

Law (Education) (1926) Department.

His

SERIES.

G.O. No. 963

DATED 26/5/26

[Despatch Abstract.]

Indian Educational Service-

M.R.Ry. G. Nagaratman Ayyar Avl. - Requests to be —
exempted from the ^{6A} house at Rs.1000/- and to be granted an advance
increment - Negatived.

BACK PAPERS.

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

FURTHER PAPERS.

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

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

LAW (EDUCATION)

DEPARTMENT.



192 . Registered 192 .

Subject.

M.R.Ry G.Nagarathnam Ayyar Avl.,

Exemption from the pause at Rs 1000 in the Indian Educational Service scale of pay - petition submitted.

ENCLOSURES.

No.

N.R.C. No. 522 C/26

Spare copies

Station Madras , Dated the 2nd April 1926 192 .

From (Name) R.Littlehailes Esq., M.A.,

(Designation) Director of Public Instruction

To The Secretary to the Government of Madras,

LAW (EDUCATION) Department.

Sir,

Submitted to Government, Law (Education) Department.

2. The Director cannot recommend the request of Mr. Nagarathnam Ayyar.

A R a m a R a y
— 8/4/26

for Director of Public Instruction

P.R.K. 7/4

8/4

From

M.R.Ry.G.Nagaratnam Ayyar Avl.B.A.B.E.

Ag.Principal,

College of Engineering,

G u i n d y.

To

THE SECRETARY TO GOVERNMENT,

LAW (EDUCATION) DEPARTMENT,

FORT. ST. GEORGE, M A D R A S.

THROUGH

THE DIRECTOR OF PUBLIC INSTRUCTION,

M A D R A S.

Sir,

I have the honour to place before you the following circumstances relating to my service for favourable consideration:-

(1) I was appointed to the Indian Educational Service from the 16th August 1920 on a starting salary of Rs800/- when I was 39 years old. I then held the post of a first grade District Board Engineer and my pay when I left that post was Rs760/- My initial salary in the Indian Educational Service was not fixed in consideration of age as in the case of first entrants to Government service in the Indian Educational Service. If it was so fixed my salary should have begun at the stage of Rs1000/- in the scale of Rs400-50-1250 for the Indian Educational Service and I might by this time have become eligible to enter the selection grades in that service.

(2) Before entering Government service in the Indian Educational Service, I had put in a

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a service of 15 years in various Engineering departments - Government and quasi Government and my wide experience in various engineering works has, I submit, enabled me to do full justice to my duties as Professor of Engineering in the College, and has been all to the advantage of the department. A recruit entering the Indian Educational Service in Government service at the age of 38 or 39 would, in the usual course, begin with a salary of Rs1000/- while, I, with an experience of 15 years behind me at the time, had not the benefit of this consideration.

(3) In fixing my starting salary at Rs800/- the rule (similar to Fundamental Rule 32) relating to promotions from the Madras Educational Service to the Indian Educational Service cadre has apparently been followed. This, I submit, should not have been applied in my case as my previous service was not under Government and could not count for pension as in the case of Officers in the Madras Educational Service.

I have so far only 5½ years of Government service to my credit and even, adding the period of 5 years allowed under the rules for Officers who entered the Indian Educational Service overage, I can have on the date of my completing my 55th year only a total service of 20 years and 9 months qualifying for pension. Thus it will be seen that I cannot ordinarily hope for full pension when retiring from service.

(4) My position will be clear when considered thus:-

Had I been in private service before recruitment, I should have been started on a higher pay

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pay viz Rs1000/-; had I been promoted from the Madras Educational Service, I should have had the benefit of previous service counting for pension; but as I was selected for the Indian Educational Service from quasi Government service I lose both-
initial
viz a higher/salary and the benefit or full pension.

(5) I reached the stage of Rs1000/- on the 16th August 1924 and owing to the pause at this stage the next increment will ordinarily be due only on the 16th August 1926. I submit enforcing the pause in my case would be a further hardship having regard to the disabilities I labour under, as set forth above.

(6) In this connection, I invite attention to Note to rule 27 of the Fundamental Rules and submit that this applies to my case in view of the fact that Officer No.24 in the list of Officers of the Educational Department who has been recruited into the Indian Educational Service later draws higher pay.

(7) Under these circumstances, I request that Government may be pleased to consider my case sympathetically and to order that -

(i) the pause of 1 year at Rs1000/- may be removed so that I may draw pay ^{of Rs 1050} with ~~increment~~ ^{GN} from 16th August 1925.

(ii) ~~that~~ an advance increment of pay be ^{in addition} sanctioned with effect at least from the same date.

I have the honour to be,

Sir,

Your most obedient servant,

G. N. Raghunathan
Ag. Principal. 26.3.26

Guindy

26th March 1926



Law/Education Dept

[No. 1437 A] From the D.P.I., N.D.C. no. 522 of 26

2-4-26.

Petition of Mr. M. R. G. Nagarathnam Aiyar
Subject: Exemption from pause at Rs. 1000
in the I.E.S. time-scale of pay.

Mr Nagarathnam Aiyar requests

- (i) That he should be exempted from the pause at Rs. 1000 in the I.E.S. time-scale of pay from 16-8-25, and
- (ii) That he may be granted a further increment in advance with effect from the same date.

2. The grounds urged for consideration are that his ~~initial~~ initial pay on appointment to the I.E.S. was fixed ^{at Rs. 800} as if he were formerly in the service of Government (though he was serving a local body) and not as an outsider. To whom the pay by age rule could have been applied. If that rule had been applied his initial pay would have been fixed at Rs. 1000.

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3. At the time of his appointment in 1920, the local Government recommended a pay of Rs. 1000 as he was considered eligible for that pay under the revised scale of pay sanctioned by the Secretary of State for new entrants into the I.E.S. But the Government of India stated as follows:

In determining the initial pay to be granted to new entrants into the Indian Educational Service the Government of India are guided by the orders contained in the Secretary of State's telegram of the 21st April 1920, a copy of which was forwarded with this ~~department~~ ^{department} letter no-613 of 22.5.20. As already intimated in this department telegram no. 802 of 28.6.1920, the Government of India are of opinion that the qualifications of Mr. Aygar do not warrant the full application of pay-by-age rule. Although they have carefully reconsidered this decision they find themselves unable to depart from it. His case will therefore have to be decided on its own merits.

4. Mr. Nagarathnam Ayyar's pay was fixed with reference to paragraph 8 of the letter from the Government of India no. 371 of 23.2.20, by which an officer entering the I.E.S. from a Government post outside the regular educational services is to be given a pay which is the nearest multiple of Rs 50/- above his existing pay and thereafter advanced by the usual increments in the sanctioned scale. The Govt of India further stated as follows:-

"Mr. Aygar is at present holding a post under a local body and as such his services cannot, strictly speaking, be regarded as service

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80.701 of 15.6.20
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19 of 80 893
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118 of 80 600
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117 of 80
893 (B)
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(B)

under Government. Nevertheless the Government of India consider the requirements of his case will be amply met if he were treated as holding a Government post outside the regular educational services and his pay in the I.E.S. determined accordingly. On this basis Mr. Aygar will be entitled to an initial pay of Rs. 790 (his existing pay of Rs. 740 plus an increment of Rs 50/-). But as there is no such grade in the new scale, the Government of India have decided that he should be brought into the I.E.S. on an initial pay of Rs 800/- per mensem. This is equivalent to the pay which may be given to a particularly well qualified entrant of the age of 34. On both counts, i.e. whether Mr. Nagarathnam Ayyar's initial pay be regarded as partially regulated by the pay-by-age rule or whether it be regarded as the pay of one already in employ - the Government of India consider this rate to be sufficient. In arriving at this conclusion the Government of India have not overlooked the ~~officer's~~ arguments advanced in favour of the grant of a higher initial pay to Mr. Aygar.

5. Thus it will be seen that the initial pay of Mr. Nagarathnam Ayyar was fixed by the

Government of India after due consideration
 As regards the exemption of officers of the
 J.E.S. from the pause at Rs 1000 it is submitted
 that in the case of the officers of the M.E.S.
 promoted to the J.E.S. the Secretary of
 State has authorised the local Government
 to remove the pause only at the stage of Rs 800
 such officers continue to be subject to the
 pause at the stage of Rs 1000 and no special
 concession is contemplated by the Secretary
 of State in their case. Mr. Nagarathnamby's
 case is analogous to those officers of the
 M.E.S. who were promoted to the J.E.S.
 In the case of Ramunni Menon who officiated
 in the J.E.S. for a very long period and did
 not get any increase to his pay on
 permanent appointment to that service
 the Government declined to exempt him
 from the pause at Rs 1000.

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7. In para. 6 of the memorial Mr. Nagarathnam
 Ayyar points out that the pay of Mr.
 Pant who is junior to him is higher
 and that under the rule & rule 27 of
 the Fundamental Rules his pay may
 be raised on a par with that of
 Mr. Pant by granting him an advance
 increment. But it is to be pointed
 out that ~~the rule 27 of the Fundamental Rules~~
 that

(T)
 70. 1506 of 25-9-24

(14. Cf.)

(2)

that there are other cases of officers in
 the J.E.S. where the pay of a junior
 e.g. Dr. Mathai is higher than those of some
 of his seniors in the list. The rule has
 not been applied to their cases and the
 S.P. does not recommend the present case.
 8. The remarks of the Finance Dept
 may be invited also.

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I do not think
 1st request:- question of his initial pay
 This was considered by the
 Govt of India very carefully in 1920 and
 no grounds for reconsideration are
 disclosed. The removal of the pause
 was refused in Rao Bah. Ramunni
 Menon's case and Nagarathnam Ayyar's
 is no stronger by no means stronger.

Further, Nagarathnam Ayyar
 is not an officer of the M.E.S. promoted to
 the J.E.S. and in his case, the Secy of
 State will have to be addressed for
 the removal of the pause.

2nd request:- I do not think there is a case
 for an advance increment as pointed
 out in the above note.

Leno (Edn) no 1437A-1
 29.4.26

ASSISTANT SECRETARY
 29 APR 1926
 FINANCE DEPARTMENT

13699 ET

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Finance (ET)

Submitted that Finance may concur in the view expressed in the Law Secretary's note on the previous page that there is no case for granting either of the requests of Mr. Nagarathnam Ayyar.

- (1) Removal of the pause of Rs 1000.
- (2) Advance increment

30.4.26

Law is B.T.R. 7/57 This C.R. 10/5/26

Law (Edu) 13699 8P-1 1.5.26

A draft order declining to grant either of the requests of Mr. Nagarathnam Ayyar is submitted for approval.

Shis 4.5.26 2/4/5 V.T.K. 5.5

M2 H.E. the Govt 21.5.26



The pause at the rate of Rs 1000 is automatically removed in Augst 26. There is no finance on that account. On the second report, it was ruled before that such increments can be given only in extraordinary cases. This is not an extraordinary case. Draft approved 26/5/26

	Date.	Initials.
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When despatched		

Indian Educational Service

Mr. Nagarathnam Ayyar - Request to be exempted from the pause at Rs 1000/- and to be granted an advance increment. Negative 192

READ AGAIN G.O. No. , dated 192

READ ALSO:-

C. No. 1437A From the D.P.9 No. 522/26 dated 2.4.1926

192 192

ORDER.

No. 963, dated 26.5.1926

The Director of Public Instruction is requested to inform Mr. Nagarathnam Ayyar that the Government are unable to accede to any of his requests.

DESPATCHED 27 MAY 1926

The D.P.9 (910)

Shis 4.5.26 2/4/5

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READ AGAIN G.O. No.
192

DATED

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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