

Law (1925) Department.
Education

Order SERIES.

G.O. No. 322

DATED

6/8/25

[Despatch Abstract.]

Examination rules - Exemption - A.J. Pinto, Record Keeper, Central
Survey office, Madras -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.

D

Mr. Pinto's case To
is a fit one for recommen-
dation. He has an excellent
record of good work and through
is the only one of his class
in this office in the Clerk's
grade. He has a large
family and Madras is a
very costly place now.

(Sd) M. Ramaswami,
Officer in Charge,
Central Office,
Madras

Most Respectfully Showeth:

May it please Your Excellency.

Forwarded.

The Memorialist
has a very good record
of work done and bears
a good character.

I strongly recom-
mend consideration
of this, his Memorial

(Sd) W. F. Bateman,
12.7.24
Director of Survey

Await
the Bdy.
resn VTK
22 7



HIS EXCELLENCY THE GOVERNOR OF MADRAS



The Director of Survey,

MADRAS

The humble Memorial of A.J. Pinto,

Record Keeper, Central Survey Office,
Chepauk, Madras.

I beg to submit that I have put in a service
of 23 years in this Department and I have always tried my
very best to discharge my duties to the entire satisfaction
of my superiors, which fact will be borne by the copies of
the testimonials herewith submitted.

In spite of my long service and hard work,
I regret to say that I am getting only Rs.65/- per mensem
since about 5 years and I am not in a position to draw -
more than Rs.65/- until I retire or in my whole life as I
am not qualified under the Examination Rules.

I beg to state that I have to support on my
small pay one sister, my wife and four children in this -
costly Town of Madras, which I find very very difficult.

Under these circumstances, I beg most humbly
and respectfully to throw myself on Your Excellency's Mercy
and earnestly crave Your Excellency's indulgence that Your
Excellency may graciously be pleased to Exempt me from the
Examination Rules to enable me to draw a higher pay exceed-
ing Rs.65/- before I retire. So that my poor family will
drink

- 9 ✓
drink conjee water by the name of Your Excellency
instead of rice, provided Almighty God keeps me -
till then alive.

For which act of kindness and charity,
I shall ever feel grateful.

I beg to remain,

May it please Your Excellency,

Your Excellency's Most Obedient Servant,

A. Pinto
16.6.1924.

Copy submitted through the proper channel.

Law (Educ) Dept

C. No: 2126B

Memo 2126B-1 of 5-9-24

Exemption from examination
rules.Petition from A. J. Pinto
dated 16-6-24

A. J. Pinto, Record keeper,
Central Survey office,
Madras, has submitted
to Govt. direct, copy of
a petition sent by him
through the Director of
Survey and the Board
of Revenue, praying for
exemption from examination
rules. The Board is requested
to report if the ^{original} petition
has been received in its
office and if so, to expedite
its transmission to Govt.

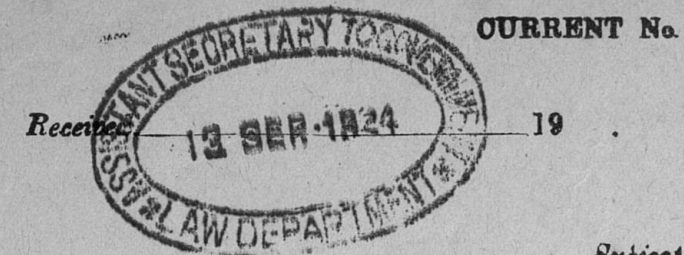
[Signature] 22/6/24
To, The Board of Revenue
(A.R. & Sett.)

[Signature]
17/6/24

Reminded on 8.8.24

[Signature] 10/9/24
3-9
8/9
4.9.24.

[Signature] 4-9-24



CURRENT No.

Received

12 SEP 1924

19

Registered

L. En 2569 B
17/9/24

Subject.

Examination rules (Madras - exemption - permanent - A.J. Pinto,
Record Keeper, Central Survey Office.

ENCLOSURES.

No.

Reference

No. E.3044-24-3

Spare copies

Station Madras, Dated the 10th September 1924

From

Land Revenue. and
The Board of Revenue, Revenue Settlement, etc.
Separate Revenue.

N. Macmichael Esquire, I.C.S., Commissioner of Land Rev. & Sett.

Resolution

Reference.

In reply to Government Memorandum No. 2126-B-1 Law

(Education) dated 5th September 1924, the Board submits that certain further information has been called for from the Director of Survey on the petition received from A.J. Pinto praying for the grant of permanent exemption from examination rules and that the petition will be submitted to Government as soon as possible after the receipt of the information.

2. The Director of Survey is requested to expedite the submission of his reply to Board's Reference E.3044-24-2 dated 21st August 1924.

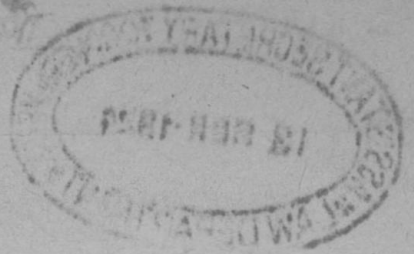
B. S. Madhavan

Assistant Secretary.

To the Secretary to Government, Law (Education) Department.
" Director of Survey - Para. 2 only.

M.P. 11/9 18/12-8.24

A.S. for the communication
from the Board may be
awaited.
15.9.24 16.9.24



Law

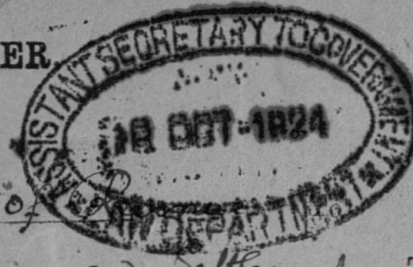
Department.

Education Branch.

L. A. 2922
18/10/24
170

REPLY.

REMINDER



To

The Board of
Land Revenue and Settlement

Under Secretary to Govt.
Law & Education Dept.

The undersigned ~~has the honour to invite~~
is directed to invite
~~invites~~

attention to the communication noted in the
Memo No. 2126B-1, dated 5-9-1924 margin and to
request that
this reminder may be returned at once with
information as to—

- (1) the stage at which the matter now is,
- (2) the date by which a reply may be expected, and
- (3) the circumstances which have caused the delay.

2. It is requested that the reply to this
reminder may be sent not later than

Ramanyaham

Office Law (Edn) Dept.

Station Fort St George. Signature. Under Secretary

Dated 7th October 1924

Designation. Secy.

8/10.24.

SUBJECT.

Examination - Exemption -

A. J. Pinto - Record Keeper,

Central Survey Office.

27/10/24

Lodged

8/10.24.

28/10

Remitted 3-11-24. The Board will again be remitted on 1-11-24.

15-2-1924
Assistant Secy Board
of Law & Sett.

Law (Edn) Dept.

Submitted for perusal of the



E4955

Department.

Education Branch.

C.F. 98.

REMINDER.

REPLY.

To

The Board of Revenue
Land Rev & Settlement.

To

The Assistant Secretary to
Govt Law (Edn) DeptThe undersigned ^{has the honor to inform} is directed to invite

attention to the communication noted in the

margin and to

Memo No. 2126B-1, dated 5-9-1924

request that

this reminder may be returned at once with
information as to—

- (1) the stage at which the matter now is,
- (2) the date by which a reply may be expected,
- (3) the circumstances which have caused the delay.

It is requested that the reply to this
reminder may be sent not later than

Resubmitted
2. A further report called
on the subject called for
from the Director of Survey
has since been received &
it is under the consideration
of the Board. Its reply to
the Govt Memorandum
will be submitted as
early as possible.

Ramanyahay
3/11

Office Law (Edn) Dept.

Station Fort St George.

Dated 3rd November 1924

Signature.

Asst Secretary
Designation.

to Govt.

8/11
3.11.24

SUBJECT.

Examination - Exemption -

A. J. Pinto, Record Keeper,
Central Survey Office.

Law (Edn) Dept

Lodged.

May be reminded again on 30.11.24

if necessary.

8/11
13.11.24Reminded
1/12

14/11

Revenue DEPARTMENT.

CURRENT No. 5366

Received

2-DEC 1924

192 . Registered 26-11-1924

Subject.

7-En 3350 B

2/12/24

Examination rules (Madras)- Central survey office- Exemption-permanent-

A.J. Pinto- Record Keeper- Memorial.-

To W-5

Ren. Dept

This is in reply to a reference issued from the Law (Edn) Dept and may be passed to that Dept. Law (Edn) Dept will ~~mandate~~ consult this Dept before issuing final orders.



Sp (6)

Ren no 5366 E/24.1

2-12-1924

ENCLOSURES.

No.

Spare copies

pk.
28/11/24

Law (Edn) no

Refce. No. E 3044-24-5 (Confdl.)

Station Madras, Date: the 24th November '24 1924.

From

Land Revenue and
The Board of Revenue, Revenue Settlement, etc.
Separate Revenue.

Resolution
Reference.

N. Macmichael Esq., I.C.S.,
Commr. of Land Revenue and Sett.

Read the following papers:-

I

Letter from from W.F. Bateman Esq., Ag. Director of Survey,
Madras, D. Dis. No. 1042/F of 24 dated 3rd October 1924.

II

Letter from W.F. Bateman Esq., Ag. Director of Survey, Madras,
R.O.C. No. 11 Confdl. /F of 24, dated 8th November 1924.

Reference-

Reference- Government memorandum, Law (Education
Department) No. 2126 B-1 dated 5-9-24.-

The Board submits the memorial from A.J. Pinto, Record

72-
8

Record keeper, Central Survey office, Madras, praying for exemption from examination rules so as to qualify him for a clerk's post in the grade of Rs. 65-4-85.

2. In their order No.1005 Home (Education) dated 2-8-1918, - (A)
Government declined to exempt the memorialist from the Examination rules, while he was employed as a temporary record keeper in the Central Survey office. He continued to be borne in the temporary establishment of the Survey office till 1-7-23 when the Director of Survey exempted him permanently from the examination rules and confirmed him in the last grade of clerks on Rs. 40-65 with permission to draw Rs.65, the pay he was drawing as a temporary clerk prior to his confirmation. (D)
The Director explains that under G.O.No. 475 Misc.(Finl) dated 25-5-1923 he has been included in the list of 'Heads of departments' mentioned in the subsidiary rules to Fundamental Rule 9, that he exempted the memorialist from the examination rules in virtue of his powers as the head of his department, as defined in note 2 at the head of the Public Service Notification published at pages 34 et seq of Part I B, Fort St.George Gazette dated 15-1-24, that the G.O.of 1918 merely refused sanction for exemption in respect of posts on pay exceeding Rs.20, but did not preclude the Director from confirming the memorialist in a post on Rs.20 and below. He argues that as the pay of the post has since been raised to Rs.40-65 there has been no irregularity in his action.

The Board considers that the position taken by the Director is not correct. G.O.No. 687 (Education) dated 22-6-1916 empowered the Director of Survey to sanction the employment of unpassed candidates in acting and sub pro tem vacancies in the permanent cadre of his department in specific cases, his powers in respect of temporary posts not being restricted. (B)
In the Public Service Notifications issued subsequent to the years 1917-18 the Director of Survey has not been mentioned as one of the officers empowered to grant temporary exemptions from examination rules nor does he appear to have been empowered to grant permanent exemptions. The Public Service Notification issued in 1922-23 does not contain any definition of the expression "Heads of departments". The notification dated 15-1-24 relied on by the Director cannot have retrospective effect in validating the exemption

and confirmation of the memorialist sanctioned by the Director on 1-7-23. (D) G.O. No.475 Misc.(Finance) dated 25-5-23 which conferred on the Director of Survey the powers of the head of a department under the Fundamental and Travelling allowance rules is silent as to his powers of granting permanent exemption from examination rules. In these circumstances, the Board is of the opinion that the action of the Director of Survey in having permanently exempted the memorialist from educational qualifications was irregular. In consideration however of the fact that the memorialist is reported to be the only Eurasian in the clerical staff of the Central Survey office and that he has put in long and faithful service, the Board recommends that the exemption already granted to the memorialist for a clerk's post on Rs. 40-65 may be ratified, but it sees no particular reason for exempting him to hold posts on more than Rs.65.

K. S. Bhidantaram
Assistant Secretary.

To the Secretary to Government,

Law (Education) Department, through the Revenue Department with a memorial and an application in original.

M.D. 25-11

25/11/24

25 JUL 1924

10/4 E3044 10

To
HIS EXCELLENCY THE GOVERNOR OF MADRAS.

Through

The Director of Survey, M A D R A S.

The humble Memorial of A. J. Pinto,
Record Keeper, Central Survey Office, Madras.

Most Respectfully Showeth:

May it please Your Excellency.

I beg to submit that I have put in a service of 23 years in this Department and I have always tried my very best to discharge my duties to the entire satisfaction of my immediate superiors, which fact will be borne by the copies of the testimonials herewith submitted.

In spite of my long service and hard work, I regret to say that I am getting only Rs.65/- per mensem since about 5 years and I am not in a position to draw more than Rs.65/- until I retire or in my whole life as I am not qualified under the Examination Rules.

I beg to state that I have to support on my small pay one sister, my wife and four children in this costly Town of Madras, which I find very very difficult.

Under these circumstances, I beg most humbly and respectfully to throw myself on Your Excellency's Mercy and earnestly crave Your Excellency's indulgence that -- Your Excellency may graciously be pleased to Exempt me -- from the Examination Rules to enable me to draw a higher

pay



pay exceeding Rs.65/- before I retire. So that my poor family will drink conjee water by the name of - Your Excellency instead of rice, provided Almighty God keeps me till then alive.

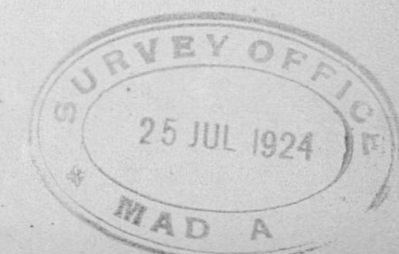
For which act of kindness and charity,
I shall ever feel grateful.

I beg to remain,

May it please Your Excellency,

Your Excellency's Most Obedient Servant,

A. J. Pinto.
16.6.1924.



(i) Mr.A.J.Pinto, Record Keeper, Central Survey Office, Madras, wants me to give him a certificate of character. I have known him now for over 3 years and I have much pleasure in testifying to the excellent character he bears. He is a smart & active man.

(Sd) C.Kunhi Raman, B.A., B.L.,
Professor of Law College, Madras.

(ii) I have known A.J.Pinto for the past five years and can certify to uniformly good character and behaviour. His superiors in the Survey Office have always spoken well of his zeal and capacity for work.

Madras, 10th March 1915. (Sd) V.Mahadeva Ayyar,
Officer-in-charge of Special Survey &
Land Record Operations, Madras.

(iii) This is to certify that Mr.A.J.Pinto worked under me as a Record keeper while I was incharge of the Supplemental Survey in South Kanara for a period of about 3 years I found him to be hard working and obedient. I wish him every success in his future career.

(Sd) A. Lopez., 26-2-1913.
Retired Sub-Asst.Director, Madras Survey.

(iv) A.J.Pinto was working under me as a Record Keeper for a pretty long time. I found him very well behaved, intelligent and up to his duties. He has a good memory.

(Sd) S. Gopalacharri, Sub-Asst Director,
Madras Survey.

(v) This is to certify that clerk A.J.Pinto of South Kanara section, Madras Survey, has been fully qualified in Surveying and understands all processes connected with the Survey.

(Sd) S.Bashyakarylyya,
Sub-Asst. Director,
Madras Survey.

Standing Order No 127. Paragraph 2.
Application for exemption from Examination rules.

1	2	3	4	5	6	7	8	9	10
Name, Age, ^{and} Educational qualifications of the unpassed candidate for whose exemption sanction is sought.	The post in which it is proposed to employ him and nature of the appointment. It is to be stated whether acting or substantially or temporarily.	The date when the post was filled by the post.	The Examination from which the exemption is sought.	The period for which the exemption is granted.	The period for which the exemption is granted.	Is this a first application or has the candidate previously been exempted? If so, on what date? If not, on what date? If the candidate has been exempted, the date of the exemption should be stated.	What steps have been taken to procure the services of a passed candidate? What results.	Recommendation of the Head of the Department.	Remarks.
A. J. Pinto: 45 years Primary examination.	Deputy R.S. & S. in the Anti- rod Office. Permanent.	R.S. & S. R.S. & S.	General exemption from examination rules, to quality for higher appointments in the clerical grade.	Permanent.	Permanent.	First appli- cation. Please see however G.O. No. 1005 (Home) Education dated 2-8-18.	Passed candidates are being recruited now a days, but this recommendation is made on the score of long service.	Please see letter accom- panying.	

Survey Office,
Madras,
9th August 1924

For Ag. Director of Survey.

D. S. S.
15-8

End no 415 R 9-24 B

I recorded. The memorialist has a very good record of work done & bears a good character. I strongly recommend consideration of this his memorial.

W. S. S.
by Director of Survey

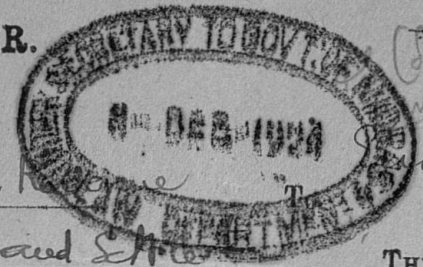
12-7-1924

To His Excellency, the Governor of Madras
Through Board of Revenue
(Land Revenue & Settlement)
Madras



15
 E 5454
 23/10/24
 14
 Law Department.
 Education Branch.

REMINDER.



REPLY.

1. C. 3394B
 6/12/24

To

The Board of Revenue
 Law and Education

REPLY. 1. C. 3394B
 6/12/24
 The Assistant Secretary
 to Govt, Law (Edu) Dept

The undersigned ^{has the honour to invite}
 is directed to invite
 invites

attention to the communication noted in the
 Law (Edu)
 Memo No. 21263-1, dated 5-9-24
 margin and to
 request that
 this reminder may be returned at once with
 information as to—

- (1) the stage at which the matter now is, and
- (2) the date by which a reply may be expected, and
- (3) the circumstances which have caused the delay.

2. It is requested that the reply to this
 reminder may be sent not later than

Resubmitted
 2. The memorial referred to
 had been submitted with
 the Board's remarks to
 Govt, Law (Edu) Dept
 through the Rev Dept
 with its Reference E 3044-24
 -5-8-24-11-24.

Amunayakhan
 1/12

Office Law (Edu) Dept
 Station Fort St George
 Dated 21-12-24
 Signature.
 Asst. Secy to Govt.
 Designation.

H. S. Vidanathan
 4-12-24
 Asst Secretary Board of
 Revenue & Settlements

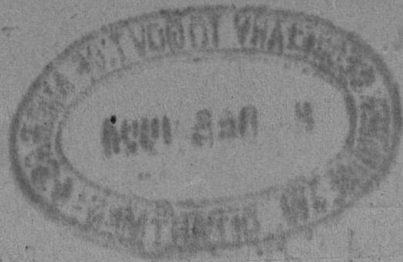
15
 23/10/24

SUBJECT.

Examination — Exemption
 — A. J. Pinto, Record Keeper,
 Central Survey Office.

119
 15-12-24

119



16 15
16 Sept

BOARD OF REVENUE, LAND REV. & SETT.

Dated, Madras, 3rd Feb, 1935.

M. E. Couchman Esq., C.S.I., I.C.S.,
Commissioner of Land Revenue.

REVENUE - E

657

REFERENCE No. E. 3044-24-6 (Confidential.)

The Board solicits the orders of Government on its
reference noted below.

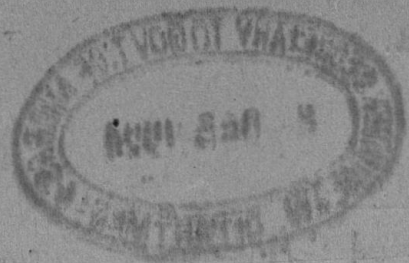
W. J. B. 42
Secretary.

To the Under Secretary to Government, Revenue Department.

Reference No. E. 3044-24-5 (Confidential.) dated 24-11-24.

Examination rules (Madras) - Central Survey office -
Exemption - Permanent - A.J. Pinto - Record-keeper -
Memorial.





Has schud
b d d r 17
9/2

Ren Sept 11

Finance w.o in Confirmation
of Revenue w.o 5692E/24-1 of 15-1-1925

PK
7.2.25

Subject Exemption of A.J.
Pinto from the examination
rules.

Par 13 of cf.

Para 8 & 9 of cf.

Hyda ned

Para 2, p. 8 of cf.

ds

CN-3350B. From the 82 of Rev. L.R. & G.O. N-3044-24
824.11.24

A.J. Pinto, a clerk in the Central Survey Office on Rs 65, requests that he may be exempted from the examination rules in order to enable him to rise to posts carrying pay above Rs 65. The Director of Survey strongly recommends the application, but the Board of Revenue does not. ~~sanctioned~~. The latter further states that the action of the Director of Survey in exempting the clerk last year to hold a permanent post on Rs 40-65 was irregular. Power to sanction permanent exemption from examination rules for appointment to posts on Rs 40-65 in ~~Madras~~ ^{the} City of Madras

- (C) was delegated to Heads of Departments in G.O.No.722. Law (Education), dated the 13th June 1922. In G.O.No. 475 Finance, dated the 25th May 1923, the Director of Survey was included in the list of ^{officers declared} Heads of Departments for the purposes of the Fundamental Rules and the Travelling Allowance Rules.

- (D) On the 1st July 1923, the Director sanctioned the exemption of Pinto from the examination ^{rules} under the powers delegated to Heads of Department in G.O.No. 722, dated 13th June 1922. It does not appear that there is anything irregular in this action of the Director. The Board points out that the necessary amendments to the Public Service Notification in consequence of the orders in the above G.O. were published only on the 15th January 1924. With regard to this it is submitted that the G.O. itself had been communicated to all officers, and Heads of Departments ^{had been} ~~sanctioned~~ sanctioning exemptions under the G.O. before the Public Service Notification was amended. There is not therefore much force in the Board's contention.

100.
875
13.12.24.

9
13.12.24

5 $\sqrt{TK}$
15.12

Revenue 11-0

Revenue Sept 11

The memorialist is reported to be the only Eurasian in the Clerical staff of the central Survey office, ~~and he is also reported to~~ ^{and he is also reported} to have put in a long and faithful service. The Director of Survey ~~strongly~~ strongly recommends his case. The Board of Revenue (Mr MacMichael) sees no particular reason for exempting him to hold posts on more than Rs 65/-

Submitted for orders.

P.K.
23/12/24
W.D.
7.1.25

It appears that ~~the~~ ~~the~~ ~~the~~ ~~the~~ when
making a transfer on B65 - the
individual concerned is a permanent
for the same value - I then return
to the ^{after} Indemnity rules preventing
this! It seems a strange procedure
in CBR. DH

Рос 137 сф.



Law (Rev) no 2126B-2
15/12/94
Rc 5692E
16-12-24.

109 CF

613 CF

69. EF.

2651

157
137/1 ✓



157. / 28

-2- 20

17

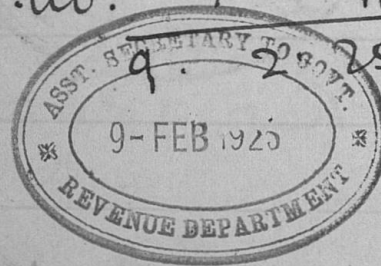
Finance (C&R)

Presumably, the point raised by Rev. Secy. in his note on p. 2 asks is whether the pay of an officer in a permanent post can be fixed with reference to the pay drawn by him in a temporary post. The Auditor General has ruled that a temporary post can be held substantively and that in such a case, the pay drawn in the temp. post may be taken into account in fixing the initial pay in a permanent post. To avoid this contingency, ~~the~~ a proposal to issue a rule that all temporary posts can be held only in an offg. capacity is under ~~the~~ consideration in India.

This is one of the refinements
now being introduced by
the Auditor Genl.

72 25'

Inv. no. 1271-15A.



REVENUE - F

701

9.2.25

2.25
6/4/15

Rev and

7.2.78

Ren. Depth

To winter sea

Submitted with reference to
Secretary's note at page 2 *supra*.

OK.
col 2/25
DL
15.2.25

R11/2 ✓
S

21

If the Bd. in regard to the Director's action was
with a view to the meeting of the Bd.
but if the Director was within his powers, the
will support him. The question of law
may be determined by the Law Dept.

Law Dept. Secy

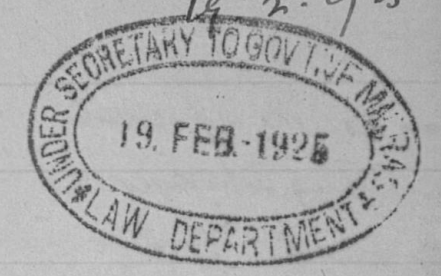
21
19/2/25

L. Edn 503 B

28/2/25
19/2/25

Rev wo 5692 E/24-2

19.2.25



Law (Edn) Department.

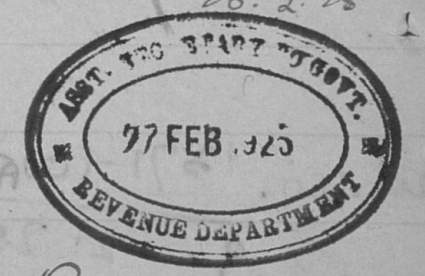
It has already been pointed out on page 1
ante that the action of the Director of Survey
in sanctioning the exemption of A.J. Pinto for
appointment on Rs 40-65 was not irregular. The
Revenue Department has not offered its remarks
on the clerk's request for exemption for posts
carrying pay above Rs 65. The Board does not
support the request and presumably the Revenue
Department agrees in with it. A draft order
declining to sanction the exemption is submitted
for approval. It may go to Rev for perusal.

8/4
24.2.25

CR
25.2.25

V.K.
26.2

Law Edn wo 2126 B/m. 3.
26.2.25



Rev 958 E

27.2.25

Rev Dept

To Under Secy

In his note above Secretary
has stated that "if the Director of
Survey was within his powers Revenue
will support him". ^{The} Law Dept has pointed
out that the action of the Director of Survey

Supra

22

18

was not irregular. This being so it
is presumed this Dept with support
the Director's recommendation for a favourable
consideration of the memorialists request.
For orders.

p13 CF

MR 2/3
5

CR
28/2/25
28.2.25

Do not know how we can get further of

Do not recommend

Law Dept

21
5/3/25

Sp (6)
5/3

Rev wo 958 E/25-1

5/3/25

Law (Edn) Dept

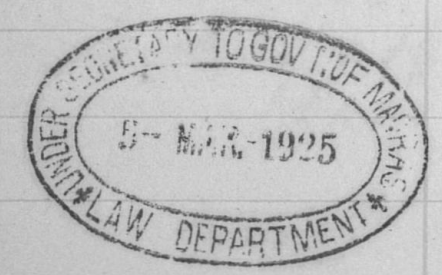
For orders as to issue.

8/4
5/3/25

CR
5.3.25
V.K.
6/3

Law Dept

L. Edn 611 B/1
5/3/25



Law Dept

In his note above Secretary
has stated that "if the Director of
Survey was within his powers Revenue
will support him". ^{The} Law Dept has pointed
out that the action of the Director of Survey

$$\frac{819}{24.225}$$

25.2.25

V.TK
26.2

Handwritten notes on the left page, including "Examination" and "Report".

Handwritten notes on the left page, including "4.2.20" and "1920".

When given for copying _____
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When signed _____

192

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

SURETY No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED OF, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—
A = Copy in full.
B = Not to be copied.
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Q = Copy heading only.

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