

Law (1925) Department.
Education

Ordering SERIES.

G.O. No.

772

DATED

13/5/25

[Despatch Abstract.]

Provident fund for teachers in non-pensionable service

Mr. R. Srinivasarajagopala chari - Ex-teacher, Wesley College,

Royapettah - Manager's contribution to the private fund merged in the

Government fund - Question whether the teacher is entitled to it - Orders

passed.

BACK PAPERS.

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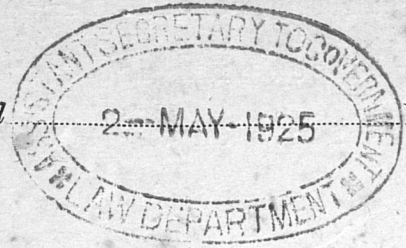
FURTHER PAPERS.

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

OF 30-41,000-8-9-24.

Educational

DEPARTMENT.

Received  192 . Registered . 192 .

Subject.

G.P.F. - amount of manager's contribution in a merged fund

payable to the subscriber - case of R. Srinivasaraja Gopalachari - Wesley

College, orders of Government - requesting

ENCLOSURES.

No.

Spare copies

R. O. C.No. 322-D/25

Station Madras , Dated the 30-4-1925. 192 .

From (Name) R. G. Grieve Esquire M. A.,

(Designation) Ag. Director of Public Instruction

To The Secretary to the Government of Madras,

Law (Education)

Department.

Sir.

I have the honour to submit the following case for the orders of Government with reference to rule 2 (d) of the Government Provident ^{Fund} Rules published in G.O.No. 1651 Law (Education) dated 29th October 1924.

One Mr. R. Srinivasarajagopalachari entered service in the Wesley College, ^{Madras} Royapettah, on 21st June 1921. He was thereupon admitted to the benefit of the private provident fund then working in the institution. He joined the Government fund on 1st May 1923 ^{when} the college fund was merged into the Government scheme and the amount standing to his credit on that date was transferred to the Govt. fund. This amount included the manager's contribution

of Rs 65-11-6, payable under the rules of the private fund, on condition that the teacher would serve 10 years in the school. The teacher resigned his post in the college with effect from 1st July 1924 with a view to giving up the teaching profession. On the recommendation of the Correspondent his account was closed and payment was authorised by the District Educational Officer of the teacher's own contributions, with interest thereon, and of the amount of Rs 65-11-6 representing the manager's contribution (with interest) on his behalf to the old private fund.

The Correspondent, Wesley College, points out that the subscriber is not entitled to the manager's contribution of Rs 65-11-6 to the private fund, as he did not satisfy the condition of 10 years' service laid down in the private fund rules and that the amount should therefore lapse to the management as permitted by the provisions of the old fund. Pending receipt of a definite ruling on the subject the amount has been withheld by the Correspondent.

The effect of rule 2 (a) in G.O.No. 1651 Law (Education), dated 29th October 1914, is to wind up all private funds merged in the G.P.F. and to extinguish all claims and counter claims arising from the rules of such funds. It is, however, doubtful whether the point of view put forward by the correspondent was realised at the time of framing the G.P.F. rules.

In the foregoing circumstances, I request that you will be so good as to obtain the orders of Government as to whether the teacher should receive the sum of Rs 65-11-6, which was contributed on his behalf provisionally by the management on the understanding that he would serve the required period of 10 years, in view of the fact that the teacher's failure to fulfil the condition became apparent only after the private fund had been merged into the G.P.F.

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

for Director of Public Instruction.

G.M.30.4.25

30/4

Law (Edn) Sept

C. 1362 C. from the D.P.I. Roc N°

322-D/25 & 30.4.25

Subject Payment of the manager's Contribution & merged in a Grant Provident Fund, to a subscriber who did not fulfil the conditions of the private Provident Fund.

The following is the sequence of the events stated in the Director's letter.—

(i) Date on which Mr. R. Srinivasaraja-jopalachari entered service and joined the private Provident Fund in the Wesley College, Royapettah— 21.6.21

(ii) Date on which the private fund was merged in the Grant Fund — 1.5.23

(iii) Date on which the teacher resigned his appointment — 1.7.24

rule 2(d) in G.O. No. 1651 (M) 29.10.24
On 1.5.23 the private fund was wound up and the amount standing to the credit of the subscriber, including the manager's contribution, was invested.

invested in the Post Office Savings Bank.

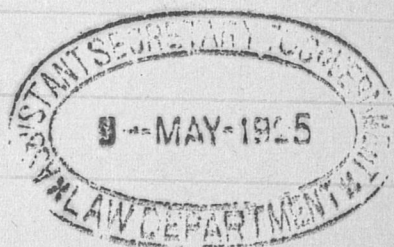
The condition that the manager's contribution was payable only if the teacher served in the college for ten years ceased to be operative when the private fund was merged in the Government fund.

pp 1-2 of

6.5

The D.P.I. is also inclined to take this view. No doubt the teacher

escapes the punishment which he might have had to suffer under the rules of the private fund; but this cannot be helped. When the management chose to merge its fund in the Govt Provident Fund, it should have safeguarded its interests by making ^{any} provision it thought necessary against the risks it was likely to incur.



If the above view is accepted, the D.P.I. may be informed that the sum of Rs 65-11-6 representing the manager's contribution (with interest) should be paid to Mr. Srinivasarajagopalachari.

5.5.25 6.5.25

6.5.25

V.T.K. 8/5

A draft order is submitted.

11.5.25 11.5.25

12/5/25

2/5

11.5.25 A 4

11.5.25

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C. No. 1369C

From the

D.P.I

R.O.C., No. 3228/25

dated

30-4-1925

" " " " " "

191

" " " " " "

191

ORDER.

No.

772

dated

13-5-

1925

Mis

DESPATCHED
13 MAY 1925

To

The D.P.I (Vto)

Provident Fund for teachers in non-pensionable service.

M. R. Srinivasa Rajagopalachari

ex-teacher, Wesley Collg., Royapettah

manager's contribution to the 191 private fund

merged in the Govt. Fund - Question

whether the teacher is entitled to it -

Orders passed.

The Government consider that the condition in the private Provident Fund rules that the manager's contribution was payable only if the teacher served in the College for ten years ceased to be operative when the private fund was merged in the Government fund & that the manager's contribution to the ~~at~~ private fund should, therefore, be paid to the teacher irrespective of the question whether the contribution was fulfilled or not.

11.5.25 11.5.25 12/5

is contained not
to be

1/10/1922

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192

CURRENT No.

ENCLOSURES TO G. No.

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STATEMENT WITH DITTO.

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