

Law (1926) Department.
(Education)

Ordinary SERIES.

G.O. No. 287

DATED 24-2-1926

[Despatch Abstract.]

Establishment.

Mrs. Wallace--Young--Assistant, Lady Willingdon Training
College--resignation--papers recorded.

BACK. PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
20662	20.6.26						

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

LAW (EDUCATION) DEPARTMENT.

LE 3378C

Received 192 . Registered 21x 192 .

Subject.

Regarding the question of forfeiture of post in Government Service of a Secondary Grade Teacher of the Lady Willingdon Training College, who has overstayed her leave:-

ENCLOSURES.

No.

Spare copies.

R.O.C. No. 1421-C/25.

Station Madras, Dated the 19th October 1925 192 .

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

(Designation) Ag. Director of Public Instruction
Madras.

To The Secretary to the Government of Madras,

Law (Education) Department.
Fort Saint George.

Sir,

I have the honour to state that Mrs. Wallace Young, a permanent teacher in the Lady Willingdon Training College, Madras, was granted one year's leave without allowances from 15th July 1923. She did not return to duty at the end of her leave on the 15th July 1924 nor did she apply for an extension of leave. Her whereabouts were not known to this office nor to her father, Mr. Glyn-Barlow, who reported that his daughter was on tour in the Philippines when he last heard from her. He further reported requested that his daughter might be granted an extension of one year's leave without allowances. This was granted. Even after the expiry of the extension

of leave the teacher has not returned to duty nor has she applied for a further extension of leave. I have no information as to her whereabouts.

3. The teacher has elected to be governed by the Fundamental Rules. I consulted the Accountant-General as to whether the teacher's action might be treated as misbehaviour with reference to para.26 of Annexure II Part I and the second sentence of Rule 73 of the Fundamental Rules and whether the teacher might be considered to have forfeited her appointment in Government Service. In his reply (copy enclosed) the Accountant-General states that Rule 73 does not contemplate loss of lien and that I should decide myself whether para.26 of Annexure II Part I of the Fundamental Rules should be applied in the present case.

4. As stated above, the teacher did not apply for her last extension of leave and it was sanctioned as an act of grace. She has made no effort herself to get the leave extended. If the rules are to be interpreted as meaning that the teacher can only be reduced but that she retains a lien in her post for a period of 5 years, then she can turn up just before the expiry of 5 years and demand her post though she has not troubled to apply for extension of leave at all in the meanwhile. This I regard as intolerable.

5. In the above circumstances I beg to enquire whether, with reference to para.26 of annexure II Part I and the second sentence of Rule 73 of the Fundamental Rules, it would be in order for me to remove her from service, without observing the statutory procedure regarding dismissal.

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

L. M. Bowyer

For Director of Public Instruction.

D.H.P. 19-10.

Copy of letter No. Edn.1-659 dated 9th October 1925 from the Accountant-General, Madras, to the Director of Public Instruction, Madras.

Reference:- His letter R.O.No.1421-C/25 dated 9-9-1925 regarding the question of forfeiture of post in Government service of a secondary grade teacher of the Lady Willingdon Training College, who has over-stayed her leave.

Attention is invited to the two explanatory memoranda enclosed with the Fundamental Rules forwarded with letter No. 1079 C.S.R. dated 26-10-1921 of the Government of India (Finance Department) and it is stated that under Fundamental Rule 73 wilful over-stayal of leave can be punished by degradation and the Fundamental Rules do not contemplate loss of lien.

It is, however, open to the Director to decide whether the teacher's conduct warrants the application of para.26 of Part I of Annexure II, to the Fundamental Rules and subsidiary rules framed by Madras Government.

Law (Education) Deptt.

pp1-2 c. 6. C. No. 3378 C - From the Director of Public Instruction, R.O.C. No. 1421 C/25, dated 19-10-1925. Wilful overstayal of leave of Mrs. Wallace Young, Lady Willingdon Training College, Madras - Removal from service.

The remarks of the Finance Department may be invited in the first instance.

Law (edu), No. 3378 C. 1
31. X. 25.



Prs 27/10
29.10.25
CA 30/10/25
V.T.K. 31.10
Fin U.O

Fin 38864 C81
31/10/25

Finance (C.S.R.)

This is not a question of the application of the Fundamental Rule, at all. It is a disciplinary matter. All that is necessary is for the D.P.I. to pass orders dispensing with the lady's service from the date of expiry of the leave granted to her, on the ground that she has not reported for duty and has not had her absence regularised.

VDC 20 36856
11.11.25

Fin 38864-1 C81
11-11-25



Law (Edn.)

Law (2nd) Deptt

A draft order is subd.

Prs 10/11
19.11.25
M2
H.E.
CA 29/11
V.T.K. 21.11.

E 1
Law 57

The father does not know the
whereabouts of the teacher
of the son in question up to 25th
but the rule seems to give a
lien on the appointment for
five years. Mr. Lynn Baulst
may ^{also} be asked if he heard
from his daughter whether
there is any chance of her
returning. If all hope is lost
then the D.P.D. may act under
the rule referred to herein.

23/11-25

Mr. Boston may be asked for
news as if his reply is that
he has received no news.

Draft may issue.
G.
25-11-25-

26/11

A draft D.O. to the D.P.D.
is subd.

26/11
27/11-25
30/11
V.T.K.
2/12

p u c b

[Issued as D.O. No. 3378C/28-1
d. 3-12-25]

4/6
C 3378/c
D.O. No. 3378 C/25-1 of 3.12.25
Law (Edn) Dept

My dear Littlehewes,
Ref: Mr. Glyn's
letter, R.O.C. No. 14 21-C/25,
d/19.10.25 - Absence
without leave of Mrs Waller
Young.

I am desired to
suggest that Mr. Glyn
Barlow, the father of Mrs
Waller Young, may be
asked whether ^{he} has ^{since} heard
~~from~~ from his daughter
and whether there is any
chance of her returning
to duty.

Yours sincerely

plc.b
2/12/25
3/12/25

DESPATCHED
3 DEC 1925

27.11.25
30711
VTR
2/12

To R. Littlehewes Esq., M.A.,
D.P.D.

Law (Education) Deptt.

D. O. No. 3378 C/25-3 dated 16-2-26

My dear Littlehailes,

Absence without leave of Mrs. Wallace

Young - My D. O. No. 3378 C/25-1,
dated 3-12-1925.

I am to enquire whether you
have received any news about Mrs. Wallace

Young

Yours sincerely,

R. Littlehailes Esq., M. A.,

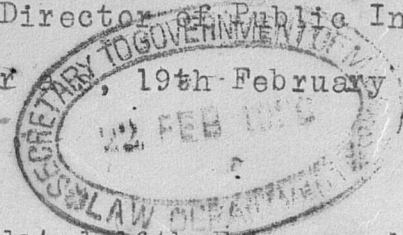
Director of Public Instruction.

DEPT. TCHED
17 FEB 1926

15/2
15/2
16/2

48 285060

Office of the Director of Public Instruction,
Madras, 19th February 1926.



My dear Krishnamachari

Your D.O.No.3378 C/25-3 dated 16th February 1926.

Mrs. Wallace Young has sent in her resignation. Since it does not however contain the necessary declaration regarding the forfeiture of past service and all claim to any retiring allowance or pension, the necessary declaration is being called for and the matter will be settled on receipt of it.

Yours sincerely

[Signature]

M.R.Ry.Rao Bahadur
V.T.Krishnama Achariyar Avl., C.I.E.,
Secretary to Government,
Law (Education) Deptt.,
Fort St. George.

Establishment

Law (Educ) Dept

Mrs. Wallace

Young - Mrs. Lady
withholding Training
Resignation - Mrs.

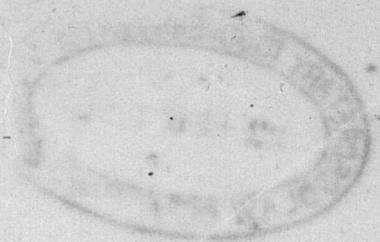
Submitted for
Perusal. The papers may be
over No 287 of 24.2.26
recd. " Recorded

Paper recorded. 23/2.

[Signature] V.T.K. *[Signature]*
24.2.26 25.2.26

20-2-11

3



Handwritten notes and signatures in the bottom left corner of the left page, including 'Received' and '20-2-11'.

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

LETTERS OF GOVERNMENT

STATEMENT WITH DETAIL

PAPERS NOT FILED OF, BEING INSTANT FOR DISPATCH
AS ORIGINAL

N.B.—

- A = Copy in full.
- B = Not to be copied.
- P = Copy abstract only.
- Q = Copy heading only.