[Edl. / 6.]
800—15-7-01.

Educational (190/) Department.

ORDINARY MS.

G.O., No 667

DATED 16. 11. 01

INDEXED.

[Despatch Abstract.]

Sanc. the exemption of M. Pinto for employt 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.

2,000—27-11-00.

Edl

~~Public Works~~ (1901) Department.

2

CURRENT No. ~~4639~~ 823

From

[*Name*] A. H. Garrett Esq.,

[*Designation*] Superintending Engineer, IV Circle

[*Station*] Coimbatore

ASSISTT SECY TO GOVT LOCAL MUNL EDL & LEG DEPTTS
8-NOV.1901

No. 318 W

Dated 3rd June 1901.

Enclosures {*Plans* / *Others* ✓} *Total* ✓

Spare copies ✓

Received } 5-6-01 *190*

Registered } *190*

m Edl. 15-6-01

SUBJECT.

Manuel Pinto, Ag. Peon, South Canara Sub Division.

Submits for disposal petition from — with remarks that the petitioner is one of the peons recommended for permanent exemption in this Office No. 288W of 12-5-00.

BACK PAPERS.

2651C of 1-6-01 2255W of 20-8-00 3195C of 4-8-00 & file	To 2421: 6-8-00 Govt & connected papers 537 mis of 26-10-00 434 mis of 7-9-00

FURTHER PAPERS. 317 Copy of 9-5-94.

O.L.S. 146 Rafb

To

The Chief Engineer / Secretary to Government, Public Works Department

Sir,

No. 2833 C d/13 June 1901.

Transferred to the Educational Dept. with reference to G.O. No. 342 Educl. dated 6th August 1900.

Secretary to Govt., P.W.D.

Rw. 8/6/01

N

Enclo: No. 1 to End No. 601
W

3

To

His Excellency the Governor-in-Council,
Fort Saint George,
Madras.
(Through the Sub-Divisional Officer, D.P.W.,
South Canara, Mangalore)

Humble Petition of Manuel Pinto, Acting Peon,
Sub-Divisional Office, D.P.W.,
South Canara, Mangalore.
Dated 13th March 1901.

Most Respectfully Sheweth,

That Your Excellency's Petitioner begs to submit his hard case for the kind and favourable consideration of Your Excellency's Government.

2. That Your Excellency's Petitioner, who was an acting peon in the Local Fund Department and who should have been long ago confirmed there if he had continued, resigned his post in the prospect of securing one in Government Service, and he accordingly applied for and obtained the post of an acting peon under the Overseer of the South Canara Sub-Division in the year 1895.

3. That though Petitioner was appointed an acting peon, yet the post to which he was so appointed was a permanent vacancy, in consequence of the resignation of the said post by the permanent incumbent thereof, previous to the appointment of Petitioner thereto.

4. That, thereafter, Petitioner, while continuing to serve in the said post, once or twice applied for confirmation, but, unfortunately for him,

his case was not taken into consideration till 1900 when the Superintending Engineer applied to Government for exemption on behalf of Petitioner from the operation of the Public Service Notification, but the Government, in G.O., dated 6th August 1900, No. 3421, ordered that the exemption could not be granted as passed men seemed available.

N
3421 W
6-8-00
G.O. 2255 W
20-8-00

5. That Your Excellency's Petitioner begs to submit that in the exceptional circumstances of his case no such exemption was necessary, inasmuch as, under Note (1) of the Public Service Notification, revised up to 31st March 1896, prescribing the educational qualifications for admission to the public service, the rules in the said Notification are not applicable to persons acting in appointments for which, though qualified under the rules in force on the 30th June 1894, they may not be qualified under the said Notification, such persons being eligible for confirmation in the appointments in which they are officiating if they fall permanently vacant before termination of the acting incumbency.

6. That Petitioner's case falls clearly within the provisions of the said Note (1), according to which he was entitled to be confirmed in the said post, which was a permanent vacancy, without any reference to Government.

7. That, further, Petitioner's appointment as acting peon in the said permanent vacancy having been made so far back as 1895, the Public Service Notification cannot affect him, as the said Notification takes effect from only the 1st January 1897.

8. That Your Excellency's Petitioner, however, having lost the said appointment, in consequence of the abovesaid G.O., No. 3421, dated 6th August 1900, declining to grant him exemption from the Examination rules, he has no other alternative now than to urge his hard case for reconsideration of Government

N
3421 W
6-8-00
G.O. 2255 W
20-8-00

and to pray that such exemption may be sanction on the ground that he was not required to pass any examination according to the rules in force at the time he was first appointed.

9. That Your Excellency's Petitioner has always worked to the full satisfaction of his superiors, in support of which he begs to append copies of testimonials and also to point out that his case, as a special one, had been submitted by the Superintending Engineer for the favourable consideration of Government as stated in paragraph 4 above.

N

10. That Your Excellency's Petitioner is now also serving as an acting peon in this Sub-Division, but this is to last for only one month, and he cannot always expect to get acting appointments, and he most humbly and respectfully begs to solicit, therefore, that, on a kind and favourable consideration of his peculiarly hard case, Your Excellency may be graciously pleased to exempt him from the Examination rules to enable him to be appointed permanently in the post of a peon in this Sub-Division or in any other department of the Government Service and to thereby earn the livelihood of his large family and of himself as before he lost his appointment, and he shall, as in duty bound, ever pray.

M. Pinto

Copies of Testimonials.

I.

Peon M. Pinto was employed under me for a period of 2 months during which period he gave me entire satisfaction in the discharge of his duties.

Signed / M. C. D'Silva,
Sub-Overseer, P. W. D.

Coondapoor,
20. 3. '97

SUPG. ENGINEER'S OFFICE, No. 1/6411 10 AUG. 1901 P.W.D. FOURTH CIRCLE.

EXECUTIVE ENGINEER'S OFFICE, No. 11733 15 AUG. 1901 P.W.D. WEST COAST DIVISION.

SUPG. ENGINEER'S OFFICE, No. 4 29 MAY. 1901 P.W.D. FOURTH CIRCLE.

EXECUTIVE ENGINEER'S OFFICE, No. 1153 26 MAR. 1901 P.W.D. WEST COAST DIVISION.

4WC

II/ Bearer Peon Mannel Pinto was working under me for the last : months. I found him obedient and willing hand. He understands almost all languages of the Madras Presidency and a suitable peon for arrangements or Circuits. I shall be glad to hear of him being made permanent in the Department.

Signed/ M. Saldanha,
Overseer, D.P.W.

Camp Mangalore,
29th May 1897.

EXECUTIVE ENGINEER'S OFFICE, No. 1/2944 10 JUL. 1901 P.W.D. WEST COAST DIVISION.

SUPG. ENGINEER'S OFFICE, No. 1/763W 4 - JUL. 1901 P.W.D. FOURTH CIRCLE.

III/ Mannel Pinto has done his work very well during the short period I have been in charge of the S. Canara Sub-Division. Though unpassed he has made himself useful and I should be glad to see him confirmed. He is an obedient young man.

Signed p.c. X. Saldanha,
S.D.O.
P.W.D.

Mangalore,
9.9.'99

SUPG. ENGINEER'S OFFICE, No. 2838W 25 OCT. 1901 P.W.D. FOURTH CIRCLE.

S.D.O. Please send the Peon [illegible] me

S.

Mangalore. 24. 4. 01

No. 253

Forwarded to the Ex Engineer for favourable consideration. Though he has not passed the primary Exn, he has been doing his duties satisfactorily and will prove a very good peon if made permanent. I beg therefore to recommend him if anything can be done for him. He has further got a good physique.

S. Venkataramaiengar
Overseer in charge
S.C. Sub Dn
20.3.01

No. 346 SC of 27.5.01.
Forwarded to the Suptg: Engineer IV Circle with reference to G.O. No. 2255W of 20th August 1900.

Executive Engineer

P. No. 4

PW. E.1
4639/01

PWE1
9153/1

No. 318/W

+ 2457C
228-5-00
N

Submitted to the Chief Engr. P.W.D. for favour of disposal with reference to G.O. no: 2255W of 20th August 1900.
The petitioner is one of the peons recommended for permanent exemption in this Office no: 288W of 12.5.00.

Supdg: Engr. IV Circle

Coimbatore
3rd June/01.

GS
1.6.01.

S.P.
1-6-01

Forwarded to the Ex. Engineer for favourable
consideration. Though he has not passed
the primary Exn. he has been doing his duties
satisfactorily and has been a very good
peon [illegible] account. I beg therefore to
recommend him if anything can be done for
him. He has been [illegible] a good [illegible]

A Venkataramaiengar
[illegible]

Forwarded to the Deputy Engineer with reference to his No. 2255 W
[illegible] [illegible]

20-3-01

F.W.D.

Close. Ch. 5264

7

Memorandum No. 3053 C dated 1st July 01

With reference to his endorsement No 318 W dated 3.6.01, forwarding petition from M. Pinto ag peon, West Coast Division, praying that he be exempted from the Examination rules in view to his being appointed as a permanent peon, the Superintending Engineer IV circle is requested to be so good as to state if the statements in paras 3 and 4 of the petition are correct and if so why the petitioner was not confirmed before the 1st January 1897, the date on which the primary examination rule came into force in the case of peons and other inferior appointments.

(Sd) W.B. de W

To the S. E. IV Circle
with petition in orgl.
to be returned.

T~~d~~ 9

3,000—20-5-01.

Public Works (190/) Department.

CURRENT No. ~~9153~~ 9214

From

[Name] A. H. Garrett Esq.,

[Designation] Superintending Engineer, W Circle,

[Station] Coimbatore.

No. 60/W

Dated 28th October 1901.

Enclosures {Plans ✓, Others 1} Total 1

Spare copies ✓

Received } 29-10-01 190 .

Registered 190 .

Recd 30-10-01

[illegible] 30/10/01

SUBJECT.

M. Pinto, Peon, West Coast Division.

Forwards copy of letter from the Ex: Engr., West Coast Dn. appending a Statement of Services of — & recommending his exemption from the examination Rules for a permanent appointment.

BACK PAPERS.

FURTHER PAPERS.

R.O.C

82 w

To

The Chief Engineer / Secretary to Government, Public Works Department.

Sir,

No: 689SE.
23.10.01

+3 11

Executive Engineer's office
West Coast Dn. Calicut.

From,
R. S. Paterson Esquire,
Executive Engineer
West Coast Division.

To.
The Superintending Engineer.
Fourth Circle
Coimbatore,

Sir,

With reference to your Endorsement No. 554/W.C. dated the 10th August 1901, I have the honour to append in the margin a statement of the Services of M. Pinto as verified from the Salary bills of this office and to report that 4 vacancies for peons occurred between the years 1895 and Octr. 1899 as shewn below:—

Jacob retired on 19.7.96.
Krishnaswamy dismissed on 21.4.97
Shaik Ibrahim retired on 1.8.97.
Osman Beg suspended + dismissed on 7.10.99.

Whether acting or Tempy	From	To.
Acting Peon	1.6.95	8.7.1895
Ag Temporary peon vice Gustava Muezas, Temporary peon on leave	9.7.95	31.7.95.
Temporary peon under Temporary upper Subdte Hiscox and Mr. Saldahna	1.9.95	28.6.97
Acting peon vice Osman Beg absented without leave	6.10.97	17.12.97
Temporary peon	18.12.97	15.1.00.
Ag peon vice Osman Beg suspended and dismissed	16.1.00	16.1.01.

2. M. Pinto is shewn in the Salary bills for June and July 1895 as acting peon on Rs6 from 1st June upto 31st July 1895 and in the Salary bill for August 1895 to have continued so until 31.7.95, on which date his services are shewn as dispensed with. It is not known in whose place he was acting, but from a report No. 209 dated 20.6.1895, from the South Canara Sub Division officer, it is observed that Pinto had been appointed as a temporary peon under Mr. Hiscox, temporary Upper Subordinate from 1.6.1895. No pay seems to have been claimed for Pinto for August 1895 and his name again appears in the Salary bill for Octr. 1895 as temporary peon under Mr. Hiscox and pay has been claimed from 1st Sepr. 1895. He continued as temporary peon until 28.6.1897 on which date his services were dispensed with, on transfer of Mr. Saldanha, Tempy Upper Subordinate to Cuddapah Dn. for famine duty. He seems to have been out of employment from 29 6/97 to 5 10/97. From 6.10.97, he has been in continuous service, as a temporary peon, until he

he was appointed on 16.1.00, as acting peon in place of Ooman Beg dismissed, in which permanent vacancy he was recommended for confirmation which was not sanctioned by Government in G.O. no: 2255 W of 20.8.1900 Flag V

3. In the only permanent vacancy that occurred between 1895 and 1st January 1897, viz, the one that occurred on 19.7.96 in the Wynaad Sub Dn., by the retirement of Jacob, K, Ramoony who had been acting continuously for Jacob, when the latter proceeded on leave from 3.8.95, was permanently appointed as peon and was noted in the Salary bill for July 1896. The permanent appointment of K. Ramoony was reported to you in the monthly Statement of Establishment sanctions for July 1896, forwarded with my No: 431 SE dated 4.8.1896 and admitted by the Examiner, but by some unfortunate mistake, the reason of which cannot be traced, Ramoony's name appeared in the Salary Bill for July 97 as acting peon and continued to be so shown with the exception of April, May & June 1898

1898. This led to the application for exemption submitted with their office No. 205 SE d/ 23.4.00. As Government in their final orders No. 3421 dated 6.8.00 communicated with Go no. $\frac{2255\,W}{20.8.00}$ declined the exemption, K. Ramooni's services had to be dispensed with from 10.12.00. On receipt of your Endorsement No. $\frac{151}{WC}$ of 26.2.01 on his appeal petition, he was, however, again reappointed as a peon, in a short leave vacancy, and will be restored to his permanent appointment and necessary entries made in the current month's salary bill to rectify the mistake.

4. Reverting back to the case of M. Pinto, I have to observe that between 1895 & 1st January 1897, no permanent vacancy, other than the one referred to in para 3 above occurred in which he could have been confirmed (Krishnaswamy was dismissed from service only on 21.4.97).

5. There is nothing in the records to show why the appointment vacant in the Wynaad was not given to Pinto, or whether it was offered to him or not.

6. Since this vacancy, an unpassed peon has been permanently appointed to Cochin. This post should certainly have been

been offered to Pinto, as he had certainly a far more claim to it than a man who had not served in the Department before.

7. I would therefore recommend that if possible the petitioner should be exempted from Examination rules as his claims appear to have been overlooked.

I have etc:-
(Sd) R.S. Paterson
Exe Engineer

No: $\frac{601}{W}$

Encls: 1
Petition in original

Copy forwarded to the Chief Engineer, Public Works Department, with reference to his memo no: 3053 C dated 1st July 1901. The original petition of M. Pinto is herewith returned.

Coimbatore
28th October/01

Supdg: Engineer IV Circle

6527

P.G.
26-10-01

[E. & L. / 11]
200-7-11-00.

Educational DEPARTMENT.

11 Pro. Cul. 9214

Recd } 31-10-01
Regd } 9153

For the Assistant Secretary

SUBMITTED that the Public works department may be asked when a reply to the unofficial reference noted below* may be expected.

Yes. (The case was under reference to a district officer.)

A.J.
29.10.01

To

The P. W. D. U.O.

3053C with
1-7-01

C. No. 9153/01.

Links

*U. O. No. 104 D., DATED 21. 6. 1901.

Subject.

Ry: Exemption of Pinto, a peon in the South Canara division.

REMINDERS ALREADY SENT.

18. 9. 1901.

190 .

190 .

KKM
29.10.01.

C/

P.W.D

C.N.s 9153 and 9214.

No: 4696 C. d/5 Novr: 1901

To

The Educational Department (u.o.)

In the circumstances explained by the Superintending Engineer, the permanent exemption of the peon from the Examination rules may be sanctioned.

S.N.M.
2-11-01
D.W.

[E. / 17]
500—8-11-00.

X 5

P.W. C No 5ily
Recd. 21-6-01 Regd.

EDUCATIONAL DEPARTMENT.
cuo 823 of 1901.

13

NOTE FOR THE ASSISTANT SECRETARY.

The P. W. D. may be asked U.O. to ~~state~~ say if the statements in paragraphs 3 & 4 of the petition are correct and if so why the petition was not confirmed before the 1st January 1897, the date on which the Primary examination rule came into force in the case of peons and other inferior appointments.

19/6/1
17-6-01
20-6-01
19.6.1

P. W. D. ...

Dep 21/6/1

Edl U.O. 104 D dated 21st June 901.

The P. W. D. recommends the permanent exemption of Pinto. Flag D

2. The draft placed below may issue.

Yes.

14/11/1
14-11-01
15/11/01
15.11.1

14

EDUCATIONAL DEPARTMENT.

[E./4]
1,500—8-11-00.

S

READ AGAIN G.O., No. ………, dated ……… 190 .
" " " " ………, " ……… 190 .

READ ALSO:—

C. No. 823, From the P. W. D., No. 2833 C, dated 13th June 1901.

" " ………, " " ………, " ………, " ……… 190 .

" " ………, " " ………, " ………, " ……… 190 .

ORDER No. 667, dated 16-11. 1901.

mis

Manuel Pinto will be permanently exempted from the examination rules ~~in~~ for ~~view to his~~ employment as a peon in the P. W. dept.

14/11/1

14-11-01

15.11.01

A. G. I.
15.11.1

To the P. W dept.

Despd
18/11

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

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

CURRENT NO.

ENCLOSURES TO C. 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.
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Q = Copy heading only