939B

File 1085C
2/4/25

Sir,

I have the honour to acknowledge the receipt of a copy of G.O. No. 435 dated the 30th March 1925 transferring the work of this Committee to the University Bureau. I would respectfully submit that this is the first intimation that I have had that the work is to be handed over to the University Bureau and also that under Government Orders Nos. 181 Educational dated 2nd April 1910, 760 Educational dated 21.12.10, 271 Educational dated 9th March 1914, 255 Financial dated 8th May 1916 and G.O. No. 840 Home (Edn.) Department dated the 24th July 1920, I have a lien on my appointment and under G.O. No. 271 Educational dated 9th March 1914 my clerk has a similar lien.

Pending further orders from you I am not transmitting the furniture, records, books etc. relating to the office of this Committee to the Senate House.

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

Arthur Davies

Secretary.

Copy to (1) the Vice Chancellor, University of Madras.
(2) the Director of Public Instruction, Madras.
(3) the Accountant-General, Madras.

Memo. 939 B-17 B-4-24

The question of the trans-

of the work of the Madras Students Advisory Committee has been under consideration since 1923 and the remarks of the Secretary to the Committee on the question were received with his letter, dated 7-5-23. The Secretary ^{was} ~~was~~ ⁱⁿ ~~not~~ therefore ~~plead~~ ignorance of the contemplated transfer of the work of the Committee. Further, in G.O. 1426 Law (Education), dated 8-9-24, and ^{by} ~~No.~~ 1885, dated 2-12-24, appointing M.R. Ry. C. Kunhiraman to be Secretary to the Committee it was made clear that the appointment would be terminated when orders were passed on the question of the establishment of a University Bureau in place of the Students' Advisory Committee. The Secretary to the Committee had therefore sufficient notice of the contemplated ~~change~~ change prior to the issue of G.O. No. 435, dated 30-3-25.

The work done by the ^{Principal,} ~~Secretary~~ ^{Law College,} and his clerk in connection with the Students' Advisory Committee does not fall within the ^{additional} ~~scope~~ scope of their ordinary duties. It ~~was~~ ^{is} work which was specially entrusted to them by the Government, and the Government have now decided, with the approval of the Govt. of India and the Secretary of State, that the ^{duty of} ~~the~~ the committee and its staff should be transferred to the University. ^{In these circumstances, the Secretary} ~~Secretary~~ to the Committee is requested to arrange for the transfer of the re-

Page 15 of 1583 9.11.23 (A)

To Messrs. The Law Students' Admin. Comm.

DESPATCHED

14 APR 1925

[Signature]

As directed in paragraph 3 of G.O.No.
435 dated 30-3-25, without any further
delay.

8

7.4.25

V.T.K.
8/4

Re 93/25.

From

THUR DAVIES, ESQ.,
SECRETARY,
MADRAS STUDENTS' ADVISORY COMMITTEE.

To

The Vice Chancellor,

University of Madras, Se

Triplicane P. O.



Sir,

Under G. O. No. 435 dated 30. 3. 25 I
arrange for the transmission to the Senate
records, books, etc. relating to the offi
Advisory Committee. Though I was of course
of Lord Lytton's Committee and had indeed written
them on the 7th May 1923 to the Director of Pu
quite unaware until the receipt of the above G. O. that
ment contemplated handing over the work to a University B
depriving me personally of the Secretaryship. Also I belie
a legitimate claim to a lien on my appointment as Secr
Committee. So on the 1st April 1925 I wrote to Govern
of which I sent a copy to you.

I enclose a copy of the Memo I received this morning in rep
my letter of 1. 4. 25. I am leaving Madras for Calcutta and Darjeeli
to night. So I at once telephoned to you, and at your request I hav
given orders to my Clerk to facilitate the transfer of the records et
as directed in the G.O. - I understand that you will probably leave
them here till after the next meeting of the Syndicate. I have now to
suggest to the Syndicate that I and my clerk should be appointed.

SQ.,
COMMITTEE.

THE LAW COLLEGE,
MADRAS.

192

To

appointed Secretary and clerk to the University Bureau at least till the period of my retirement. I do not wish to boast about my 15 years' work as Secretary of the Advisory Committee - but it is due to myself to point out that I was given the gold Kaiser-i-Hind medal very largely for this work, that it has been a labour I have always loved, into which I have put very much of conscientious work and that I had based my plans for my future on the idea of retaining the job and its attendant salary till I left the country. -

In anticipation of the desire of the Syndicate that I should so continue - indeed for the sake of continuity itself - I have been carrying on with the work since April first and all correspondence will be forwarded to me by my clerk for answer and other necessary action until I hear again from you, and I shall also have the files of current correspondence with me at Darjeeling.

If however you decide you wish to put in another man without waiting for the few months to my retirement I may in all good faith press the advisability of postponing the transfer till July when the new man could spend a few hours with me personally picking up the threads of the business. Otherwise through no fault of his there may be a muddle to the loss of the student applicants for advice.

I have the honour to be,

Sir,

Your most obedient servant,

Copy to Secretary to Government,
Law (Education) Dept.,
Fort St. George, Madras.

Arthur Davies
Secretary.

URGENT.

It is requested that all communications should be addressed to The Registrar, University of Madras, Senate House, Triplicane P.O., Madras, and not to any person by name.



UNIVERSITY OF MADRAS.

No. 3624

SENATE HOUSE,

Enclosures.

FROM

THE REGISTRAR,

University of Madras.

To

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

Sir,

I have the honour, by direction, to inform you that the Syndicate at its meeting held on the 6th instant considered the action to be taken on G.O. No. 435 dated 30th March 1925 forwarded by you on the question of the constitution and working of the proposed "University Students' Information Bureau, Madras" and resolved that the Government be informed that no action can be taken by the Syndicate until after the personnel of the new Bureau has been fixed.

I have the honour to be,

Sir,

Your most obedient servant,

William M. Lean
Registrar.

It is requested that all communications should be addressed to The Registrar, University of Madras, Senate House, Triplicane P.O., Madras, and not to any person by name.



UNIVERSITY OF MADRAS.

No. 42/25
SENATE HOUSE, 9 - MAY 1925

Enclosures.

FROM

THE REGISTRAR,

University of Madras.

To

Arthur Davies Esq.

S i r,

With reference to your letter No.93/25 dated the 15th April last on the subject of the appointment of a Secretary to the proposed University Students' Information Bureau, I have the honour, by direction, to inform you that the Syndicate at its meeting held on the 2nd instant has resolved that the arrangement suggested by you of allowing you and your clerk to continue to be respectively Secretary and Clerk of the Bureau be approved until the 31st July next, and that the appointment of a permanent Secretary be deferred for consideration until the meeting of the Syndicate to be held on 11th July 1925.

I have the honour to be,

Sir,

Your most obedient servant,

WILLIAM McLEAN,

REGISTRAR.

Copy forwarded to the Secretary to Government, Law Education Department, for information in continuation of this office letter No.3624 dated 17th April 1925.

REGISTRAR.

EMMIEVILLE. KOTAGIRI.

June-1st-1925.

Dear Conran Smith,

I am very sorry to trouble you with a personal grievance - but I feel - rightly or wrongly - that I am being unjustly treated by the Local Government and I desire to appeal to H.E. the Governor in the matter.

About 16 years ago when I was still Dy Registrar of the High Court I was appointed in addition to my wother work Secretary of the then newly created Provincial Committee to advise Indian Students going to England and I have held that post ever since - It is work that I can truly say that I have delighted in, and that I have done my work well may be partly testified to by the fact that it was largely on account of this that I was granted the K.I.H. Gold Medal.

In 1922 the Committee presided byer by Lord Lytton reported on certain matters relating to Indian Students in the U.K. and among other recommendations suggested that the control of each Provincial Advisory Committee should be transferred from the Local Government to the University.

This report was sent to me in April 1923 by the D.P.I. for my opinion, and I wrote a long criticism of it, in the course of which I expressed my general agreement with the proposed transfer of control from the Committee from Government to the University, subject however to certain modifications suggested by me.

I heard nothing further of any action of Government upon the Lytton Report. I went on leave to England early in April 1924 and returned to duty only on the 2nd March last. During my absence Mr Kunhi Raman was appointed to act in my place and I see now that his appointment was made subject to orders passed on the question of the establishment of a University Bureau in place of the Students' Advisory Committee.

On the last day of March I received G.O. No.435 Law (Education) dated 30-3-25 and for the first time learned that Government had adopted the recommendation of the Lytton Committee but with practically the very modifications that I had suggested.

In the 3rd para of the G.O. however I was asked to send on the very next day to the Senate House all the "office furniture, records, books &c relating to the office of the Committee". in other words, my duty as Secretary was summarily determined.

Quite frankly I had never contemplated this sequel, and I submit there was nothing in what had occurred previously to indicate that my personal position was to be affected by the proposed transfer, any more than my position as Principal of the Law College would be affected of Government handed over the control of that College to the University. I therefore wrote the letter of which I enclose a copy marked "A" - and to that I received the reply of which I send a copy marked "B" - I wrote at once to the Vice-Chancellor (copy of my letter marked "C") and received his reply dated 9-5-25, marked "D".

copy enclosed.

My grievance is obvious. Government must of course do what they consider best, but I would submit that even if I had no claim beyond that of good service rendered for nearly 16 years they might have effected the desired transfer while at the same time requiring the University to continue my services as Secretary to the Bureau on the terms and with the advantages hitherto enjoyed by me until the date of my retirement - Instead they have dismissed me summarily at less than 24 hours' notice. I am finding it very difficult in any case to arrange financially for the future of myself and my family and now suddenly I am deprived of a present income of between £ 160 and £ 200 a year - and my future leave allowances and possibly my pension will be adversely affected by Government's action.

I believe too that under G.O. No 255 (Financial) dated 8th of May 1916 I have a lien on my appointment. My argument is that under S. 5 of that G.O., as I drew my allowance as Secretary of the Advisory Committee while on privilege leave though ceasing during such leave to perform the duties of the appointment, the appointment must be one on which I have a lien.

If that is so, and my leave allowances and pension are affected by holding the appointment, I would respectfully contend that Government cannot deprive me of it except on bad behaviour or after making full compensation.

I do not know whether the Accountant-General has been asked for an opinion on this point.

Whether, however, I am right on the rules or not, I do feel that I have a strong claim to better treatment than the Government have accorded me, and I would therefore request that they should now instruct the University to appoint me as Secretary to the University Bureau on the same terms as I enjoyed as Secretary to the Advisory Committee - and should assure to me the advantages as regards leave allowances and pension that I have previously enjoyed.

The matter is urgent as the Syndicate is going to make an appointment on the 11th July next. May I therefore request that it should be dealt with as soon as possible. I am stopping till the end of June at Kotagiri and could of course run over at any time to Ooty for an interview with yourself or His Excellency.

Yours sincerely,

Arthur Davies

PROCEEDINGS OF THE DIRECTOR OF PUBLIC INSTRUCTION

R.O.C.No. 604 D/25.

MADRAS. Dated 31st March 1925

G.O.No. 435, Law (Education) dated the 30th March 1925

ORDER.

The Government have resolved in accordance with the recommendation of the Committee on Indian Students presided over by the Earl of Lytton that the Madras Students' Advisory Committee should be replaced by a Bureau administered by the University of Madras. The new organisation will be called the 'University Students' Information Bureau Madras'. The Bureau will offer advice and assistance not only to students proceeding from Indian Universities to Universities in England and other countries but also to those who have not received their education at any of the Indian Universities but either go at an early age to schools in the United Kingdom or prepare for admission to a British University with private tutors in India or England. The Bureau will as far as possible, also assist students who proceed to the United Kingdom for non-University courses of study.

2. The Government will make an annual ~~annuity~~ grant of Rs 4000/- to the University towards the expenses of the Bureau. The grant will be a fixed one and will not be liable to variation in future.

3. The Vice-Chancellor of the University of Madras is requested to arrange for the constitution and working of the Bureau with effect from the 1st April 1925. The Secretary, Madras Students' Advisory Committee, is requested to arrange for the transmission to the Senate House of the Office furniture, records, books etc relating to the office of the Committee.

(By order of the Government, Ministry of Education)

V.T. Krishnama Achariyar

Secretary to Government.

Communicated to the Principals of all Colleges (Arts and Professional) for information. (By order)

K. Anantharaman
Senior Superintendent

Copy to all sections.

P.R.K. 1/4

14-25

Arthur Davies, Esq.
Secretary.
Students' Advisory Committee

Law College.
MADRAS.

Apl-1st-1925.

A

To
The Secretary to Government.
Law (Education) Department.
Fort St. George. MADRAS.

Sir,

I have the honour to acknowledge the receipt of a copy of G.O.No. 435 dated the 30th March 1925 transferring the work of this Committee to the University Bureau. I would respectfully submit that this is the first intimation that I have had that the work is to be handed over to the University Bureau and also that under Government Orders Nos. 181 Educational dated 2nd April 1910, 760 Educational dated 21-12-10, 271 Educational dated 9th March 1914, 255 Financial dated 8th May 1916 and G.O. No. 840 Home (Edn.) Department dated the 24th July 1920, I have a lien on my appointment and under G.O. No. 271 Educational dated 9th March 1914 my clerk has a similar lien.

Pending further orders from you I am not transmitting the furniture, records, books &c relating to the office of this Committee to the Senate House.

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

(Signed) Arthur Davies

Secretary.

- Copy to
- (1.) the Vice Chancellor,
University of Madras.
 - (2.) the Director of Public Instruction. Madras.
 - (3.) the Accountant-General. Madras.

LAW (EDUCATION) DEPARTMENT. (A)

MEMORANDUM No. 939. B-1 dated 13th Apl 1925. B 12

The question of the transfer of the work of the Madras Students' Advisory Committee has been under consideration since 1923 and the remarks of the Secretary to the Committee on the question were received with his letter dated 7th May 1923. The Secretary was not therefore in ignorance of the contemplated transfer of the work of the Committee. Further in G.O. 1426 Law (Education), dated 8-9-1924, and G.O. No. 1885, dated 2-12-1924, appointing M.R.Ry.C.Kunhiraman to be Secretary to the Committee it was made clear that the appointment would be terminated when orders were passed on the question of the establishment of a University Bureau in the place of the Students' Advisory Committee. The Secretary to the Committee had therefore sufficient notice of the contemplated change prior to the issue of G.O. No.435, dated 30-3-1925.

The work done by the Principal, Law College and his clerk in connection with the Students' Advisory Committee does not fall within the scope of their ordinary duties. It is additional work which was specially entrusted to them by the Government, and the Government have now decided, with the approval of the Government of India and the Secretary of State, that the duties of the Committee and its staff should be transferred to the University. In these circumstances the Secretary to the Committee is requested to arrange for the transfer of the records as directed in paragraph 3 of G.O. No.435, dated 30-3-25, without any further delay.

V.T.Krishnama Achariyar,
Secretary to Government.

To the Secretary, Madras Students' Advisory Committee.

Forwarded to the Secretary, Madras Students' Advisory Committee.
(By order)

S.Krishna Aiyer.
Superintendent.

15th April 1925.

The Vice Chancellor,
University of Madras, Senate House.
Priplicane. P.O.

Sir,

Under G.O. No. 435 dated 30-3-25, I am requested by Government to arrange for the transmission to the Senate House of the office furniture, records, books &c relating to the office of the Madras Students' Advisory Committee. Though I was of course aware of the recommendations of Lord Lytton's Committee and had indeed written a long letter upon them on the 7th May 1923 to the Director of Public Instruction, I was quite unaware until the receipt of the above G.O. that the Local Government contemplated handing over the work to a University Bureau or depriving me personally of the Secretaryship. Also I believe I have a legitimate claim to a lien on my appointment as Secretary of the Committee. So on the 1st April 1925 I wrote to Government a letter of which I sent a copy to you.

I enclose a copy of the Memo I received this morning in reply to my letter of 1-4-25. I am leaving Madras for Calcutta and Darjeeling to-night. So I at once telephoned to you, and at your request I have given orders to my clerk to facilitate the transfer of the records &c. as directed in the G.O. - I understand that you will probably leave them here till after the next meeting of the Syndicate. I have now to suggest to the Syndicate that I and my clerk should be appointed Secretary and clerk to the University Bureau at least till the period of my retirement. I do not wish to boast about my 15 years' work as Secretary of the Advisory Committee - but it is due to myself to point out that I was given the gold Kaiser-i-Hind medal very largely for this work, that it has been a labour I have always loved, into which I have put very much conscientious work and that I had based my plans for my future on the idea of retaining the job and its attendant salary till I left the country.

In anticipation of the desire of the Syndicate that I should so continue - indeed for the sake of continuity itself - I have been carrying on with the work since April first and all correspondence will be forwarded to me by my clerk for answer and other necessary action until I hear again from you, and I shall also have the files of current correspondence with me at Darjeeling.

If however you decide you wish to put in another man without waiting for the few months to my retirement I am in all good faith press the advisability of postponing the transfer till July when the new man could spend a few hours with me personally picking up the threads of the business. Otherwise through no fault of his there may be a muddle to the loss of the Student applicants for advice.

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

Signed Arthur Davies
Secretary.

UNIVERSITY OF MADRAS.

No. 4363.

Senate House 9-May-1925.

From

THE REGISTRAR,
University of Madras.

To.

Arthur Davies. Esq.

Sir,

With reference to your letter No93/25 dated the 15th April last on the subject of the appointment of a Secretary to the proposed University Students' Information Bureau, I have the honour, by direction, to inform you that the Syndicate at its meeting held on the 2nd instant has resolved that the arrangement suggested by you of allowing you and your clerk to continue to be respectively Secretary and Clerk of the Bureau be approved until the 31st July next, and that the appointment of a permanent Secretary be deferred for consideration until the meeting of the Syndicate to be held on 11th July 1925.

I have the honour to be,
Sir,
Your most Obedient servant.

William McLean.

REGISTRAR.

Letter
Ref.

939 B/25-3 D. 19. 6. 25

To

The Vice-Chancellor,
University of Madras.

Sir,

Appointment of a Secretary to
the University Students' Information
Bureau.

I am directed to invite a reference to the orders in G.O. No.435, Law (Education), dated 30th ~~March~~ 1925, directing the transfer of the work done by the Students' Advisory Committee to the University Students' Information Bureau, and to the Registrar's letter No.4363 dated 9th May 1925, stating that the Syndicate has decided to permit Mr. Arthur Davies to continue as Secretary to the University Bureau until the 31st July 1925 and that the appointment of a permanent Secretary to the Bureau will be considered at the meeting of the Syndicate to be held on 11th July 1925.

2. I am directed to suggest that Mr. Davies might be continued as permanent Secretary to the Bureau. Mr. Davies has done excellent work as Secretary to the Advisory Committee for nearly sixteen years ^{and} ~~which~~ has been

16
-2
en repeatedly commended by the
Government and his personal popularity
with the students of Southern India
has contributed not a little to the
success of the Committee.

I have, etc.

VTK
16.6

PTO

19
It is requested that all communications should be addressed to The Registrar, University
of Madras, Senate House, Triplicane P.O., Madras, and not to any person by name.



UNIVERSITY OF MADRAS.

No. 7660

SENATE HOUSE,

17
22 1925
30.7.25
29 JULY 1925
CW
31

Enclosures.

FROM

THE REGISTRAR,

University of Madras.

To

The Secretary to Government,

Law (Education) Department, Madras.

Sir,

15-16 ante
With reference to correspondence ending with your letter
No. 939 B/25-3 dated the 19th June 1925 on the subject of the
appointment of a Secretary to the Madras University Students' Infor-
-mation Bureau, I have the honour, by direction, to inform you that
the Syndicate at its meeting held on the 11th July 1925 resolved
to appoint M.R. Ry M.A. Candeth Avl, M.A., Bar-at-law, Professor of
History, Presidency College, Madras as Secretary to the Bureau on
an allowance of Rs. 150/- per mensem with effect from the 1st August
1925. Mr. Candeth has expressed his willingness to accept the
work.

Mr. Davis draws
an allowance
of Rs. 180/-

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR.

It is requested that all communications should be addressed to The Registrar, University of Madras, Senate House, Triplicane P.O., Madras, and not to any person by name.



UNIVERSITY OF MADRAS.

No. 11346

28 OCT. 1925

Enclosures.

FROM

THE REGISTRAR,

University of Madras.

To

The Secretary to Government,

Law (Education) Department.

Sir,

I have the honour, by direction, to inform you that the Syndicate, at its meeting held on the 10th instant, considered your D.O. letter No. 1986 B-2 dated the 1st September last stating that in view of the fact that by a G.O. of 1916 the allowance granted by the Government to Mr. Arthur Davies as Secretary to the Students' Advisory Committee was a remunerative local allowance which counts towards his leave allowance and pension and in view of the excellent work done by him in that capacity for over 16 years it would be equitable if the Syndicate would kindly permit Mr. Davies to enjoy the benefits which were secured to him by the Government Order of 1916 during the period of three years he has still to serve. In view of the circumstances now stated by the Government I am instructed to request the Government kindly to resume the management of the University Students' Information Bureau until the period of service under Government of Mr. Arthur Davies has been completed.

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

W. K. L. S.
REGISTRAR.



Dear Conran Smith,

Did the
Syndicate
send any
reply to the
letter suggesting
his
name?

VFF
22-7.

Informed
the Syndicate
that no reply has
been received.
22/7

I am sorry to trouble you once more in the matter of the transfer of the control of the Madras Students' Advisory Committee from Government to the University. Sir A. P. Patro sent for me on Wednesday the 15th to discuss another matter, but at the beginning of our interview he referred to this and told me quite clearly that it had been the intention of himself and Government that I should continue as Secretary and that the G. O. of 30th March in its present form was due to a muddle in his office. - On Saturday morning I heard from a reliable source that the Syndicate was offering the post to Mr. Candeth on a reduced pay of Rs. 150/- a month - and I consequently wrote at once to Sir A. P. Patro, who replied that the intention of the G. O. had been suggested to the University and he hoped they would take note of the matter. I wrote again pointing out that it seemed to me feasible for Government to undo what they had admittedly done wrong and issue a new G. O. but Sir A. P. Patro said that this was not feasible. I have replied that under these circumstances - if the Syndicate do not act on Government's suggestion and Government do not think it possible to put matters straight, I am bound in duty to myself and my family to address the Secretary of State to protect my interests and give me the justice which I am being denied. Before however I take this step I think it due to His Excellency - who has already shown sympathetic understanding of my position in this matter - to have that position as it has developed up to date explained.

It is miserable at any time to have to fight for one's own rights and peculiarly disagreeable to me to have to appeal to the Secretary of State, as I desire to serve Indian Ministers as loyally as I would serve my fellow country men - but my financial position prevents me from sitting down under a flagrant injustice. - I frankly do not know the value of my claim that I am entitled under the Rules of Government themselves and the various G. O's. of past years to retain the Secretaryship, or

or to obtain full compensation for being deprived of it. As far as I know, neither the Local Government nor the Accountant-General has pronounced an opinion on this claim as a purely legal one. - They may be against me - Government rules are extraordinarily difficult of interpretation and so ultimately may the Secretary of State. But I do know that work well done by me deserves a better recognition than the treatment I am getting in being made to suffer for a remediable blunder of the Secretariat and that I cannot afford to leave any stone unturned.

Yours sincerely,

Arthur Davies

Copy for information to

The Hon'ble Rao Bahadur Sir A. P. Patro, Kt.

Minister for Education,

Fort St. George, Madras.

The Hon'ble
Sir A.P. Patro, Kt.



Fort St. George,
22nd July 1925.

Dear Arthur Davies,

I am in receipt of a copy of the letter you addressed to the Private Secretary to His Excellency and must hasten to correct a misapprehension that it had been the intention of myself and Government that you should continue as Secretary. The G.O. does not state that. The University proposed certain terms on which it would accept the transfer of work recommended by the Lytton Committee. The correspondence, I believe, was known to you at the time. No question was then raised ^{in the G.O.} ~~as to~~ as to your continuance as Secretary. I told you that the order of Government might have been more courteous and ^{less} ~~more~~ peremptory as you thought. ~~the~~ ^{What was in closing was} After you wrote to His Excellency about the matter, it was suggested to the University that you might



2.

be continued as Secretary *and explaining the work you did.*

Yours sincerely,

W. J. 25



(13)

13

Law College, Madras, 41

21st July, 1925.

*L. 91868 B
21/7/25*

Dear Sir A. P. Patro,

Thank you for your letter of 20. 7. 25.
I hope I am not trespassing improperly on your goodwill in urging again the point that I fear I did not make clear in my letter of Saturday. If Government intended that I should remain Secretary and the G. O. does not express that intention, it seems to be quite feasible - though possibly a little awkward - for Government to cancel their G.O. of 30th March and substitute for it another in which their intention is clear.

I am sorry to have to press the matter, but I cannot afford to lose an income and future leave-pay and pension to which I believe myself in justice entitled without making every effort to have things put straight.

Yours sincerely,

Arthur James

To

The Hon'ble Sir A.P. Patro,

Minister for Education, Fort St. George,
Madras.

The transfer is made after Council
all persons concerned.

has passed the ^{to} and suggested

to the University the continuance
of the existing arrangements.

I am afraid I cannot interfere with the
arrangements ^{made} by the University
in this respect.

87

4/5/20

Private



21 July 48

My dear Sir,

I am in receipt of your

letter. The transfer as you know
is made after consulting all ^{persons} ~~parties~~

concerned ^{in the matter}. I cannot pass the order
of transferring the work to the University
and suggested to the University to

continue the existing arrangements

but I am afraid I cannot ^{interfere} ~~interfere~~ and the ^{university} ~~power~~ of the University;

nor is it possible to cancel the
order at this time. I am sure you will
understand the interference at this
stage will raise many complications.

Questions arise I ask he suggested
if the University will carry out
the suggestion made by Govt -
8

Law College, Madras,

18th July 1925.

Dear Sir A.P. Patro,

1857/B
L. d. v. v. e.
20/7/25

I venture to write to you unofficially on the matters of the Madras Students' Advisory Committee as you told me on Wednesday that Government in handing that over to the University had not intended to deprive me of the Secretaryship.

This morning I have heard a rumour from a reliable source - confirmed by the fact that though the Syndicate met on Saturday last they have not yet offered me the post - that the Syndicate is offering the post to Mr. Candeth on a reduced pay of Rs. 150/- a month. - If this is true, the result will be a gross injustice to myself - And though I quite recognize that it may be difficult for Government to interfere at this stage, the fact that their intentions were wrongly expressed in the G. O. of 31st March may induce them to reconsider that G. O. - so as to make it clear that my services are to be retained by the

by the University - with the pay and all the privileges as to leave allowances and pension that I enjoyed prior to the transfer.

Yours sincerely,

Arthur Davies

To

The Hon'ble Sir A. P. Patro,

Minister for Education,

Fort St. George, Madras.

Subject - Transfer of the work
of the Students Advisory Committee
to the University.

C.No. 939 B - From the Secretary, Madras Students' Advisory Committee R.C.No.93/25, dated 1-4-25.

Mr. Arthur Davies states that G.O.No.

435, dated 30-3-25, is the first intimation that he has had that the work of the Students Advisory Committee is to be handed over to the University Bureau. The question of the transfer of the work of the Committee to the University has long been under consideration. The proposal was first made by the Lytton Committee. The Committee's report was referred to the Secretary to the Madras Students' Advisory Committee (Mr. A. Davies) in 1923. Mr. Davies should have known that the matter was under correspondence between the Madras Government, the Government of India and the Secretary of State and that orders regarding the transfer might be issued any time. He was on long leave in England for 7 months till the 6th March last; when Mr. C. Kunhiraman was appointed to be Secretary to the Committee. It was made clear in the order that his appointment would be terminated when the work was transferred to the University. Thus the Secretary to the Committee had ample notice about the transfer of the work of the Committee.

2. Mr. Davies contends that he and his clerk have a lien on their appointments as Secretary and clerk, respectively, of the Students Advisory Committee. Both these officers are granted allowances for the work that they perform in connection with the Students' Advisory Committee. The work does not fall within the scope of their ordinary duties. It is additional work for which special remuneration is given. It is open to the Government to take away the additional work from the officers and to stop the special remuneration. Even if Mr. Davies ^(contends) that the grant of the allowance to him was sanctioned by the Secretary of State in 1910 that same authority has now approved the transfer of the work to the University.

* The Secy gets Rs. 185 a month
+ the Clerk Rs. 15 a month.

3. In these circumstances Mr. Davies and his clerk have no claim for the allowances and he may be asked to transfer the records &c., to the University without any further delay.

8/4
4.25
CA
7.4.25
S

VTK
8/4

M2

There is no lieu of the Principal
in the Secretary's place.

The Secretary has the papers
transferred.

The work is taken up by
making the provision.

9/4.

Seen by Secy
on 11.6.25

Memo. to the ~~Students' Advisory~~
Secy, Students' Advisory Committee
No. 939 B-1 D 13.4.25.

C. No. 1010 B From — Do.
No. R. 93/25 D 15.4.25.

C. No. 1214 B From the Registrar,
Univ of Madras. No. 3624 D 17.4.25.

A.S.

The Registrar, University
of Madras, reports that the
Syndicate at its meeting held
on the 6th April considered
the action to be taken on

G.O. No. 435 Law (Edn) D 30.3.25 (T)

(17) 30 49-
transferring the work of the Madras
Students' Advisory Committee to the
University Bureau, to be established
by the University; and resolved that
no action could be taken by the
Syndicate until after the personnel
of the new Bureau has been fixed.

Apparently the Syndicate has decided
to take over the work from the Students'
Advisory Committee only after the
Bureau has been constituted. The

Vice-Chancellor will presumably
take early steps for the constitution
of the Bureau. In the interim
~~it is for consideration whether~~

the existing arrangements should
presumably continue until the University
Bureau is formed and the work
of the present Advisory Committee
is transferred to it. ~~Do not do~~



CPA
21.4.25
Kw
21.4.25

CA
21.4.25
S

VTK
22.4.

Finance sh^d see

Law (Edn) No 939 B-2
24.4.25



16190

Read over

Finance (C.R.)

The file has presumably been
sent to Finance for acceptance
of the ~~continuation of the~~
existing arrangements

4 38

until the University Bureau is formed. The proposal may be accepted in advance.

On 4.25 in his linked file item 12, in 4.25 class II, which relates to the Clerk

Law College for doing the duties of the Clerk of the Committee was ordered to be deleted. As the arrangement is temporary & as the allowance manual is not to be ^{list} ~~deleted~~ but it has been ordered for deletion may stand.

~~There is full year's provision in the budget for the current year for the existing Committee.~~

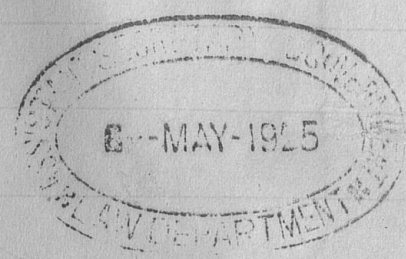
28/4/25 There is full year's provision in the budget for the current year for the existing Committee.

Law (Edu) Deptt.

A draft order is submitted for approval.

CPR 11.5.25

Through Dir (Exp).



p. 225 of C.P.R. for 1925-26

The no. 1646-168R

5/5/25

d. 12063

for 1925-26



5

Ch 1259 From the Registrar, University of Madras No. 4363 of 7.5.25

In its previous letter of 17.4.1925

dealing with the 2.84 and the University had stated that until after the personnel of the University Students' Information Bureau had been found suitable to take over the work of the Students' Advisory Committee as decided in G.O. 435 L/S of 30.2.1925.

When making this statement it had no opportunity of considering the representation of Mr Arthur Davis of 15.4.25 (see page 4-5 CF). In that representation Mr Davis had asked

1) that he might be appointed Secretary to the University Bureau till the period of his retirement. (and that his clerk's duties might also be taken over) or

2) that the transfer of his work might be postponed till July 1925

These above requests of Mr Davis have since been considered by the Syndicate and it has decided to continue Mr Davis and Clerk as Secretary



1206

and were respectively of the 11th June
the 31st July 1925, and the
question of a permanent Secy being
deposed. His meeting on the 11th July was

It was also seen from the
above that the University have,
allowing Mr. Davies to continue as Secy, practically
decided to carry out the
orders in G.O. 435 of 30-3-25.
One of the objections raised by Mr. Davies
has also been complied with.
No further action appears
necessary on this file at present.

~~The above may, it is felt, be~~
~~needed for further reference. Obviously~~
the Secy will address Govt. again
after further consideration of
the question in July. He may
wait till August 15th.

12-5-25
13-5
13-5



pp. 8-9 c.f.

(T)
152013

(T)

p. 25 of 8. (I)

File extract on pp. 43-44
p. 1583 (A)
9.11.23
pp. 14-22 of 8. Ibid

Paragraph 9, p. 19 Ibid

Transfer of work of Madras Students' Advisory
Committee to the University Bureau.

Mr. Arthur Davies has appealed to H.E. the
Governor in regard to the orders issued in G.O.No:
435 Law(Education) dated 30-3-25, directing the
transfer of the work hitherto done by the Students'
Advisory Committee to the University Bureau - pages
8-9 c.f. The main grounds adduced by him in that
appeal are:---

- (i) that the order in G.O. 435 dated 30-3-25 was
the first intimation that he had about the transfer of
the work of the Students' Advisory Committee to the Un-
versity and that he did not think that his duty
as Secretary would be affected by the transfer; and
- (ii) that he has a lien on the appointment of
Secretary under G.O.No: 255 Finance dated 8-5-16 and
that, as his leave allowances and pension are
affected, he should not be deprived of that appointment
except on bad behaviour, or full compensation should be
made to him.

2. The above points were put forward by him in
his original appeal addressed to the Government-p.1
c.f.- and they have been noted on on pp.1-2 ante and
the exact position explained to Mr. Davies (p.2 c.f.)
The points are, however, again examined below:--

3. Point No.(i). The transfer was first
proposed by the Lytton Committee and the views of the
D.P.I and the Secy., Advisory Committee, were invited
by this Government so early as 1923. Mr. Davies
reported in favour of the transfer. He should have
known that orders on the question might be issued at
any time and that, when once orders about the transfer

35
were issued, his continuing as Secretary would be a matter for the decision of the University. He did not suggest that it should be stipulated with the University that he should be taken over as Secretary along with the work; nor did the D.P.I. make it.

It is submitted that Mr. Davies was not in ignorance of the contemplated transfer and had sufficient notice of it prior to the issue of the G.O. dated 30-3-25. Please see his letter to the Vice-Chancellor on page 4 C.F.

4. Point (ii). Mr. Davies contends that he has a lien on the appointment of Secretary. He was in receipt of an allowance from Government for the work he performed as Secretary. The work did not fall within the scope of his ordinary duties, but was in the nature of additional work for which special remuneration is given. The allowance was classed as a 'remunerative local allowance' which counts for leave and pension - item (38) on page 25 of G.O.No: 255 Finance dated 8-5-16. It is open to the Local Government to take away the additional work and to stop the special remuneration. Even if Mr. Davies contends that the allowance was sanctioned to him by the Secretary of State in 1910, the position is now changed since the Secy. of State himself has now approved of the transfer of work to the University. It does not therefore seem that Mr. Davies has a claim for the continuance of the allowance. The ceasing of his appointment was only incidental on the transfer of the work to the University and neither he nor the Government can be held to be in blame on this account.

5. Mr. Davies feels that he has a strong claim to better treatment in the matter and he requests that the Government should now instruct the University to appoint him as Secretary to the University Bureau on the same

(T) *remuneration*
allowance

(I)
(The allowance was later connoted as 'duty allowance' or 'special pay' and this he drew while on leave)

x Rs. 181 (Q)
2.4.10
p. 8 of Rs. 298 (W)
26.2.25

(He did not hold any addl. appointment on this account and so he has no lien)

B' on p. 9 of

*[And thus he has had compensatory service in lieu of notice, even if notice were considered essential.]

36
terms and conditions as he enjoyed as Secretary to the Advisory Committee. It may be stated in the first place that, on the request of Mr. Davies, the University has approved of his appointment as Secretary to

the Bureau till 31-7-25 and that the appointment of a permanent secretary is to be considered at the meeting of the Syndicate to be held on the 11th July - page 7 c.f. As regards Mr. Davies' present request to Government, it is submitted that it will not be proper for Government to issue any such instructions to the University. The matter is one entirely within the discretion of the University and, no such condition has been included in the order sanctioning the transfer of the work to the University. It is even open to the University to get along with the work without a Secretary. In fact one committee suggested that the Registrar himself should do the work with the assistance of a clerk. It would now seem to be out of the province of the Local Government to give that body any instruction or direction as asked for by Mr. Davies. As the latter has, however, good grievance in the matter, it is for consideration whether the Government may suggest to the University the advisability of continuing Mr. Davies as Secretary to the Bureau in view of his connection with the work since its inception. ~~Thus~~, ^(that this) it is submitted seems to be the utmost that the Government can do in the matter and that the Government cannot fetter the discretion of the University in its choice of a Secretary to the Bureau.

6. The file may be circulated to H.E. through M. 2
C.V.V 9-6-25- C.R. 9-6-25

Briefly the main points are:--

10 37
(i) Mr. Davies was entrusted with additional work as Secy. to the Advisory Committee and given an allowance for the additional work. This does not give him a permanent, indefeasible claim to the allowance — nor does it prevent Government from changing the organisation of the Committee when this becomes necessary. I can understand Mr. Davies' complaint, if the Committee is continued on the present basis and another officer is put in as Secretary.

But here there is a change ⁱⁿ of organisation. If, for example, ^(the work) grows too heavy for a part-time arrangement, are Government precluded from appointing a full-time officer?

(ii) Secondly, the transfer of the work to the University began to be discussed in 1923 and Mr. Davies knew about the proposed transfer then. In all the orders regarding the personnel of the Secretary issued after this subject began to be mooted, it was expressly stated that the appointment would terminate with the transfer.

(iii) The transfer was sanctioned by the Govt., as from 1-4-25.

2. In his report on the proposed University Bureau, Mr. Davies did not raise the question of his permanent connection with the work and ^{of} his allowance.

3. The request of Mr. Davies that the University should be "instructed" to appoint him as Secretary is for orders. The University has the power to make the appointment — but there is no objection to Govt., suggesting the arrangement to the Vice-Chancellor, in consideration of Mr. Davies' excellent work as Secy., to the Committee.

V.T.
10-6-25

8. 131 (C)
2.11.23

pp. 13-22 of 8. 1583 (A)
9.11.23

8. 1426 (M) + 8. 1285 (D)
2.9.24 2.12.24

8. 435 (T)
30.3.25

pp. 14-22 of 8. 1583 (A)
9.11.23
— vide also extract on
pp. 44-47 of 8. 1583

B on p. 9 of



38
Mr Davies asked the Vice-Chancellor to continue to hold on till July "when the new man could spend a few hours with me personally picking up the threads of business"
p. 4-5 C.f.
The Syndicate p. 7 C.f. replied
"That the arrangement suggested by you of allowing you and your clerk to continue to be respectively Secretary & Clerk of the Bureau be approved until the 31st July next."
Thus Mr Davies already applied to the Syndicate for extension which he gave to him — He has himself agreed to coach up the new Secretary after July work
I do not think Mr Davies has any real grievance in the matter.
11/6-25
The letter from Mr. Davies referred to by my Hon. Colleague in which he requests the Syndicate to allow him to continue until July was written after the issue of the G.O. requesting him to transmit to the Senate some the furniture, contents of his office. A reference to this letter and the requests contained in it does not

after the fact that the first Official intimation
received by Mr. Davies was the P.O. ordering
him to hand over at once.

I agree with the Secy that in consideration of
Mr. Davies' services we may suggest to the University
that they should consider his name for the post
of Secretary of the newly constituted body.

14-6-25



Draft letter to the Vice-
chancellor is submitted which may
perhaps be circulated to M2.

For orders whether any
reply should ^{now} be sent to Mr. Davies.

Does not seem
necessary. He
will know when
we address the body.

CR
157626
V.T.
16.6

M2 Seen -

has been done & suggested to H.S.

16/6-25

Issue
V.T.
18/6

Letter no 9390/25 - 2 & 19-6-25



Send up the
file please
V.T.
30-6

GOVERNMENT HOUSE,
OOTACAMUND.

29th June 1925.

Dear Mr. Krishnamachari,

With reference to our conversation
this morning, I send you herewith the letter from
Mr. Arthur Davies to which I referred. If a
favourable reply is received from the University
to your letter suggesting that the University might
continue Mr. Davies as Secretary of the University
Students Information Bureau, the question raised
by him of the terms of his appointment may perhaps
be considered.

In my letter to Mr. Davies to which
the enclosed is a reply I informed him with refer-
ence to his representations that Government were
suggesting to the University his continuance as
Secretary.

Yours sincerely,

M.R.Ry.Rao Bahadur V.T.
Krishnamachariar Avl.,

Secretary to Government,
L

(Signature)

From

ARTHUR DAVIES, ESQ.,
SECRETARY,
MADRAS STUDENTS' ADVISORY COMMITTEE.

To the Private Secretary to H.E. the Governor.

Dear Conran Smith,

In acknowledging your letter of the 24th inst. I have to thank H.E. the Governor and you for the trouble you are taking on my behalf and the Local Government for the favourable orders they are passing in my favour.

I hope it will not be regarded as ungracious in me to add an expression of anxiety on one point.

You do not expressly say in your letter that my continuance under the new regime is to be on the same terms as I enjoyed as Secretary to the Advisory Committee, i.e. whether the advantages that I enjoyed under G.O. N^o. 255.

(Financial) dated the 8th May 1916 as regards leave allowances & pension are to be secured to me, & you will forgive my insistence on this point, for, near as I am now to the day of my retirement and leave prior thereto, this is almost as important to me as the retention of the substantial appointment for the remaining months of my active service.

Yours sincerely

Arthur Davies

P.S. I return to Madras next Tuesday.

At Kotagiri

THE LAW COLLEGE,
MADRAS.

27th June 1925.

With reference to Secretary's order on page 13 ante this file has been obtained from Finance Dept and is submitted.

The University has not yet replied to letter no. 939 B-3 of 19-6-25 regarding the retention of Mr. Davis as Secretary to the University Students' Information Bureau.

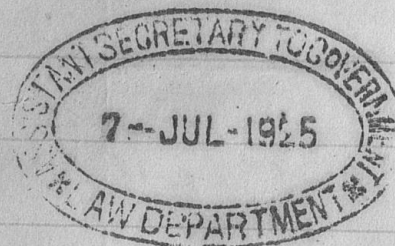
now
3.7.25

3.7.25

Put up as soon

* Reply recd - p. 17 CF

as reply is recd V.T.K.
5.7



[C-1986 B] From the Reg^r, un^y. of
Madras, no. 7660 of 29.7.25

No reason is given for not accepting the Govt's suggestion.

V.T.K.
3.8.

The D.P.I. with
This will be pointed
out to D.P.I. V.T.K.

Telephoned to Mr. D.P.I.
3/8

Submitted. The Syndicate has resolved to appoint Mr. Candeth as Sec^y. to the un^y. Students' Bureau from 1st aug.

1925. - p. 17 CF. Mr. Candeth has to obtain the sanction of Govt. for accepting the Secretaryship.

Please see correspondence bet. Mr. Davies & the Hon. the Minister on the subject, placed below.

30.7.25 V.T.K.
3.8

M2

H.E. the Gov^r



16 42
-MADRAS- GOVERNOR'S "CAMP,"
--INDIA--

Government House, Ootacamund.

4th August 1925.

Dear Mr. Krishnamachari,

8.435 (T)
29.2.25
I
I
With reference to the case of Mr. Arthur Davies and the order to him to hand over the records etc. of his office, I am directed by His Excellency to say that his attention has been called by Mr. Davies to the terms of G.O. No. 255 dated 8th May 1916 concerning remunerative local allowances. It would appear to His Excellency that under the terms of this G.O. the remuneration which Mr. Davies received while he was Secretary of the Students Advisory Committee would count for pension, had Mr. Davies continued to draw it for the remaining three years of his service. As it is, it would seem that after 16 years of work as Secretary of this Committee Mr. Davies is to be deprived, while he has only 3 years yet to serve, of the pensionary benefits which he might otherwise have expected to receive. I am to ask if His Excellency is correct in his supposition and if so to enquire whether Government had the terms of this G.O. in mind when the recent change was made. I am to ask you kindly to bring this matter to the notice of the Hon'ble the Minister.

Yours sincerely,

M.R. Ry Rao Bahadur V.T. Krishnamachariar Avl.,
Secretary to Government, Law Department,
Fort St. George, Madras.

Law (Em) dept

As orally directed, a draft ^{with} memo: to the A.G. is submitted. The file has been

x(p. 15 ante) withheld from circulation.

CV
5.8.25-
5.8.25

CA
5/8/25
5

V.T.K.
5/8

17 44
(24)
I shall be obliged if the Finance Department will consult the A.G. and also advise this department on the position taken up by Mr. Davies. A note for the A.G. stating the case is attached.

6-8-25

Finance U.O.

Law (Em) no 939B-4
6.8.25



27496

822

U .O. Note.

Subject : - Withdrawal from Mr. Arthur Davies of ~~the~~ allowance attached to the office of Secretary, Madras Students' Advisory Committee. 69-

In G.O.No. 542 Educational, dated 29th September 1909, the Government constituted a Committee to advise Indian Students proceeding to England, called the Madras Students' Advisory Committee. Mr. Arthur Davies (who was then Deputy Registrar of the High Court) was appointed Secretary (part-time) to the Committee and granted an allowance of Rs. 60 a month. The Accountant General pointed out that, as the pay of Mr. Davies was in excess of Rs. 750, the sanction of the Secretary of State was necessary for any increase of his emoluments by the grant of an allowance. Sanction was therefore obtained to the grant to Mr. Davies "or to any officer who might be appointed to perform the duties of the Secretary later on", of an allowance not exceeding Rs. 200 a month. In 1913, Mr. Davies was appointed - Principal of the Law College and he continued to be Secretary to the Advisory Committee. The allowance of Rs. 60 was raised to Rs. 100 in G.O.No. 271 Edn, dated 9-3-14 and to Rs. 200 in G.O.No. 840, Home (Education), dated 24th July 1920. From the allowance of Rs. 200, Mr. Davies was also required to pay Rs. 15 a month to one of the clerks of the Law College for doing the clerical duties of the Secretary's office. In G.O.No. 255 Financial, dated 8th May 1916, the allowance paid to the Secretary was classed as "remunerative local allowance" counting for leave allowance and pension.

2. In pursuance of a recommendation which

p. 2 n 8. 622
8 24.11.09 (P)

x seen on p. 3 ind (P)
+ 8. 18. 2.4.10 (Q)

p. 25 n (I)

19 6
X
was ^{made} ~~made~~ by the Committee on Indian Students presided over by the Earl of Lytton and which was approved by the Secretary of State, the Govt. directed in G.O.No. 435, Law (Education), dated 30th March 1925, that the work of the Students' Advisory Committee should be taken over by a "University Students' Information Bureau" administered by the University of Madras, and also sanctioned the payment of a fixed grant of Rs. 4,000 a year to the University towards the expenses of the Bureau. The University now proposes to appoint another officer as Secretary to the Bureau from 1st August 1925.

3. Mr. Davies has made the following representations to Government on the action taken in this case.

(1) Under G.O.No. 255 Financial, dated 8th May 1916, under which this allowance has been classed as remunerative, he has a lien on the appointment of the Secretary to the Committee and the allowance attached thereto and ~~the~~ the Govt. are not entitled to make any arrangement which would deprive him not only of the allowance itself but also of the leave and pensionary privileges conferred by it without paying him compensation.

(ii) He has held the office for 16 years and will get pensionary benefits if he continues to serve as Secretary for three more years. By the termination of the appointment he will be deprived of these pensionary privileges.

4. The A.G. is requested to be good-enough to advise on the following points : --

(i) Does a full-time officer of Govt. who is granted a remunerative local allowance for additional work (part-time and not connected with the duties of his permanent post) entrusted to him get a permanent lien on this allowance and are Govt. precluded from making other arrangements for the work, if their effect is to deprive him of the allowance and the

26 20 41
71-
leave and pensionary privileges?

(ii) The pay and pensionary privileges of Mr. Davies as Principal of the Law College are regulated by the orders in G.O.No. 1081 Law (Education), dated 25th July 1921. Will the withdrawal of the allowance affect his pension and if so how? Will he retain his pensionary privileges if his appointment as Secretary is continued under the University? Mr. Arthur Davies is due to retire on 1st June 1928.

15
V.K.
6-8
P.D.

73- Finance (C.S.R.)

Please see notes on
pages 7-12 ante + 17-20 ante
Submitted that the
U.O. note on pages 18-20 ante
may in the first instance be
sent to the AG for early remarks.
(A copy of pages 18-20 ante
will be taken & sent to AG)

C.R.S.
8.8.25

U.O. Note issued on
27.4.96-10.8.25
to A.C.

AG
8.8.25



29039

Office of the Accountant General,
Fort St. George,
Dated the 17th August 1925.

Reference:- Finance Department U.O.No.Finance 27496
C.S.R., dated the 8th August 1925.

Subject:- Withdrawal from Mr.Arthur Davies of the
allowance attached to the office Secre-
tary, Madras Students' Advisory Committee

No officer has either from the point of view of the
actual pay itself or of the consequential leave salary
any lien on a special pay which is granted for the
specific performance of certain duties. It is within
the competence of Government to make such administrative
arrangements for those duties as is convenient to it,
and the allowance automatically ceases (and any conse-
quence therefore) as soon as the officer ceases to
perform these duties. Further there is nothing intrinsi-
cally in the appointment of Principal, Law College,
connecting it with the Secretaryship of the Students'
Advisory Committee.

The withdrawal of this allowance from Mr.Arthur
Davies will have no effect on his pension as he will in
any case be eligible for the maximum pension for his
years of service.

The point raised in the last sentence of item (ii)
therefore does not arise.

J. Chinn
A. G.

The Secretary to Government of Madras,
Finance Department, U.O.

A.G. No. No. G.A. 1175

Recd 17-8-1925.
18

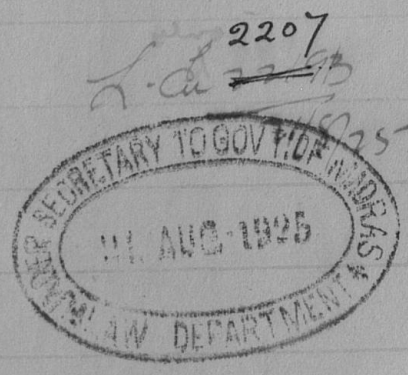
Mr Davies is eligible
for the same pensionary
concessions as a member
of the Indian Educational
Service - para: 1 (iv) of G.O.
1081 dated 25.7.21 (May 15)

vide rules
13 & 14 of
the Statutory
Rules &
orders 1924.
(not printed)

Finance (C.M.)

[Previous note at p 21 ante]

No remarks seen Callow for
on the A.G's reply at p 22 ante to
the no. note at pp 18 20 ante. Law
Dept may be informed accordingly.
~~reply to be made to A.G's reply.~~



Cen. CMU
19/8/25 The A.G's view is found - 4

also common sense.

[Signature]
20/8/25

Fin no. 29039-1C8R
21-8-25

Submitted

[Signature]
21/8/25
5

p. 16 n.f.

Reference: the P.S.G's D.O. on page 16 n.f.

2. Before dealing with the other issues raised by Mr. Arthur Davies, I may mention that the withdrawal of the allowance will not affect his pension in any way. This is certified to by the Accountant General.

p. 22 n.f.

3. If the office of Secretary to the Bureau is taken away from Mr. Davies he will lose ^{only} the local allowance while on duty and the leave allowance calculated on it when on leave: his pension will not be affected.

page 9 of (I)

4. Mr. Davies contends that he has a right to the allowance, - "a lien on the appointment" by virtue of G.O.No: 255 dated 8th May 1916. On this point, I need only invite reference to the A.G's opinion which is supported by the Finance Department. The Accountant General says:---"No officer has either from the point of view of the actual pay itself or of the consequential leave salary any lien on a special pay which is granted for the specific performance of certain duties." The G.O. of 1916 classified 84 allowances drawn by gazetted officers and 153 drawn by non-gazetted officers as "remunerative local allowances" and from the point of view of the administration it would be altogether out of the question to admit any claim on the part of any officer to hold these allowances permanently. In fact Rule 12(b) of the Fundamental Rules absolutely prohibits any such claim in this class of cases.

p. 22 notes

(I)

*
" A Government servant cannot be appointed substantively, except as a temporary measure, to two or more permanent posts at the same time."

VTE

5. The proposal to transfer the work to the University had been approved and, in giving effect to it, three alternative courses were open:---

(i) The first was to postpone the transfer till Mr. Davies' retirement. This ^{alternative} has only to be stated to be rejected.

by
The transfer was recommended ~~to~~ the Government

25
of India and the Secretary of State in the interests of students going to the United Kingdom for their studies and accepted by this Government as a useful step. We could not propose to the Government of India and the Secretary of State that the transfer should be held in abeyance on the ground that Mr. Davies' allowances might be affected.

(ii) Secondly, the transfer could be sanctioned on condition that Mr. Davies was continued by the University as Secretary. Even this, I submit, was out of the question. The University would not, in any case, have accepted any such condition--especially as Mr. Davies had no right to the post.

(iii) Thirdly, the transfer could be sanctioned, the University being left to consider Mr. Davies' appointment. This was the only alternative to which there was no objection and it was adopted. The Government, at Mr. Davies' instance, brought his case specially to the notice of the Syndicate.

6. I submit therefore that the action taken in this office to give effect to the transfer was quite regular and that there was no 'muddle' as Mr. Davies wishes to make out (The Hon'ble the Minister has in his reply to Mr. Davies dated the 22nd of July disowned the intention ascribed to him.).

7. As regards Mr. Davies' plea of 'want of notice' I invite reference to the memorandum of the 13th of April. There it was pointed out that, in the orders issued on 8-9-24 and 2-12-24, it was stated that the allowance was liable to be terminated when the work was transferred to the University. It was the duty of the acting Secretary (Mr. Kunhiraman) and of the clerk of the office to have drawn Mr. Davies' attention to these orders as soon as he returned from leave. I naturally assumed that this had been done.

29 81-26
8- I have so far dealt with the question of Mr. Davies' right to continue in the office. I submit that he has no such right and that the action taken in this case has been quite regular throughout.

9. Leaving aside the question of any technical right, it is a pity that the Syndicate has not chosen to recognise the excellent work done by Mr. Davies during the last 16 years, by continuing him. It is probable that the Vice-Chancellor and the Syndicate were not aware of the nature of the 'allowance' drawn by him. If H.E and the Hon'ble the Minister ^{have no objection} ~~agree~~, I shall send the D.O attached herewith to the Vice-Chancellor.

10. Mr. Davies may be informed that the Government can do nothing further in the matter.

We can only suggest to the University - we did that. I do not see any use in making further reference to the Syndicate.

V.Tk
22-8-25

M₂

H.E the Governor.



1/32 no harm in sending this D.O.
29-VIII-25.

The d.o may be sent

V.Tk
28.8.



M₂

Seen.
8/8-25

83-
(95)

C 1986/13

27

D.O.No: 1986B-2 91.9.25

Sepa
CO
1.9.25

My dear Sir Venkataratnam Nayudu Garu,

Secretary to the University
Students' Information Bureau,
My letter No:939 B-5, dated
19-6-25.

I am directed, in continua-
tion of ~~the~~^{my} letter referred to above,
to bring to your notice the follow-
ing facts relating to the allowance
drawn by Mr. Arthur Davies as Secre-
tary to the Students' Advisory
Committee, as it is possible that they
were not before the Syndicate when the
question of appointing him as Secre-
tary to the new Bureau was considered.

2. Mr. Davies was first appointed
Secretary to the Advisory Committee
in 1909 and his allowance was raised
to Rs 100 a month in 1914 and Rs 200 a
month in 1920. In 1916, the Governor
in Council classified the allowance
granted to Mr. Davies as a "remunera-
tive local allowance". Under this
order, the "allowance" in question
was to count towards his leave allow-
ance and pension. While the Govern-
ment do not desire to interfere with
the discretion of the Syndicate in
whom the power of appointment vests,
I am to ~~explain~~^{Say} ~~it~~^{it} that ~~it~~ would be
equitable, in view of the excellent
work done by Mr. Davies in his capa-
city as Secretary for over 16 years
to permit Mr. Davies to enjoy,

during the three years he has still to serve, the benefits which were secured to him by the order of 1916.

3. I am to request you to place these facts before the Syndicate and communicate to me in due course their decision.

Yours sincerely,

Sir R. Venkataratnam Nayudu Garu,
Kt,

Vice-Chancellor,

Madras University.

V.T.K.

22.8.

m
11/9/25

PTD

Please see the D.O. to the Vice-chancellor on pp. 27-28 ante. It is not known whether the Syndicate has arrived at any decision on the subject of the appointment of Mr. Davies as Secy. to the un^y Bureau. If the Vice-chancellor may be reminded on the subject, the draft D.O. below is for approval.

cvv
20.10.25
SK
21.10.25

CR
20.10.25

Wait for a reply.

V.T.K.
21.10.

p.18 CF [C.2977B] From the Reg^y, University of Madras,
No. 11346 of 28.10.25

p.18 CF

Submitted. The Syndicate ask that the Govt. may resume the management of the Student's Bureau until the retirement of Mr. Davies from Govt. ^(service) This will mean that the orders in G.O. 435 of 30.3.25 should be held in abeyance till 1st June 1928. Obviously the Syndicate do not agree ~~it is not stated what objection~~ ^{to the arrangement suggested} ~~the Syndicate has no objection~~ ^{by the Govt. Obviously} ~~the Govt. has no objection~~ ^{to the arrangement suggested} ~~the Govt. has no objection~~

cvv
29.10.25
SK
30.10.25

CR
30.10.25

I don't think the management of the Bureau should be resumed, ~~after~~

In the circumstances, there is nothing for it but to let the Syndicate have their own way and accept the appointment of Mr. Candeth.

V.T.K.

31. 10

M₂

31/10/25

H.E.

1.11.25

The present correspondence arose out of a representation made by Mr. Davies to H.E. the Governor through the P.S.G. - vide D.O. on pp. 8-9 et. The P.S.G. has already sent an ad interim reply to Mr. Davies - cf. D.O's on pp. 13-14 ante, also p. 16 ante. ~~perhaps~~ The final decision may be communicated by the P.S.G. to Mr. Davies.

~~perhaps~~ The file may be sent to the P.S.G. as

cv
3.11.25
S.A.
5.11.25

Q

57

V.T.K.

6.11

P.S.G. u. d.

9396.7
7/11

I have told Mr. Davies of the decision.

ES. 7/11

9396

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Record the papers.

V.T.K.

11. 11.

Mr

Order

1948 12-11-25

Recorded

11.11

Committee.

Student's Advisory -

Prof. in Secy - Mr. Aronson

Davis' appeal - Rejected

Papers recorded.

seen for copying
copied
examined
signed

192

IN G.O. No.
192

DATED

MENT No.

URES to C. No.

OF GOVERNMENT ..

A A A A A A A

OF GOVERNMENT.

EMENT WITH DITTO.

ERS NOT FILED OF, 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.