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6
28-3-00.
Educational (1900) Department.

ORDINARY MS.

G.O., No. 434

DATED

7-9-00

INDEXED.

(7)

[Despatch Abstract.]

Sang the exemption from the Ex² rules
of Ram aridani rajw in view to his
employment as a peon in the P.W.D.

BACK PAPERS.

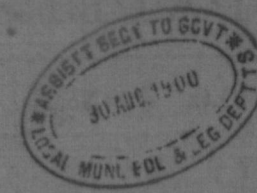
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

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

Edu
Public Works (1900) Department. ✓

CURRENT No. ¹²⁰⁵ 6430



From The Suptg. Engineer
V Circle

CURRENT NO. 1205
No: 1112-D dated 30 August 1900.
Transferred to the
Educational Department.

No. 437W

Dated 29-7-00

Received } 31-7-00
Registered }

Enclosures { Plans
Others / } Total. *EP 1/5/00*

Spare copies

SUBJECT.

Ramaswami Raju, pro. Sec.
Division Office, St. Thomas

Requesting approval to
retransfer of — to the perma
establishment & sub-mitted
that the examination
with regard to persons sh
be cancelled.

To
The Educational Dept., with
Copies of U.O. notes to and
from that Dept.

G.O.	No.	Department.	Date.
285	16-7		
606	12-7		
317	9-5		94

[illegible]

With reference to your N^o 1386 of 8th Instant &
I beg to report as follows regarding peon Ramchandray
Rajp.

1. He was a permanent lascar first in the Division Office of Chingleput and subsequently was transferred to the Hambakkal Conservancy establishment.
2. After a service of over 8 years his services were transferred to temporary establishment in accordance with G.O. N^o 840.W of 28th March 1893.
3. Subsequently from 1893 to January 1899 he was kept on as a temporary lascar on the Hambakkal Channel after which latter date I put him on as acting peon vice Raju Naidu who was very sick.
4. Raju Naidu died on the 10th June 1899 and in my N^o 319.E of 19th June 1899 I recommended Rama Sanny Raju to be permanently employed vice deceased and he was accordingly appointed in your N^o $\frac{800}{S.D.}$ of 14th August 1899.
5. In your N^o 1386 d^y $\frac{8}{11}$. 11.99 it is stated he should

be considered as acting on account of some educational rules.

6. I beg to submit that we do not so much require an educated lot of men for peons; what we really require is a man who is active and healthy and capable of roughing it out in all kinds of weather.

7. Ramasawmy Raju's appointment should not be taken in the light of a new one but simply as reinstating him. He has not been paid the gratuity also as per terms of the G.O. quoted.

8. I therefore request that Ramasawmy Raju's circumstances be pointed out to Govt. and that he be confirmed in the appointment of peon in the Mount Sub Division and his previous services also be counted towards pension.

(True Copy)

(Signed) H. A. Moss
Executive Engineer

(True Copy)

Colonel R. E.
Supt. Engrs, 5th Circle

Letter from H. A. Moss Esquire, Executive Engineer, Chingleput Division to the Superintending Engineer, 5th Circle, N^o 267 S.E. dated 20th July 1900.

In forwarding herewith a copy of letter N^o 12203 dt 16th November 1899 from the Sub Div. Officer, Mount, I have the honour to request you will be good enough to obtain the sanction of Government for the re-transfer of Ramasawmy Raju as a peon to the permanent establishment.

2. The peon was employed as a permanent Conservancy Lascar until 26th July 1893 when his services were transferred to (work Estab^t.) under orders quoted

G.O. N ^o 840 dt 28 th March/93	{	in the margin with no gratuity or pension and implying thereby that preference would be given to men of his stamp when vacancies of peons occur in the permanent establishment.
" 1303 dt 15 th May/93		
" 1927 dt 25 th July/93		
" 1110 dt 4 th May/94		
" 203 dt 23 rd January/94		

3. I am therefore of opinion that he does not come under the operation of Public Service notification of 1894 having been entertained prior to the issue of that notification.

4. I fully endorse the opinion of the Sub Div. Officer, Mount, in paras 6 & 7 of his letter quoted above for reasons given therein and would beg that the

Government see fit that the designation of menial servants attached to all the Executive officers of the P.W.D be changed as formerly to "messengers" and that they be exempted from the Examination rules in accordance with notes in Column 2 of the Schedule A attached to Public Service Notification republished in the Fort Saint George Gazette of 24th April 1900

N^o 437.W.

Copy forwarded to the Chief Engineer, P.W.D for favour of approving of peon - Ramaswamy Raju retransfer to the permanent establishment. Sanction with these instructions rules with regard to peons should be cancelled.

Ambr. and Solent. RE

Supy. Engineer, T. Arch

29 July 1900

Dist. 30

P.W. Department

The official note in the P.W. Department, No. 3343 C, dated 16th August

1900:-

The Education Dept. U.S.

Will the Educational Department please state whether the Public Service Notification applies to this case.

Peon Ramaswamy Raju was originally a permanent lascar in the Chief Dept Division Office and was then transferred to the Conservancy establishment. After 8 years permanent service he was on 28th July 1893 transferred to the temporary ("Works") Establishment under the orders issued in G.O. No. 840 W, dated 28th March 1893.

Under the orders of the Government of India printed in G.O. No. 203 W, dated 23rd January 1894 the man will be entitled to gratuity for 8 years permanent service which he receives altogether from Government service.

Is it necessary that he should
be exempted from the examination
rules before he can be reappointed
to the permanent establishment.

(Ed) W.B. de W.

W

The Official Note in the Educational
Dept, No. 63 of 1900.

Note for the Assistant Secretary.

The primary examination
qualification was not insisted upon
in the case of inferior appointments
till 1st January 1897 - vide note 2
to Article 1 of the Public Service
Notification on page 25 of Ed. No. 317
Educational dated 9th May 1896.

On 1st January 1897 Ramaswamy
Raju was holding an appointment
to which the examination rules
were ^{not} applicable - vide clause (9)
Article 3 of the above notification.
It would seem therefore that he re-
quires exemption in order to hold
an appointment to which the rules
are applicable.

Prior to July 1893 his pay was
fixed to "Establishment" and
if

(Ed)
A.D.P.

if that arrangement had con-
tinued there would have been no
necessity for exemption, but it is
submitted that we have only to
take matters into consideration
as they stood when the rules
came into force. The fact that if
the old arrangement about the
debit of the man's pay had con-
tinued he would have required
no exemption, may perhaps be a
good ground for exemption now.
3. A case of this kind does not
seem to have come up for decision
yet and no precedent can
be traced.

The late Secretary was
an advocate of "case-law" in
these questions, and without
laying down any general rule
we may perhaps tell the P.W.D.
that a formal order of exemption
will be passed if the paper is
transferred officially to the Edu-
cational Department with these

Yes. This seems to be the best course, (or a copy of them).

(Ed) W.B.

25-8-01

(Ed) A.D.P.

26.8.01

Eddl: DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., No. , dated 189 .

Again G.O., No. , dated 189 .

Current No. 1205 of 1900, dated 30-8-1900, from the P. W. D.

" " , 189 , "

" " , 189 , "

ORDER.
Mis.

No 434 d/7.9.00

Ramaswami Raju will be exempted from the examination rules in view to his employment as a peon in the Pub: Works depart.

3/9/00

5-8-1900

The P. W. D.

3/9/00

When given for copying _____
When copied _____ } 190 .
When examined _____
When signed _____

READ AGAIN G.O., No. _____, DATED
190 .

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 UP, 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.