

Law Education (1926) Department.

Mis SERIES.

G.O. No. 94

DATED 22-1-26

[Despatch Abstract.]

ESTABLISHMENT:-

Deputy Inspectors and School Assistants to be

considered on the same scale of pay for purposes of Fundamental

Rules.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
in 1594 Nid 25 19-8-26							

FURTHER PAPERS.

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

Finance DEPARTMENT.

CURRENT No.

Registered 40519C8A 192

13-11-25

Subject.

Interpretation of Fundamental Rule 22.

ENCLOSURES.

No.....

Spare copies

No. T.M.24/4232

FORT ST. GEORGE,

Dated the 12th November 1925.

FROM

J.C. Nixon, Esq., I.C.S.,
ACCOUNTANT-GENERAL, MADRAS,

To

The Secretary to the Government of Madras,

Finance Department,

SIR,

Madras.

I have the honour to state that the Auditor General has ruled with the concurrence of the Government of India that Fundamental Rule 22 as it stands applies in cases of transfers from one time-scale of pay to another which is identical with the former. He has also observed that the question whether any two posts are on the "same scale of pay" or on "identical scales of pay" must be decided with reference to the general principle laid down in Fundamental Rule 30, viz., that any two posts are said to be on the same scale of pay when they fall within a cadre or a class in a cadre, such cadre or class having been created in order to fill all posts involving duties of approximately the same character or degree of responsibility in a service or establishment or group of establishments. A case which had to be decided with reference to the above interpretation occurred recently in the Education Department. A Govern-

ment

Government servant was transferred from the cadre of School Assistants to a post in the cadre of Deputy Inspectors as the post held in the School Assistant's cadre was abolished.



Under Fundamental Rule 22 his initial pay in the Deputy Inspector's post was fixed at the stage next higher than the pay he was drawing as School Assistant. At the same time it was pointed out that the effect of the rule on backward and forward transfers between two such posts will unduly benefit an individual. It is therefore for the consideration of Government whether they would wish to issue any special orders in the matter.

I have the honour to be,

Sir,

Your obedient Servant,

Accountant General.

[Signature]

V.

C. No. 3811 C - From the Accountant-General, letter No. T. M. 24/4232, dated 12-11-1925.

Transfers from the cadre of School Assistants to that of Deputy Inspectors and vice versa - Interpretation of Fundamental Rule 22.

Endorsement No. 3811 C/25-1 dated 30.11.25

~~Referred to~~ The Director of Public Instruction ~~is~~ is requested to report the circumstances under which the officer referred to ⁱⁿ the letter of the Accountant General ^{was} transferred from the cadre of School Assistants to a post in the cadre of Deputy Inspectors of Schools.

DESPATCHED

DEC 1925

To

The D. P. I.

(with c. f. in original to be returned with reply)

Reminder: Two weeks after issue.

[Handwritten note: now ref]

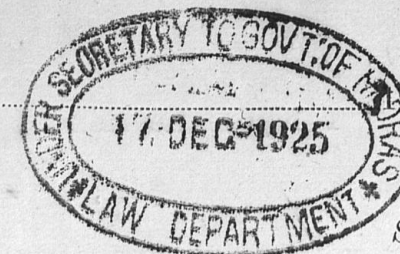
[Handwritten signature]

[Handwritten note: Copy 1-20-6]

Law (Education) DEPARTMENT.

4
KE 40 70C

Received



Registered

17.12 1925

Subject.

Transfers from one Cadre to another.

ENCLOSURES.

No.

Spare copies

R.C. No. 1167-C/25

Station M.A.D.R.A.S. Dated the 14th December 1925 192

From (Name) R. Littlehailles Esquire, M.A.,

(Designation) Director of Public Instruction.

To The Secretary to the Government of Madras

Law (Education) Department.

Sir,

In submitting herewith letter No. T.M. 24/4232, --
 dated the 12th November 1925 of the Accountant-General
 forwarded to me with endorsement No. 3811 C-25-1, dated
 the 30th November 1925, I have the honour to state that
 the transfer of the officer referred to by the Accountant-
 General from the Cadre of school assistants to a post in -
 the Cadre of Deputy Inspectors became necessary consequent
 on the reduction in the number of posts in the second grade
 of school assistants caused by the transfer of the high -
 schools at Tiruvalur and Chittoor to the local bodies. I beg
 to add that the circumstances under which this transfer -
 was ordered were also explained to the Accountant-General
 in reply to a reference received from him on the subject,

P.T.O.

subject, -vide my letter R.C. No. 1167-C/25, dated the 22nd October 1925 (copy enclosed).

I have the honour to be,

Sir,

your most obedient servant,

A Rama Ray
16/12

For Director of Public Instruction.

Copy of letter No. R.C. No. 1167-C/25, dated the 22nd October 1925 of the Director of Public Instruction to the Accountant-General, Madras:-

"With reference to para 3 of your letter No. Edn. 1-615, dated the 22nd September 1925, I have the honour to state - that, in the case of M.R.Ry. T. Krishnamachari referred to in your letter and three others, the transfer from the Cadre of School Assistants to that of Deputy Inspectors became necessary consequent on the reduction in the number of posts in the - Second Grade of school assistants owing to the transfer to the local bodies of the two high schools at Tiruvalur and Chittoor. Such permanent transfers are made in the exigencies of service when considered unavoidable, e.g., in the present case or in the case of a subject vacancy which makes a transfer to the collegiate branch unavoidable. In the circumstances stated above, I have the honour to request that you will be good enough to let me know whether you desire this office to make a reference to Government as suggested in your letter".

S.S.S. 15/12

Extract from the file re: to the revision of pay of the subordinate educational services.

X

X

X

Office of the D.P.I.

I pressed the desirability of having the same scale for school assistants and Deputy Inspectors of Schools with the same percentage of posts in the upper grade in each cadre in order that the two scales might be identical so as to allow us to transfer men from the Dy. Inspectorate to a school as an assistant. I also suggested that if Government desired they might fix a time bar at Rs.180 or Rs.200 in the collegiate branch.

K. Littlehailes,

22-12-25.

X

X

X

Mr. Littlehailes agrees with Mr. Grieve's proposals at B and states that the percentages in both the cadres should be the same. In the school assistants' cadre we have three classes or grades at 12%, 40% and 48%. ~~instead~~ Instead of three grades he suggests two grades at 25 per cent first grade and 75 per cent second grade in the S.A. cadre as in the Dy. Inspector's cadre. The object is to have full opportunities of exchanging officers from one to the other vice versa. The result financially is not very large as the average will rise from 106½ to 122½.

Similar proposals for the women's branch also may be made at once. With these modifications the proposals are acceptable.

A.P.P.
21-12-25.

3

(b) Finance (Edn)

Civ. 40519 es. n

From the A.S. no

T.M. 24/4232 & 12/11/11



Sect of F.R. 22 - Necessity to Restrict.

A. G. 38712
23/11/15

The A.G.'s letter may be referred to Law (Edn) for remarks and for putting up the case referred to by the A.S. The Auditor General's ruling has not been communicated

Deputy Insp. of Schools

to this Dept.

(1) Selectin grade 150-10-150

(2) Ordinary grade

R. 75-5-100-10-150

School assistants

(1) First grade 150-10-250

(2) Second grade 100-10-150

(3) Third grade 75-5-100

The remedy in the particular case cited is to declare School assistants & Deputy Inspectors on the same scale & pay.

Fin. no. 40519-1/6SR

23-11-15

Law (Edn)

Law (Education) Deptt.

Ab 1-2 C. f.

The D. P. I. may first be requested to report the circumstances under which the officer referred to in the A. G.'s letter was transferred from the cadre of school assistants to a post in the cadre of Deputy Inspectors. A draft Endorsement is submitted.

26/11/15

26/11

(Issued as Endt. No. 3811 C/25-1 dated 30-11-1925.)

p. 3 c. f.

C. No. 4070 C - From the D.P.I., R.C. No. 1167 C/25

pp. 4-5 c. f.

dated 14th December 1925.

The D.P.I. reports that the officer in the School Assistants' cadre referred to in the A.G.'s

letter had to be transferred to the cadre of Deputy

pp. 1-2-c. f.

Inspectors because of the reduction in the number of

posts of school assistants consequent on the transfer

page 4 c. f.

of the high schools at Tiruvalur and Chittoor to the

local bodies. As pointed out by the D.P.I. such transfers

from one cadre to another are made only very rarely.

page 5 c. f.

It does not therefore seem necessary to issue any special

orders on the subject of backward and forward transfers

between posts in the different cadres. The Finance

Department may be requested to inform the Accountant

General accordingly.

Law & Order 3811C-2
21.12.25



Finance (C.N.)

45266 1SR

2/12/25

Please see how deference

has been offered on the long question

of the D.S. at p 1 supra that

the Cadre of School assistants

and that of Deputy Inspectors

may be treated to be one
cadre, so that a transfer between
these two cadres may not secure
an increment. The file may be
referred to Law for remarks on
the suggestion.

Aug

7/1/26 E.T. who see. In the Part II scheme
this year. I think Law supported the view that
transfer from the School Assistants to Dy. Insps.
should be encouraged, - in connection with some
rearranging of pay so as to have selection grade
alike in both cases.

8/1/26

With reference to D.S.'s note above, attention is
invited to the extract of notes at page (VII) in
which the D.P.I. has stated that it will be necessary
to transfer men from Dy. Inspectors to a school as
an assistant. In order to ensure that such
transfers may not unduly benefit an
individual, it seems necessary to declare School
Assistants & Deputy Inspectors on the same scale of pay
for the present purpose as suggested on p 1 supra.
The case may be returned to Law (Edg)



no 40519-1 CSR - 15/1/26 for the issue of necessary orders.

12/1/26

Law (Edg) Law (Edg) Dept

A draft order is subd.

16/1/26

16/1/26

16/1/26

Date. Initials.

02/11/25

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201

Establishment -
deputy inspectors and
school assistants to
be considered on the same
scale of pay for purposes
of Fundamental Rules

192

" " " " "

192 .

C. No. 3811c., From the A. G., No. T. H. 24, dated 12-11-1925
14232

" " 4070c " " D. P. J. " ~~4070~~ 14-12 1925
R.C. 1167c.25

" " " " " 192 .

No. 94, dated 22-6-1926.

Ms

The Government direct that for purposes of Rules 22 and 30 of the Fundamental Rules the Deputy Inspectors of Schools and School Assistants should be considered as on the same scale of pay and that they should not be given higher initial pay when transferred from posts on Cadre to another.

7.

The A.P. D. 22

.. A. G. this the 200

11. Fine and soft.

bar other.

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V.TK
22.1

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

192

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

CURRENT No. _____

ENCLOSURES TO C. No. _____

ORDER OF GOVERNMENT ... A A A A A A A

LETTER OF GOVERNMENT. _____

STATEMENT WITH DITTO. _____

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IN ORIGINAL.

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