

Educational (1904) Department.

ORDINARY MS.

G.O., No. 283

DATED

6-5-04.

10

[Despatch Abstract.]

Declining to permit Nallapati Venkata
Subbayya, clerk, District Munsif's Court,
Kurnool, to appear for the Civil
Judicial test.

BACK PAPERS.

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

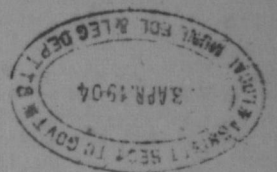
FURTHER PAPERS.

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

Stock Form No. 127
2,000-1-5-02.

Educational (1904) Department.

CURRENT No. 764



From

[Name] J. T. Gillespie, Esquire, I.C.S.

[Designation] Acting Registrar, High Court,

[Station] MADRAS.

R.O.C. No. 972/04

Dated 22 April 1904

Enclosures 4

Received 25-4-1904

Registered 25-4-1904

SUBJECT.

Forwarding a copy of letter from the District Judge, Kurnool requesting permission for N.V. Subbaya to appear for the Civil Judicial Test.

BACK PAPERS.

G.O. 192 and 8730-4-03

FURTHER PAPERS.

To

The Secretary to Government,
Educational Department.

Sir,

I am directed to forward for the orders of His Excellency the Governor in Council a copy of letter No. 50, dated the 15th instant (with its enclosures) from the Acting District Judge of Kurnool requesting the High Court to obtain the sanction of Government permitting N. V. Subbayya, 3rd Clerk of the District Munsif's Court of Kurnool to appear for the Civil Judicial Test.

I have the honour to be,
Sir,

Your most obedient servant,

J. T. Guerin
Ag. Registrar.

PKR

Copy of letter from the District Judge of Kurnool, to the Registrar of the High Court of Judicature, dated 15th April 1904, No. 50.

I have the honour to forward herewith an application of Nallapati Venkata Subbayya, 3rd Clerk of the District Munsif's Court of Kurnool, for permission to appear for the Civil Judicial Test. In his covering letter (copy enclosed), the District Munsif speaks well of the Clerk. He is a 1st class Middle School candidate and the special test is not therefore open to him under the present educational rules; but without it, he cannot become a District Munsif's Head Clerk, which appointment is the highest he can aspire for in this Department.

2. I understand that the Collector of this District has obtained permission of Government for some clerks and accountants of his office, to appear for one or more of the special tests, although they have not the educational qualifications which would give them the right to admission.

3. I have therefore the honour to recommend that the High Court may be pleased to obtain the permission of Government applied for by the Clerk.

U
Kurnool
9. 4. 1904

To
The District Judge of
Kurnool

Through,

M. By R. A. Krishnaswami Iyer
adv. B. A. G. N.
District Munsif of
Kurnool.

Most Honored Sir,

I humbly beg to submit
that I am the 3rd Clerk of the District
Munsif's Court of Kurnool, that I passed
the Translation Test, lower grade and
0. the Civil Judicial Test is the only
Test wanting for me to qualify myself
for the Head Clerk's post of a District
Munsif's Court. But the present
educational rules do not permit me
to appear for the Civil Judicial Test
as I am only a Middle School first
Class Candidate

I beg to state that I have

Noty. H.
At. 4 of the Pl. Ter.

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put in 10 years service without a
blemish and during this period
I did hard work. The copies of
certificates herein enclosed bear
testimony to the kind of satisfaction
I have given to my Superiors in
the discharge of my duties.

I beg permission to
state that many clerks of the same
educational qualifications
like mine in the Kurnool Collectorate
were permitted, on the recommen-
dation of the Collector, to appear
for one or other of the Special
Tests for which they were not
eligible to appear under the
present educational rules.
I also respectfully beg of your
honor for a similar concession
to enable me to appear for the
Civil Judicial Test.

In Conclusion I
humbly and respectfully
pray that your honor will

be graciously pleased to obtain
for me permission to appear for
the said Test.

For which act of
kindness and charity I shall
as in duty bound ever pray
for your honor's long life and
prosperity.

I humbly beg to
remain,
most Honored Sir,
your most humble and
obedient servant

Kallapati Venkata Subbanna
3rd Clerk S. Munsif Court
Kurnool

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Copies of testimonials

My dear Sir,

You remember some time ago you sent me Mr. Venkata Subbanna with a note of introduction. I am glad to confirm all you state regarding him as I find him to be a young man of fair intelligence and noteworthy character. Ever patient, careful and well behaved, he gives me entire satisfaction as a Bench clerk. He wishes to be promoted to a post of Rs 25 expected to fall vacant in your Court. Though I shall be sorry to lose his services here, it may be difficult to procure a proper substitute - I do not wish to obstruct his chance of promotion which he certainly deserves.

I am therefore happy to recommend that he may be promoted to Rs 25, if it can be conveniently done.

I am,

my dear Sir,

Yours very truly

(Sd) V. Krishna Murthi

Uthay
D. A.
V. S. Arashani garud
District Muzir
M. K. P. S.

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Nallapati Venkatasubbayya as
3rd Clerk of the Court of the District
Munsif of Katakapa having
been deputed here for one month
worked here from the 14th February
1894 up to now. He is a very well-
behaved young man and has
worked to my most entire satis-
faction. I am very glad to hear
that he has secured a permanent
appointment in the Katakapa Court
and have no doubt that he will
give satisfaction in whatever mini-
sterial work he may be entrusted with.

(Sd) Lakshmana Rao
District Munsif,

13 March 1894 Sandya

True Copy

N. Venkatasubbayya

NO: 38
EnclO. 1

11

KURNOOL DISTRICT MUNSIF'S COURT,
Dated the 11th April 1904.

From
R. A. Krishnaswami Aiyar, Avl., B.A. B.L.,
District Munsif, KURNOOL.

To
The District Judge,
Kurnool.

Sir,

I have the honour to forward herewith the application
of Nallapati Venkata Subbayya 3rd Clerk of this Court for exemp-
tion to appear for the Civil Judicial Test. I understand that
some of the clerks in the Kurnool Collectorate were also granted
exemptions by the Government to appear for one or the other of the
Special Tests for enabling them to secure promotions in the Depart-
ment.

2. The applicant is an intelligent, hardworking and well-
behaved man deserving promotion. He has put in unblemished ser-
vice for a period of ten years. Without passing the Civil Judi-
cial Test he has no scope for getting promotion in this Depart-
ment. As I consider him to be a fit and deserving man I have the
honour to request that you may be pleased to recommend him to
Government and get for him exemption for appearing for the Civil
Judicial Test.

I have &c., &c., &c.,
(Sd.) R. A. Krishnaswami Aiyar,
District Munsif.

/True Copy/.

[Signature]
Acting District Judge.

[Signature]
Sher.

Enclosure one to

[$\frac{E.}{2}$]
1,500-7-10-03.

EDUCATIONAL DEPARTMENT.

C. No. 764 From the Registrar, High Court. No 972, dated 22-4-1904.

SUBJECT.

Permission to appear for the civil judicial test.

The High Court forward for the orders of Govt. a letter from the St. Judge of Kurnool recommending that N. Van Bata Subbappa, third clerk of the St. Munsif's Court of Kurnool may be permitted to appear for the civil judicial test. The clerk is only a middle school man and as such cannot now appear for any of the special tests - vide, art. 4 of the special test notification. He has already passed the Translation test, lower grade, and desires to qualify himself for the head clerk's post by passing the civil judicial test also. He is well spoken of and has a service of ten years. In the circumstance, permission to appear for a period of ² two years may perhaps be given. A draft is placed below for approval.

H.

O.

* This is the period usually allowed. Vide S.P. No 79 dt 29-1-04. D.
PM

Ru
27/4/04
PM

27/4/04

28/4/4

What is the case of the Head Clerk post?

Is there not a rule that Middle school men

admitted on the old establishment cannot

hold post ~~can~~ carry in a salary of

more than Rs 15?

405
29.4.04

P.T.O

Letter No. 50 dated

15th April 04.

Copy of letter from the District
Munsif, Kurnool.

The pay of the Head Clerk of the Kurnool District Munsiff's Court is Rs 50 - vide page 118 of the Establishment list put up - but in 54 of the 120 Courts the pay is only Rs 40 and in one Rs 35.

2. Under para. 2 of G.O. No 482 Est. dt 28th July 1886, a first class middle school man was eligible for any appointment on Rs 15 and upwards from 1st July 1887. Under the Public Service Notification, however, such appointments were restricted to upper ~~second~~ Secondary men ~~and~~ or Matriculates (with handwriting), from 1st July 1894, but the rules in this notification do not affect the promotion of persons who held permanent appointments before they first came into force, provided that their promotion was not already barred by any rules previously in force - vide note (1) at the beginning of the notification. A first class middle school man ^{in permanent service} on Rs 15 or more on 1st July 1894 can therefore be promoted to any higher appointment, the rules in the Public Service notification notwithstanding.

^{Hy} We do not know whether the man 1514 held a permanent appointment before July '94. ~~and he~~ Presumably he passed in the 1st class or he would not have been eligible even for his present appointment. ~~But~~ It is submitted that in any case Govt has power to set aside any rule in the Public Service Notⁿ. ^{but that there is no} ~~but that there is no~~

A.

O. ~~But this does not entitle him to further promotion.~~

Why 'in permanent service' ?
Hy

In Feb '94 he was an acting Sth clerk
[But the Dist Judge says he is a first class man.]

But this does not entitle him to further promotion. 140, 2.5.04.

I agree that exemption. He refused to be put. He is in the list of men of class set) 8/24/5

necessity to do it here: for even if the man did not hold a permanent appointment before July '94, he no doubt came under the second part of the exception to the note at the top of the Public Service Notification, or he would not have been confirmed. 140 Hy 2.5.4

I am not aware as to what special conditions or difficulties may attach to the Kurnool District - but I am not in favor of whole sale exceptions, and even in the backward District of Sangli have seldom recommended them except in special cases. The present C.O. put up is a very special case and relates to Chaparas in Malabar.

The application is for permission to appear for the Civil Judicial Exam. in view to qualify for the post of Head Clerk (Rs 50). It is shown that the S^r Munsiff is forwarding the recommendation merely so that the man may be promoted to Rs 25.

The S^r P. M. make the recommended man for the post and that similar exemption have been granted in the Kurnool District. I am not in favor of any exemption in this case, but if it be granted, the appointments further promotion should be limited to prob cause & delay of Rs 25. 140, 3.5.04

Had
5.5.05

lec^u
M₆.5.2

1000
400
600

1,000-7-5-02.

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" " " " " "

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READ ALSO:—

C. No. 764, From the Registrar, High Court, No. 972, dated 22nd April 1904.

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[illegible]

Letter
~~ORDER~~

No. 283, dated 6-5-1904

944

2

He don't be the Chief Justice of the
High Court of Judicature at
Madras.

Hon'ble Secy,

With reference to Mr. Gillespie's letter no. 972 of the 22nd. ultimo, I am directed to ^{state} request that ~~the District Judge of Munsal may be informed that~~ ~~the~~ the Governor in Council is not prepared to permit Vallapati Venkata Subbayya, third clerk of the Dist. Munsifs' Court of Munsal, to appear for the civil judicial

resp
61574

Depto
6794

judicial test

Ru 5/5/14 14.5.14 1401 6.5.04
RH 5/5/14

in light of the fact that the report is not yet received

The House is clear of the
High Court of Justice and
the House.

The House is clear of the
High Court of Justice and
the House.

The House is clear of the
High Court of Justice and
the House.

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

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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 DUTY.

PAYERS 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.