(1)

Sectt. II-29—15,503—6-12-21.

Law (1925) Department.

Education

Orders SERIES.

G.O. No.	977
DATED	11/6/25

[Despatch Abstract.]

Establishment- Israel, Mrs. S.B., Assistant, Lady Willingdon Training College, Madras - Initial pay and leave period - Orders passed.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	537 R	LE	6-11-23				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	1884 Rev	LE	31-10-25				

G.F. 30—41,000—8-9-24.

(2)

Law (Education) **DEPARTMENT.**

C-1275 C / 24-4-25

Received .... 192 . *Registered* .... 192 .

Subject.

Mrs. S. B. Israel - Pay of. and leave period - requesting orders.

Enclosures.
No ....
....
Spare copies ....

Ref. on Cu. No. 3271 C/24

Station Madras , *Dated the* 8th April 1925 192

From (Name) R.G.Grieve, Esq., M.A., F.R.G.S.,

(Designation) Ag.Director of Public Instruction.

To The Secretary to the Government of Madras,

Law (Education) Department.

Sir, through the Acct. General, Madras.

I have the honour to state that Mrs. S.B. Israel, B.A.L.T., Assistant in the School Assistants cadre in the Lady Willingdon Training College, Triplicane was entertained in the Department on 1-7-1919 as a temporary Assistant in the Queen Mary's High school, Vizagapatam; subsequently she was appointed as the additional temporary Assistant in the same school on Rs.150 plus temporary allowance from 1-4-20 but she was permitted to draw only Rs.125 plus 25. While she was holding this post she was obliged to go on extraordinary leave without allowances for 3 months from 21-1-21 but she was not able to return to duty on the expiry of her leave and joined duty only on the 23-4-21 instead of 21-4-21. As the teacher held no substantive appointin the department and as she was not eligible for more than 3 months extraordinary leave without allowances at a time, the absence of the teacher after the expiry of her leave constitutes a break in her service.

At the time of fixing the initial pay of teachers according to the revised time scale sanctioned in G.O.No. ~~789~~ 737 Law (Education), dated 29th May 1923 this break of two days in the service of the teacher was overlooked and as the teacher drew Rs.150 during the test period, her pay was fixed at Rs.100 plus 50 P.A. in the III grade of school Assistants.

(A)

75-5-100

But I understand that in the case of officiating incumbents, the grant of personal allowance is inadmissible and that as there has been a break in the teacher's service, the initial pay that could be correctly fixed in her case would be only Rs.75 per mensem in the III grade of School Assistants in the scale of Rs.75-5-100. The fixing of the initial pay of this teacher at Rs.75 however would have been very hard. She was not eligible for confirmation until 1924 as she had not passed her L.T. Examination but was also the only woman graduate in science available for employment in the Department at the date of her appointment. It was for this reason that she was subsequently promoted and allowed to draw Rs.150 plus 30 in the same school and the permanent Director Mr. Littlehailes had even thought of appointing her as the Headmistress of the Lady Ampthill Girls' school, Masulipatam on Rs.200.

A

p.40 of G.O.No 944 Finance 6-11-22.

(N)

In the above circumstances I request that with reference to the powers vested in Government under rule 103 of the Fundamental Rules the teacher be granted extraordinary leave without allowances for a period of 3 months and 2 days from 21-1-21. I further recommend that the initial pay of the teacher fixed at Rs.100 plus 50 P.A. may as a special case be allowed to stand. The teacher has since been confirmed in the II grade of School Assistants in the scale of Rs.100-10-150 with effect from 18th November 1924 and permitted to draw Rs.100 plus 50 P.A. as originally fixed on her behalf. Details showing the rates at which pay was drawn by the teacher 1-7-19 to 31-3-25 are given

(3)

below.

Assistant Queen Mary's High school, Vizagapatam

Temp 1. 1-7-19 to 31-3-20	100
Temp 2. 1-4-20 to 20-4-21	125 plus 25 T.A. in a post on Rs.150 plus T.A.

Privilege leave on half pay for 16 days from 10-4-20

Leave on medical certificate on half pay from 6th to 26-9-20

Extraordinary leave without allowance from 21-1-21 to 20-4-21

Break in service on 21 and 22nd April 1921

Assistant Queen Mary's High school, Vizagapatam.

23-4-21 to 31-10-21	125 plus 25

Leave on half average pay for 18 days from 17-12-21

1-11-21 to 20-7-23	150 plus 30

Assistant Government Secondary and Training school, Triplicane

21-7-23 to 31-8-23	150 plus 30
1-9-23 to 17-11-24	100 plus 50 P.A. in the III grade of the School Assistants cadre
18-11-24 up to date	100 plus 50 P.A. in the ~~III~~ II grade of School Assistants cadre

I have the honour to be,

Sir,

Your most obedient servant,

[signature]

for Director of Public Instruction.

P.V.S. 8/4

12/8-4

4

Office of the Accountant General, Madras,

Fort St. George, 22nd April 1925.

No.Edn.1-58

Forwarded.

2. The grant of extra ordinary leave from 21st January ~~1924~~ 1921 to Mrs. S.B. Israel should be governed by Article 320 (b)(ii) of the Civil Service Regulations as amended by the Government of India, Finance Department, Resolution No.1367 C.S.R., dated 29th July 1920 and not by rule 103 of the Fundamental Rules. The teacher cannot, therefore, be granted extra-ordinary leave for a period of 3 months and 2 days from 21st January 1921.

p. 10 of G.O. No. 847 Fin 22.9.20

L

~~The~~ Her pay on 1st March 1922 while she was officiating in the III Grade of School Assistants' cadre, should be fixed at Ts.75/- per mensem in the scale 75-5-100 and that on 18th November 1924 when she was confirmed in the II Grade, at Rs.100/- per mensem. There is, however, no audit objection to the pay being fixed at Rs.100/- plus 50 P.A. as a special case.

SECRETARY TO ... APR 1925 LAW DEPARTMENT

Encls 4 sheets

Deputy Accountant General.

To

The Secretary to the Government of Madras,

Law (Education) Department.

R. Ven.

5 (9)

Law (Education) Department.

pp 1-3 cf

C. 1275 C. From the D.P.I. R.O.C. No. 3271 C/24 d 8-4-25

p. 4 cf

Endorsement by the Accountant General No.Edn.1-58 dated 22-4-'25.

The Director's recommendations are:--

p. 2 cf

(i) That Mrs. Israel, Assistant, Lady Willingdon Training College, may be granted extraordinary leave without allowances for three months and two days from 21-1-'21, under rule 103 of the Fundamental rules, as she overstayed the leave granted to her; and

p. 40 of G.O. No. 944 Fin 6.11.22 N

(ii) that her initial pay may, as a special case, be fixed at Rs. 100 plus a personal allowance of Rs. 50 a month.

p. 4 cf

2. As pointed out by the Accountant General, the first recommendation cannot be accepted since the Civil Service Regulations and not the Fundamental rules apply to the case. Art. 320 (ii) (b) of the former allows a maximum period of only 3 months as extraordinary leave without allowances (to officers without substantive appointment). It may be noted that subsidiary rule 2 (c) under Rule 103 (a) of the Funamental rules also fixes the maximum period of such leave at 3 months, but the Local Government can presumably relax the rule in special cases. It is doubtful, however, whether the benefit of the Fundamental rules can be extended to a Government servant who went on leave before the rules came into force. Finance may be consulted. If the concession is not granted, the officer may have to forego leave and other privileges for which ~~she~~ she would otherwise be eligible for the period from 1-7-19 to 23-4-21

the officer went on leave before the F.R. came into force.

p. 40 of G.O. No. 944 Fin 6.11.22 N

3. As regards the second recommendation, it is observed that the officer was drawing ~~not less than~~ Rs. 100 and above since she entered service. It is submitted that, in the special circumstances of the case, the initial pay of the officer may be fixed at Rs. 100 plus

p. 3 cf

p. 2 cf

26

Rs 50. (P.A) with effect from the 23rd April 1921 when she resumed duty

The file may be sent to Finance. U.O.

2.5.25 6.5.25

57/5/25

V.TK 6.5

Finance u.o

Law (Edn) u.o no 1278-1 8.5.25

Finance(C.S.R)

Point (i). Grant of extraordinary leave for three months and 2 days. The Accountant General is correct in holding that the case is governed by the C.S.R. The concession proposed is inadmissible.

1802-46 CSR

2. Point (ii). Grant of personal pay. It is for consideration whether the proposal for the grant of personal pay to Mrs Israel will be agreed to in Finance on personal considerations - vide F.R.9(23)(b).

It is stated at "A" on p. 2 C.F. that she was not eligible for confirmation until 1924, as she had not passed the L.T. Examination. The failure to pass is a demerit. But it is urged that she was the only woman graduate in science. This may justify confirmation but not special personal pay. Attention is invited to p. 3 C.F. which contains the statement of her services. She filled temporary posts between 1-7-19 to 20-4-21 and service therein may be considered substantive, as the subsidiary rule declaring that the pay attached to a temporary post is not substantive pay, was issued only recently. Thereafter she suffered a break in service for 2 days and it appears, though not clearly, that her subsequent service down to 18-11-24 was officiating ~~xxxxxxxx~~ when she appears to have been confirmed on Rs100 plus Rs50 P.A. in the II Grade of School Assistants cadre (Rs100-10-150.) The fact that she drew Rs150 in other than substantive appointment ~~in~~ does not justify her

27

(5)

being granted personal pay of Rs50. Law (Education) may be requested to negative the proposal.

K.R.

26/5/25

I am averse from affecting recoveries; but I think that her pay should be fixed at Rs100 in the II Grade with effect from 18.11.24, recoveries being waived in respect of pay drawn for the period up to 30.4.25.

28.5.25

Law (Edn)

ASSISTANT SECRETARY TO GOVERNMENT, LAW DEPARTMENT, 2 JUN 1925

Fin u.o no. 18246-1 CSR 1/6/25

L-Edn 1635 C 2/6/25

Law (Education) Deptt.

A draft order is submitted.

6/6 8.6.25

9.6.25

V.TK 10.6

8 (6)

Sectt. II-5 (b)—5,003—6-12-24. (6)

	Date.	Initials.
When received for Fair-copying.		
When copied ..	11/6	
When examined ..	11/6	
When signed ..		
When despatched ..		

Law (Education) DEPARTMENT,

Establishment - Israel, Mrs. S. B., Assistant, Lady Willingdon Training College, Madras - Initial pay and leave period - Orders passed

READ AGAIN G.O. No.............., dated .... 192 .

" " " " .... " .... 192 .

READ ALSO :-

C. No. 1275 C From the ...., No. ...., dated .... 192 .

" " .... " " .... " .... " .... 192 .

" " .... " " .... " .... " .... 192 .

ORDER.

Misc.

No. 977, dated 11-6- 1925

The Government are unable to approve of the action of the Director of Public Instruction in having fixed the initial pay of Mrs. S. B. Israel, Assistant, Lady Willingdon Training College, Madras, at Rs. 100 plus a personal ~~allowance~~ pay of Rs. 50 a month. They direct that her initial pay should be fixed at Rs. 100 in the scale of Rs. 100-10-150 with effect from the 18th November 1924 but that the recovery of the excess pay drawn by her up to the 30th April 1925, inclusive, should be waived.

p. 2, c.f.

Finance Secy's note - p. 3, N.7

2. The Government agree with the Accountant General that the grant of extra-ordinary leave to the teachers should be disposed of with reference to article 320 (b) (ii) of the Civil Service Regulations and that she cannot be granted extra-ordinary leave for three

p. 4, c.f.

9

months and two days with effect from the 21st January 1921 under rule 103 of the Fundamental Rules.

Rue 6/6 B 8.6.25

9.6.25

V.TK 10.6

To

The D.P.I. (with refce. to his letter R.O.C.No. 3271 C/24 d.8-4-25) with copy of A.G.'s Endt. p4 c.6

" A.G. thro' Finance (with refce. to his Endt. No. Edn. 1-58 d. 22-4-25)

" Finance Deptt.

DESPATCHED 12 JUN 1925

(7)

When given for copying — When copied — When examined — When signed — 192 .

Read again G.O. No. 192 . dated

Current No.

Enclosures to G. No.

Order of Government .. .. .. A A A A A A A

Letter of Government.

Statement with ditto.

Papers 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.