

Educational (1905) Department.

ORDINARY MS.

G.O., No. 302

DATED 9-5-05

[Despatch Abstract.]

Informing Minakkhisundaram Aiyar that Govt.
see no reason to re-consider the order already passed in
his case.

BACK PAPERS.

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

FURTHER PAPERS.

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

[E.]

1,509-12-12

EDUCATIONAL DEPARTMENT.

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
[Cuo 770] minakshisundaram Aiyar		12-4-05	1-9
[Cuo 777] D.A.	46	25-4-05	10

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (=O) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed for copying, printing, &c., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.
221593	15-11-04	0		
70	7-2-05	0		

Papers of other departments.

Department.	Number.	Date.	Original (=O) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.

Duplicate not to be used

CURRENT No. 770



To

HIS EXCELLENCY THE RIGHT HONOURABLE

ARTHUR OLIVER VILLIERS, BARON AMPHILL, G.C.S.I., G.C.I.E.,

GOVERNOR IN COUNCIL,

Fort St. George.

THROUGH

THE HONOURABLE

THE DIRECTOR OF PUBLIC INSTRUCTION,

MADRAS.

MAY IT PLEASE YOUR EXCELLENCY,

I, P. S. Minakshisundaram, late Acting Second Assistant Instructor in Drawing in the College of Engineering, respectfully beg to request a reconsideration of the order of Government No. 848 Public, dated 18th October, 1904, cancelling my appointment in the College of Engineering and prohibiting my further employment in the Government Service. The facts of my case are as follow :

2. On the 16th July, 1904, I was appointed by the Director of Public Instruction as Acting Second Assistant Instructor in Drawing in the College of Engineering on a salary of Rs. 75 to 100. On the 15th November, 1904, the Acting Principal, College of Engineering, read out to me an order of Government which said that "the acting appointment of P. S. Minakshisundaram as Second Assistant Instructor in Drawing in the College of Engineering is cancelled and his further employment in the Government Service prohibited." Though I was relieved of my duties at once, it was not until the 9th December, 1904, that the formal order of Government No. 848 Public of 18th October, 1904, was communicated to me; and from the proceedings of the Board of Revenue. Reference No. 3303, dated 16th September, 1904, read therein, I found for the first time that my services were dispensed with on account of certain charges preferred against me by the Board of Revenue. The proceedings of the Board of Revenue run as follow :—

"The Board begs to submit the following case for orders of Government."

"One P. S. Minakshisundaram Iyer, B.A., a diplomaed Agriculturist whose name was on the Board's list of applicants from

March, 1904, for employment in the Department of Agriculture, accepted the post of Agricultural Probationer in the Agricultural Department, and was in the second of Board's Proceedings read above posted to the Koilpatti farm and directed to report himself to the Deputy Director of Agriculture *forthwith*. About the middle of July last, he called at the Board's Office and personally informed the Director that he was on his way to the farm stating that he was leaving Madras by that night's mail train; but this statement was evidently false; for on the 20th idem he forwarded a letter to the Deputy Director stating that he had "taken up some other appointment and so cannot join at Koilpatti for the present." He carefully abstained from stating what other appointment he had taken up; but it was subsequently discovered that he had been appointed as Acting Second Assistant Instructor in Drawing in the College of Engineering. The Director of Public Instruction, however, was not aware when he made the appointment that Minakshisundaram Aiyar had already been appointed to a post in the Agricultural Department—a fact which this individual failed to disclose to Dr. Bourne. His name had long been on the list of candidates for appointment in the Educational Department and his appointment to the acting post in question was made by the Director of Public Instruction without reference to him. But under these circumstances it was clearly incumbent on P. S. Minakshisundaram Aiyar to have disclosed to Dr. Bourne on receipt of the order of appointment as Acting Second Assistant Instructor in drawing, his prior appointment to a post in the Agricultural Department. This he did not do. Nor did he seek permission to resign his appointment in the Agricultural Department but absented himself from duty at Koilpatti without leave contenting himself with writing the letter quoted above, and joined the subsequent appointment in the Educational Department, thereby causing the Agricultural Department considerable inconvenience."

"The Board considers it necessary in the interests of the Public Service that exemplary notice should be taken of the misconduct of P. S. Minakshisundaram Aiyar and accordingly requests that Government will be pleased to cancel the acting appointment now held by him in the Educational Department and also prohibit his future employment in any department of Government in this Presidency."

(Sd.) V. K. RAMANUJACHARI,

Secretary.

3. I beg to submit that no explanation of any kind was taken from me before dispensing with my services and prohibiting my future employment in the Public Service. I, therefore, beg of Your Excellency to consider my case *de novo*. As the dismissal is based exclusively on the statements contained in the Proceedings of the Board of Revenue, I beg to explain them *seriatim*.

- i. "Name was on the Board's list of applicants from March, 1904 for employment in the Department of Agriculture."

I never applied to the Board of Revenue for an appointment. I made a personal request to the Honourable

Mr. Castle Stuart in March, 1904, for the appointment of the Assistant to the proposed Agricultural Chemist to the Government of Madras. This appointment, he said, was not under contemplation. He, however, promised to speak to Mr. Benson, the Deputy Director of Agriculture, and to Mr. Barber, the Government Botanist, about me for some other appointment in the Agricultural Department and referred me to them. Mr. Benson did not want me. Mr. Barber would take me only on Rs. 25-5-50 which I declined in writing through Mr. Keess, Principal, College of Agriculture. Here ended my hopes regarding a suitable employment in the Agricultural Department. I then turned to the Educational Department and saw the Honourable Dr. Bourne, Director of Public Instruction, on the 13th April, 1904. He was kind enough to inquire whether I could discharge the duties of Mr. Satagopa Aiyangar, Assistant Instructor in Science and Drawing in the College of Engineering. On my representing to him that I had, in addition to my being a Chemistry graduate, obtained the Agricultural Diploma which included Surveying, Engineering and Chemistry, he was kind enough to assure me that he would consider my claims in connection with the appointment in the College of Engineering. He also gave me a note to Mr. Scott, his Personal Assistant, and asked me to leave my address in the office. Subsequently I put in a written application on the 15th idem, through Mr. Keess, which was registered in the office of the Director of Public Instruction.

- ii. "Accepted the post of Agricultural Probationer in the Agricultural Department, and was in the second of Board's Proceedings (No. 3250 Misc., dated 20th June, 1904), read above posted to Koilpatti farm and directed to report himself to the Deputy Director of Agriculture *forthwith*. About the middle of July last he called at the Board's Office and personally informed the Director that he was on his way to the farm stating that he was leaving Madras by that night's mail train. But this statement was evidently false."

In the first week of June, Mr. Keess asked me whether I was willing to be appointed as Agricultural Probationer on Rs. 25 per mensem. I, at first, hesitated on account of the low pay of the appointment, but subsequently expressed my willingness under the belief that my acceptance of probationership would raise me to the post of Assistant Agricultural Chemist in a short time, and that I would not be precluded from preferring a better appointment like the one promised by the Hon'ble Dr. Bourne. Later on, the Director of Land Records and Agriculture sent me an order (B. P. No. 3254, Misc., dated 20th June, 1904) appointing me as an Agricultural Probationer and informing me that I should

report myself for duty to Mr. Benson. On the 25th idem, Mr. Benson issued a memorandum directing me to join at Koilpatti and report my having done so. These two communications were addressed to Pudukkottah, my native place, from where they were re-directed and they eventually reached me on the 1st July, 1904, at Saidapet. Before taking any action thereon, I wished to ascertain from the Hon. Dr. Bourne whether I could get the appointment in the College of Engineering, of which I thought he had practically assured me in my interview with him on the 13th April, 1904. Accordingly, on the 2nd July, 1904 (the day after my receiving the order from the Board) I wrote to him as follows :—

SIR,

I graduated in Chemistry from the Presidency College, Madras, and have since taken up the Agricultural Diploma in December last, after a training of $3\frac{1}{2}$ years in the College of Agriculture, Saidapet.

You were kind enough to grant me an interview at Madras on the 13th April, 1904, and to inquire if I could discharge the duties of Mr Satagopa Aiyangar in the College of Engineering. I think I have not quite slipped out of your memory.

Last week, I received an order from the Director of Land Records and Agriculture appointing me as a Probationary Agricultural Inspector at Koilpatti; but I would prefer an appointment in the Educational Department. I came down to Madras to pay my respects to you again, but was told that you were absent at Ooty.

My application for appointment submitted to you on the 15th April, 1904, has not been disposed of yet. And I would consider it a blessing if you confer on me any suitable post either in the College of Engineering or somewhere in the department. May I know your pleasure?

I shall be glad to go over to Ooty if you wish to know further particulars regarding me in this connection.

Soliciting the favour of an early reply.

I beg to remain,

Sir,

Your most obedient & humble servant,

SAIDAPET, }
2nd July, 1904. }

(Sd.) P. S. MINAKSHISUNDARAM.

In the meantime, I was advised by Mr. Keess to see Mr. Benson and explain to him the circumstances relating to my chances of securing an appointment in the Educational Department. I went several times to the Board's Office for the purpose, but Mr. Benson

was then away on tour. As Mr. Benson had not returned, I saw the Hon'ble Mr. Castle Stuart on the afternoon of the 15th July, 1904, in view to explain to him my inability to join the appointment at Koilpatti till I got a reply to my letter of 2nd July, 1904 to the Director of Public Instruction about the appointment in the College of Engineering. The Hon'ble Mr. Castle Stuart gave me hopes of good prospects in the Agricultural Department and encouraged me to take up the probationership on Rs. 25. On my reiterating the fact of my application and reminder to the Director of Public Instruction, he tried to dissuade me from thinking of any other department, saying that Agricultural College students were trained specially for the Department of Agriculture. He added that as a Chemistry graduate and Agricultural Diplomat, my prospects in the Agricultural Department would be much better than in any other department, even though I had to start with Rs. 25. He further said that he would put me under Mr. Benson for a short time, and afterwards under Mr. Barber, who would be glad to have me. He concluded by asking me to proceed to Koilpatti that very evening or the next day, so that I might see Mr. Barber who was then at Panruti to choose a site for a farm. I told him that, as I was expecting a reply from the Honourable Dr. Bourne every moment, I should like to wait for one or two days more. He was apparently annoyed at this reply of mine and said that he had nothing to do with me personally and that I should go to Mr. Benson.

With regard to the statement that I informed the Director that I was on my way to the farm and was to leave Madras by that night's mail train, I beg to point out that I saw the Director at about 3 o'clock at Chepauk, that I was then living at the Government Farm, Saidapet, as Mr. Keess would testify, and that, as the mail train which then left Egmore at 6-15 P. M. did not stop at Saidapet to take in passengers, I could not possibly take that night's mail train unless I had brought with me to the Board's Office or some near place all my luggage and other necessary things for my long stay at Koilpatti. Moreover, if I was really on my way to Koilpatti, I could possibly have had no object in seeing the Director then. I beg to submit that *I did not tell* the Director that I would go to Koilpatti that night, and that my object in seeing the Director that evening was to explain to him my chances of securing a better appointment in the Educational Department. It is the Director of Agriculture that asked me to proceed that very evening or the next day; but I demurred.

iii. "On the 20th idem he forwarded a letter to the Deputy Director stating that he had "taken up some other appointment and so cannot join at Koilpatti for the present; he carefully abstained from stating what other appointment he had taken up."

My interview with the Honourable Mr. Castlestuart Stuart was on the afternoon of Friday the 15th July, 1904. The very next evening I got the order of the Director of Public Instruction appointing me as Second Assistant Instructor in Drawing in the College of Engineering on Rs. 75 to 100. The next day was Sunday, and on Monday the 18th July, 1904, I went to the Board's Office where I saw Mr. Benson who had returned from camp. I told him of my appointment in the College of Engineering as Second Assistant Instructor in Drawing on Rs. 75 to 100, represented to him my inability to take up the Agricultural Probationer's post on Rs. 25 at Koilpatti; and requested him to grant me permission to join the appointment in the College of Engineering. Mr. Benson was pleased to grant me permission by word of mouth, and was kind enough to tell me that I might decline the Board's appointment on the ground that I had secured some other more remunerative situation, but, however, added that I should formally intimate to him in writing to that effect. This I did by the following letter on the 20th July, 1904.

To

C. BENSON, Esq., M.R.A.C.,

Deputy Director of Agriculture, Madras.

SIR,

With reference to the Memo. No. 801, dated the 25th June, 1904 on B. P. No. 3254, Misc. dated the 20th June, 1904, I beg to state that I have taken up some other appointment and so cannot join at Koilpatti for the present.

I beg to remain,

Sir,

Your most obedient servant,

(Sd.) P. S. MINAKSHISUNDARAM.

20th July 1904.

It will thus be seen that I did not keep out from the Deputy Director of Agriculture the fact of my appointment in the College of Engineering and that my omission to refer to it in my written intimation to Mr. Benson was merely due to the fact that I had only the day previous informed him in person about the particulars of my appointment in the College of Engineering.

iv. "*But it was subsequently discovered that he had been appointed as Acting Second Assistant Instructor in Drawing in the College of Engineering.*"

I have already stated that the fact of my appointment in the College of Engineering was mentioned by me to Mr. Benson in a personal interview which took place on Monday, the 18th July, 1904;

ie., two days before the date of my letter to Mr. Benson. So, whether the Honourable Mr. Castlestuart Stuart was aware of it or not, Mr. Benson, to whom I was directed to report myself for duty and to whom I addressed the letter, was, at all events, in possession of the fact that it was in the College of Engineering that I was appointed.

v. "*The Director of Public Instruction, however, was not aware when he made the appointment that Minakshisundaram had already been appointed to a post in the Agricultural Department—a fact which this individual failed to disclose to Dr. Bourne.*"

That I did disclose the fact of my appointment in the Agricultural Department to the Honourable Dr. Bourne before he actually appointed me to the post in the College of Engineering, will be evident from my letter of 2nd July, 1904 to the Director of Public Instruction wherein I said: "Last week I received an order from the Director of Land Records and Agriculture appointing me as a Probationary Agricultural Inspector at Koilpatti."

vi. "*Nor did he seek permission to resign his appointment in the Agricultural Department; but absented himself from duty at Koilpatti without leave contenting himself with writing the letter quoted above, and joined his subsequent appointment in the Educational Department, thereby causing the Agricultural Department, considerable inconvenience.*"

I never joined the appointment in the Agricultural Department and cannot, therefore, I respectfully beg to submit, be deemed to have absented myself from duty at Koilpatti without leave. I was fresh from College and in search of an appointment. In my anxiety to secure one I applied to more than one quarter. The appointment of Agricultural Probationer, offered to me by the Agricultural Department was not very tempting as I had to start on Rs. 25 a month which I felt humiliating. It naturally struck me whether I could not get anything better from the Educational Department. I told the Director of Public Instruction of the offer from the Agricultural Department and begged of him to let me know whether he could give me the 75 Rs. place in the College of Engineering. I was expecting his reply every moment and I, therefore, deemed it expedient to go over to the Board's Office to represent matters and explain the delay in my taking up the Koilpatti appointment. It was under these circumstances I had the interview, above mentioned, with the Hon'ble Mr. Castlestuart Stuart. The very next day I had the order of appointment from Hon'ble Dr. Bourne offering me Rs. 75. My inclinations were naturally for the more

remunerative appointment. I told Mr. Benson, the officer who posted me to Koilpatti and to whom the Hon'ble Mr. Castlestuart Stuart had referred me, as to how my inclinations were. Finding he had no objection to my joining the Engineering College, I joined the same. If he had told me that I should either resign the Koilpatti appointment or take leave before I joined the other, I should certainly have done so. All that he suggested was that I should decline the appointment in writing which I did. I beg to submit for your Excellency's consideration whether a candidate, under these circumstances, may not decline an appointment before joining it even though the appointment had been made after a preliminary enquiry as to whether the candidate was willing to be appointed. In my case, the Board's preliminary enquiry through Mr. Keess was rendered necessary by the fact that I had not actually applied to the Board for an appointment. Supposing the Board, after ascertaining from Mr. Keess that I was willing to be appointed, had not appointed me and chosen some other, will the Government, I most respectfully beg to submit, admit a representation from me under such circumstances that the Board was bound to appoint me and that the appointment of another person was invalid? If it would not, I venture to ask whether I was not at liberty to decline the appointment offered by the Board.

4. To sum up, I am an unfortunate victim to serious misapprehensions on the part of the Board of Revenue and the Government. The whole charge against me is that I did not disclose to the Honourable Dr. Bourne the fact of my prior appointment in the Agricultural Department, and, having got an offer from him, I concealed it from the Board of Revenue in order that I might accept the one and give up the other; that thereby I was carrying on a dishonest speculation for a more remunerative appointment, causing the Agricultural Department considerable inconvenience. The Proceedings of the Board of Revenue and the Order of Government are based on these lamentable misapprehensions. In the first place, it is not true that I did not disclose to the Honourable Dr. Bourne the fact of my prior appointment in the Agricultural Department. I did disclose it in the most distinct terms (*vide* my letter to him quoted *in extenso* in para 3 *supra*). Having obtained the order of appointment in the College of Engineering I informed Mr. Benson of the fact and obtained his permission to accept the same and decline the other. These gentlemen will, I have no doubt, bear me out. If Mr. Benson had raised the least objection to my joining the Educational Department, I should not have done so. The statement that I made the Director of Agriculture understand that I was proceeding to Koilpatti that very evening is the most unfortunate misapprehension of all. To the best of my recollection, I did not make any such

promise but it is the Director that asked me to go that evening and I demurred. I am aware how useless it is to expect my statement of a fact to be set against that of an officer of the standing and position of the Honourable Mr. Castlestuart Stuart; but all that I most humbly beg to request of the Government is to look to the probabilities of the case, and consider whether, in the circumstances stated above, it is likely that I would have undertaken to proceed within two hours of my interview with him to a place like Koilpatti, with the certainty of nothing better than Rs. 25 per month, and with the hourly expectation of a handsome appointment on Rs. 75 from another quarter. I have endeavoured to show above that there was no necessity for me to resign the appointment or take any leave as I had not joined the appointment. I affirm I have been throughout actuated by nothing but honest motives, and if my own profession of good faith would not avail me much, I beg that a reference may be made to Mr. Keess, the Principal of the College of Agriculture, who is acquainted with every stage of this unfortunate affair, and whose advice I invariably sought and obtained at every step in this my first endeavour to enter life.

I am a young man fresh from the College, just on the threshold of life; and the order of Government prohibiting my re-employment blasts all my prospects for ever. In accepting the first appointment in life, I naturally preferred the one on Rs. 75 to the other on Rs. 25 per mensem. In having done so, I fail to see that I have been guilty of any misconduct.

5. I respectfully beg to request that Your Excellency's benign Government will be graciously pleased to take a merciful view of my pitiable case, cancel their order No. 848 Public, dated 18th October, 1904, and direct my reinstatement in the appointment of Second Assistant Instructor in Drawing in the College of Engineering, Madras.

I beg to remain,

Your Excellency's most obedient & humble servant,

Sd/- P. S. Minakshisundaram

C/o Post Master,

Triplicane, Madras.

*Triplicane }
12th April '05*

En CURRENT No. 777



Regd 27-4-05

To

HIS EXCELLENCY THE RIGHT HONOURABLE

ARTHUR OLIVER VILLIERS, BARON AMPHILL, G.C.S.I., G.C.I.E.,

GOVERNOR IN COUNCIL,

Fort St. George.

THROUGH

THE HONOURABLE

THE DIRECTOR OF PUBLIC INSTRUCTION,

MADRAS.

MAY IT PLEASE YOUR EXCELLENCY,

I, P. S. Minakshisundaram, late Acting Second Assistant Instructor in Drawing in the College of Engineering, respectfully beg to request a reconsideration of the order of Government No. 848 Public, dated 18th October, 1904, cancelling my appointment in the College of Engineering and prohibiting my further employment in the Government Service. The facts of my case are as follow :

2. On the 16th July, 1904, I was appointed by the Director of Public Instruction as Acting Second Assistant Instructor in Drawing in the College of Engineering on a salary of Rs. 75 to 100. On the 15th November, 1904, the Acting Principal, College of Engineering, read out to me an order of Government which said that "the acting appointment of P. S. Minakshisundaram as Second Assistant Instructor in Drawing in the College of Engineering is cancelled and his further employment in the Government Service prohibited" Though I was relieved of my duties at once, it was not until the 9th December, 1904, that the formal order of Government No. 848 Public of 18th October, 1904, was communicated to me ; and from the proceedings of the Board of Revenue. Reference No. 3303, dated 16th September, 1904, read therein, I found for the first time that my services were dispensed with on account of certain charges preferred against me by the Board of Revenue. The proceedings of the Board of Revenue run as follow :—

"The Board begs to submit the following case for orders of Government."

"One P. S. Minakshisundaram Iyer, B.A., a diplomaed Agriculturist whose name was on the Board's list of applicants from

Page 3 of 8
848 Public d/1
18-10-04-B.

March, 1904, for employment in the Department of Agriculture, accepted the post of Agricultural Probationer in the Agricultural Department, and was in the second of Board's Proceedings read above posted to the Koilpatti farm and directed to report himself to the Deputy Director of Agriculture *forthwith*. About the middle of July last, he called at the Board's Office and personally informed the Director that he was on his way to the farm stating that he was leaving Madras by that night's mail train; but this statement was evidently false; for on the 20th idem he forwarded a letter to the Deputy Director stating that he had "taken up some other appointment and so cannot join at Koilpatti for the present." He carefully abstained from stating what other appointment he had taken up; but it was subsequently discovered that he had been appointed as Acting Second Assistant Instructor in Drawing in the College of Engineering. The Director of Public Instruction, however, was not aware when he made the appointment that Minakshisundaram Aiyar had already been appointed to a post in the Agricultural Department—a fact which this individual failed to disclose to Dr. Bourne. His name had long been on the list of candidates for appointment in the Educational Department and his appointment to the acting post in question was made by the Director of Public Instruction without reference to him. But under these circumstances it was clearly incumbent on P. S. Minakshisundaram Aiyar to have disclosed to Dr. Bourne on receipt of the order of appointment as Acting Second Assistant Instructor in drawing, his prior appointment to a post in the Agricultural Department. This he did not do. Nor did he seek permission to resign his appointment in the Agricultural Department but absented himself from duty at Koilpatti without leave contenting himself with writing the letter quoted above, and joined the subsequent appointment in the Educational Department, thereby causing the Agricultural Department considerable inconvenience."

"The Board considers it necessary in the interests of the Public Service that exemplary notice should be taken of the misconduct of P. S. Minakshisundaram Aiyar and accordingly requests that Government will be pleased to cancel the acting appointment now held by him in the Educational Department and also prohibit his future employment in any department of Government in this Presidency."

(Sd.) V. K. RAMANUJACHARI,

Secretary.

3. I beg to submit that no explanation of any kind was taken from me before dispensing with my services and prohibiting my future employment in the Public Service. I, therefore, beg of Your Excellency to consider my case *de novo*. As the dismissal is based exclusively on the statements contained in the Proceedings of the Board of Revenue, I beg to explain them *seriatim*.

- i. "Name was on the Board's list of applicants from March, 1904 for employment in the Department of Agriculture."

I never applied to the Board of Revenue for an appointment. I made a personal request to the Honourable

Mr. Castle Stuart in March, 1904, for the appointment of the Assistant to the proposed Agricultural Chemist to the Government of Madras. This appointment, he said, was not under contemplation. He, however, promised to speak to Mr. Benson, the Deputy Director of Agriculture, and to Mr. Barber, the Government Botanist, about me for some other appointment in the Agricultural Department and referred me to them. Mr. Benson did not want me. Mr. Barber would take me only on Rs. 25-5-50 which I declined in writing through Mr. Keess, Principal, College of Agriculture. Here ended my hopes regarding a suitable employment in the Agricultural Department. I then turned to the Educational Department and saw the Honourable Dr. Bourne, Director of Public Instruction, on the 13th April, 1904. He was kind enough to inquire whether I could discharge the duties of Mr. Satagopa Aiyangar, Assistant Instructor in Science and Drawing in the College of Engineering. On my representing to him that I had, in addition to my being a Chemistry graduate, obtained the Agricultural Diploma which included Surveying, Engineering and Chemistry, he was kind enough to assure me that he would consider my claims in connection with the appointment in the College of Engineering. He also gave me a note to Mr. Scott, his Personal Assistant, and asked me to leave my address in the office. Subsequently I put in a written application on the 15th idem, through Mr. Keess, which was registered in the office of the Director of Public Instruction.

- ii. "Accepted the post of Agricultural Probationer in the Agricultural Department, and was in the second of Board's Proceedings (No. 3250 Misc., dated 20th June, 1904), read above posted to Koilpatti farm and directed to report himself to the Deputy Director of Agriculture *forthwith*. About the middle of July last he called at the Board's Office and personally informed the Director that he was on his way to the farm stating that he was leaving Madras by that night's mail train. But this statement was evidently false."

In the first week of June, Mr. Keess asked me whether I was willing to be appointed as Agricultural Probationer on Rs. 25 per mensem. I, at first, hesitated on account of the low pay of the appointment, but subsequently expressed my willingness under the belief that my acceptance of probationership would raise me to the post of Assistant Agricultural Chemist in a short time, and that I would not be precluded from preferring a better appointment like the one promised by the Hon'ble Dr. Bourne. Later on, the Director of Land Records and Agriculture sent me an order (B. P. No. 3254, Misc., dated 20th June, 1904) appointing me as an Agricultural Probationer and informing me that I should

report myself for duty to Mr. Benson. On the 25th idem, Mr. Benson issued a memorandum directing me to join at Koilpatti and report my having done so. These two communications were addressed to Pudukkottah, my native place, from where they were re-directed and they eventually reached me on the 1st July, 1904, at Saidapet. Before taking any action thereon, I wished to ascertain from the Hon. Dr. Bourne whether I could get the appointment in the College of Engineering, of which I thought he had practically assured me in my interview with him on the 13th April, 1904. Accordingly, on the 2nd July, 1904 (the day after my receiving the order from the Board) I wrote to him as follows:—

SIR,

I graduated in Chemistry from the Presidency College, Madras, and have since taken up the Agricultural Diploma in December last, after a training of $3\frac{1}{2}$ years in the College of Agriculture, Saidapet.

You were kind enough to grant me an interview at Madras on the 13th April, 1904, and to inquire if I could discharge the duties of Mr. Satagopa Aiyangar in the College of Engineering. I think I have not quite slipped out of your memory.

Last week, I received an order from the Director of Land Records and Agriculture appointing me as a Probationary Agricultural Inspector at Koilpatti; but I would prefer an appointment in the Educational Department. I came down to Madras to pay my respects to you again, but was told that you were absent at Ooty.

My application for appointment submitted to you on the 15th April, 1904, has not been disposed of yet. And I would consider it a blessing if you confer on me any suitable post either in the College of Engineering or somewhere in the department. May I know your pleasure?

I shall be glad to go over to Ooty if you wish to know further particulars regarding me in this connection.

Soliciting the favour of an early reply.

I beg to remain,

Sir,

Your most obedient & humble servant,

(Sd.) P. S. MINAKSHISUNDARAM.

SAIDAPET, }
2nd July, 1904. }

In the meantime, I was advised by Mr. Keess to see Mr. Benson and explain to him the circumstances relating to my chances of securing an appointment in the Educational Department. I went several times to the Board's Office for the purpose, but Mr. Benson

was then away on tour. As Mr. Benson had not returned, I saw the Hon'ble Mr. Castle Stuart on the afternoon of the 15th July, 1904, in view to explain to him my inability to join the appointment at Koilpatti till I got a reply to my letter of 2nd July, 1904 to the Director of Public Instruction about the appointment in the College of Engineering. The Hon'ble Mr. Castle Stuart gave me hopes of good prospects in the Agricultural Department and encouraged me to take up the probationership on Rs. 25. On my reiterating the fact of my application and reminder to the Director of Public Instruction, he tried to dissuade me from thinking of any other department, saying that Agricultural College students were trained specially for the Department of Agriculture. He added that as a Chemistry graduate and Agricultural Diplomat, my prospects in the Agricultural Department would be much better than in any other department, even though I had to start with Rs. 25. He further said that he would put me under Mr. Benson for a short time, and afterwards under Mr. Barber, who would be glad to have me. He concluded by asking me to proceed to Koilpatti that very evening or the next day, so that I might see Mr. Barber who was then at Panruti to choose a site for a farm. I told him that, as I was expecting a reply from the Honourable Dr. Bourne every moment, I should like to wait for one or two days more. He was apparently annoyed at this reply of mine and said that he had nothing to do with me personally and that I should go to Mr. Benson.

With regard to the statement that I informed the Director that I was on my way to the farm and was to leave Madras by that night's mail train, I beg to point out that I saw the Director at about 3 o'clock at Chepauk, that I was then living at the Government Farm, Saidapet, as Mr. Keess would testify, and that, as the mail train which then left Egmore at 6-15 p. m. did not stop at Saidapet to take in passengers, I could not possibly take that night's mail train unless I had brought with me to the Board's Office or some near place all my luggage and other necessary things for my long stay at Koilpatti. Moreover, if I was really on my way to Koilpatti, I could possibly have had no object in seeing the Director then. I beg to submit that *I did not tell* the Director that I would go to Koilpatti that night, and that my object in seeing the Director that evening was to explain to him my chances of securing a better appointment in the Educational Department. It is the Director of Agriculture that asked me to proceed that very evening or the next day; but I demurred.

iii. "On the 20th idem he forwarded a letter to the Deputy Director stating that he had "taken up some other appointment and so cannot join at Koilpatti for the present; he carefully abstained from stating what other appointment he had taken up."

My interview with the Honourable Mr. Castlestuart Stuart was on the afternoon of Friday the 15th July, 1904. The very next evening I got the order of the Director of Public Instruction appointing me as Second Assistant Instructor in Drawing in the College of Engineering on Rs. 75 to 100. The next day was Sunday, and on Monday the 18th July, 1904, I went to the Board's Office where I saw Mr. Benson who had returned from camp. I told him of my appointment in the College of Engineering as Second Assistant Instructor in Drawing on Rs. 75 to 100, represented to him my inability to take up the Agricultural Probationer's post on Rs. 25 at Koilpatti; and requested him to grant me permission to join the appointment in the College of Engineering. Mr. Benson was pleased to grant me permission by word of mouth, and was kind enough to tell me that I might decline the Board's appointment on the ground that I had secured some other more remunerative situation, but, however, added that I should formally intimate to him in writing to that effect. This I did by the following letter on the 20th July, 1904.

To

C. BENSON, Esq., M.R.A.C.,

Deputy Director of Agriculture, Madras.

SIR,

With reference to the Memo. No. 801, dated the 25th June, 1904 on B. P. No. 3254, Misc. dated the 20th June, 1904, I beg to state that I have taken up some other appointment and so cannot join at Koilpatti for the present.

I beg to remain,

Sir,

Your most obedient servant,

20th July 1904.

(Sd.) P. S. MINAKSHISUNDARAM.

It will thus be seen that I did not keep out from the Deputy Director of Agriculture the fact of my appointment in the College of Engineering and that my omission to refer to it in my written intimation to Mr. Benson was merely due to the fact that I had only the day previous informed him in person about the particulars of my appointment in the College of Engineering.

iv. "*But it was subsequently discovered that he had been appointed as Acting Second Assistant Instructor in Drawing in the College of Engineering.*"

I have already stated that the fact of my appointment in the College of Engineering was mentioned by me to Mr. Benson in a personal interview which took place on Monday, the 18th July, 1904;

i.e., two days before the date of my letter to Mr. Benson. So, whether the Honourable Mr. Castlestuart Stuart was aware of it or not, Mr. Benson, to whom I was directed to report myself for duty and to whom I addressed the letter, was, at all events, in possession of the fact that it was in the College of Engineering that I was appointed.

v. "*The Director of Public Instruction, however, was not aware when he made the appointment that Minakshisundaram had already been appointed to a post in the Agricultural Department—a fact which this individual failed to disclose to Dr. Bourne.*"

That I did disclose the fact of my appointment in the Agricultural Department to the Honourable Dr. Bourne before he actually appointed me to the post in the College of Engineering, will be evident from my letter of 2nd July, 1904 to the Director of Public Instruction wherein I said: "Last week I received an order from the Director of Land Records and Agriculture appointing me as a Probationary Agricultural Inspector at Koilpatti."

vi. "*Nor did he seek permission to resign his appointment in the Agricultural Department; but absented himself from duty at Koilpatti without leave contenting himself with writing the letter quoted above, and joined his subsequent appointment in the Educational Department, thereby causing the Agricultural Department, considerable inconvenience.*"

I never joined the appointment in the Agricultural Department and cannot, therefore, I respectfully beg to submit, be deemed to have absented myself from duty at Koilpatti without leave. I was fresh from College and in search of an appointment. In my anxiety to secure one I applied to more than one quarter. The appointment of Agricultural Probationer, offered to me by the Agricultural Department was not very tempting as I had to start on Rs. 25 a month which I felt humiliating. It naturally struck me whether I could not get anything better from the Educational Department. I told the Director of Public Instruction of the offer from the Agricultural Department and begged of him to let me know whether he could give me the 75 Rs. place in the College of Engineering. I was expecting his reply every moment and I, therefore, deemed it expedient to go over to the Board's Office to represent matters and explain the delay in my taking up the Koilpatti appointment. It was under these circumstances I had the interview, above mentioned, with the Hon'ble Mr. Castlestuart Stuart. The very next day I had the order of appointment from Hon'ble Dr. Bourne offering me Rs. 75. My inclinations were naturally for the more

remunerative appointment. I told Mr. Benson, the officer who posted me to Koilpatti and to whom the Hon'ble Mr. Castlestuart Stuart had referred me, as to how my inclinations were. Finding he had no objection to my joining the Engineering College, I joined the same. If he had told me that I should either resign the Koilpatti appointment or take leave before I joined the other, I should certainly have done so. All that he suggested was that I should decline the appointment in writing which I did. I beg to submit for your Excellency's consideration whether a candidate, under these circumstances, may not decline an appointment before joining it even though the appointment had been made after a preliminary enquiry as to whether the candidate was willing to be appointed. In my case, the Board's preliminary enquiry through Mr. Keess was rendered necessary by the fact that I had not actually applied to the Board for an appointment. Supposing the Board, after ascertaining from Mr. Keess that I was willing to be appointed, had not appointed me and chosen some other, will the Government, I most respectfully beg to submit, admit a representation from me under such circumstances that the Board was bound to appoint me and that the appointment of another person was invalid? If it would not, I venture to ask whether I was not at liberty to decline the appointment offered by the Board.

4. To sum up, I am an unfortunate victim to serious misapprehensions on the part of the Board of Revenue and the Government. The whole charge against me is that I did not disclose to the Honourable Dr. Bourne the fact of my prior appointment in the Agricultural Department, and, having got an offer from him, I concealed it from the Board of Revenue in order that I might accept the one and give up the other; that thereby I was carrying on a dishonest speculation for a more remunerative appointment, causing the Agricultural Department considerable inconvenience. The Proceedings of the Board of Revenue and the Order of Government are based on these lamentable misapprehensions. In the first place, it is not true that I did not disclose to the Honourable Dr. Bourne the fact of my prior appointment in the Agricultural Department. I did disclose it in the most distinct terms (*vide* my letter to him quoted *in extenso* in para 3 *supra*). Having obtained the order of appointment in the College of Engineering I informed Mr. Benson of the fact and obtained his permission to accept the same and decline the other. These gentlemen will, I have no doubt, bear me out. If Mr. Benson had raised the least objection to my joining the Educational Department, I should not have done so. The statement that I made the Director of Agriculture understand that I was proceeding to Koilpatti that very evening is the most unfortunate misapprehension of all. To the best of my recollection, I did not make any such

promise but it is the Director that asked me to go that evening and I demurred. I am aware how useless it is to expect my statement of a fact to be set against that of an officer of the standing and position of the Honourable Mr. Castlestuart Stuart; but all that I most humbly beg to request of the Government is to look to the probabilities of the case, and consider whether, in the circumstances stated above, it is likely that I would have undertaken to proceed within two hours of my interview with him to a place like Koilpatti, with the certainty of nothing better than Rs. 25 per month, and with the hourly expectation of a handsome appointment on Rs. 75 from another quarter. I have endeavoured to show above that there was no necessity for me to resign the appointment or take any leave as I had not joined the appointment. I affirm I have been throughout actuated by nothing but honest motives, and if my own profession of good faith would not avail me much, I beg that a reference may be made to Mr. Keess, the Principal of the College of Agriculture, who is acquainted with every stage of this unfortunate affair, and whose advice I invariably sought and obtained at every step in this my first endeavour to enter life.

I am a young man fresh from the College, just on the threshold of life; and the order of Government prohibiting my re-employment blasts all my prospects for ever. In accepting the first appointment in life, I naturally preferred the one on Rs. 75 to the other on Rs. 25 per mensem. In having done so, I fail to see that I have been guilty of any misconduct.

5. I respectfully beg to request that Your Excellency's benign Government will be graciously pleased to take a merciful view of my pitiable case, cancel their order No. 848 Public, dated 18th October, 1904, and direct my reinstatement in the appointment of Second Assistant Instructor in Drawing in the College of Engineering, Madras.

I beg to remain,

Your Excellency's most obedient & humble servant,

P. S. Minakshisundaram

C/o Post Master,
Triplicane, Madras.

Triplicane
12th April 1905

10

A.R.O. 66 No 46/05, dated 25 April 05

*Submitted to
Government.*

Madras: *A. G. Bowring*
Director of Public Instruction

9

13



13

GOVERNMENT HOUSE.

Ootacamund,
April 25, 1905.

Anti
He wants to be
free
John
W. H. or
My dear Taylor,

In forwarding herewith a duplicate of petition from P.S. Minakshi sundaram, dated the 12th instant, I am desired by His Excellency to say that he would like to see the papers before disposal.

Yours sincerely,

W. H. or

H.D. Taylor, Esq., I.C.S.,

107

14
 Do from P.L. d 25-4-05

Similar petition received today.

The matter has been twice considered

Papers please.

H.D.T.

25/4/5

The petition received in the office is placed below. The original has not yet come up through the D.P.P.

A.

B.

C.

2. G.O. No 848 Public d 18th October 1904 and No 70 Col d 7th February 1905 are submitted.

Ph

26/4/5

Await receipt of original through D.P.P.

25/4/5

26/4/5

The original has now been received through the D.P.P. He has simply forwarded it without remarks. His remarks on the case were already submitted to Govt with his letter on pages 2+3 and with his U.O. note on pages 26-28 of G.O. No 70 Col d 7th February 1905.

C.

2. The Board of Revenue ^(also) had submitted a full report on the case - vide its Proceedings on pages 11-22 of the G.O. quoted above.

3. The petitioner says that he never applied to

the Board of Revenue for an ¹⁵ appointment. This may be literally true but Mr. Keess had applied on his behalf - vide his letter reproduced in para: 2

C. of the Board's Proceedings - page 11 of 80. No 70 d1 7-2-05.

4. The petitioner explains away the statement in the Board's Proceedings No 3303 d1 16th September 1904

B. - page 3 of 80. No 848 Public d1 18th October 1904 - that he accepted the post of Agricultural Probationer, by saying that he did so "under the belief that my

" acceptance or probationership would raise me to the

" post of Assistant Agricultural Chemist in a short time

" and that I would not be precluded from preferring

" a better appointment like the one promised by the

" Hon'ble D. Bourne". It is submitted that there was nothing about this belief in Mr. Keess's letter to the

Board re. produced in para: 3 of the Board's Pros:

C. in 80. No 70 d1 7-2-05 - page 12. and ibi just the absence of any expression of such belief that ^{calls} ~~was~~ for comment. ~~generally the petitioner~~

5 There is an erroneous statement in para: 3 of the petitioner's letter to D. Bourne reproduced on page 4 of his present printed petition. He said "Last week I received an order from the Director of Land Records and Agriculture", but according to his own showing he received the ~~last~~ order on the 1st of July 1904 and the

Letter to D^r Bourne was written on the 2nd. But
passing over this, the petitioner says that he did not
tell the Director of Agriculture that he would leave
for Koirpatti on the 15th July 1904, ~~and~~ that it was
not possible for him to ^{leave that day} ~~do so~~ and that if he was
really going there was no object in ^{his} seeing the Director.
As to this please see para: 6 of the Board's Pros: in
@. 80. no 70 d1 7.2.05 - page 13. He saw the Director
"with the ostensible object of thanking the Director
for the appointment and of assuring him that
nothing would be left undone on his part to give
satisfaction".

6. The petitioner's statement that he did not
abstain from stating what other appointment
he had taken up is no doubt partly true - please
see para: 14 of the Board's Pros: in 80. no 70 d1
7.2.05 - page 16. He told the Deputy Director of
Agriculture what appointment he had taken up
but not the Director. His letter on the subject should
therefore have been fuller & more explicit.

7. The petitioner's statement that he never joined
the appointment in the Agricultural Deptt & cannot
therefore be deemed to have absented himself from duty
at Koirpatti without leave can hardly be accepted. He
expressed through Mr. Keess his willingness to join the
Agricultural Deptt & the appointment was made.
The contract was then complete & he could not back out ^{himself} of it
without permission. ^{He would perhaps have done well if,} If on the receipt of the Board's
appointment order, if he had ~~only~~ written back to say

that there was some chance of his getting something better from the Director of Public Instruction and had asked for time to ^{take up} accept the Board's appointment; ~~but he was apparently afraid that he might not get the one and might lose the other & he thus shrewd himself up.~~

27/4/5 Mr Stuart says Minakshisundaram told him on the 15th of July that he was starting that evening for Railpatti; but did not go and wrote on the 20th to say he had got another job. Minakshisundaram says he told Mr Stuart on the 15th that he was unable to accept the appointment and was not going to Railpatti that evening. Minakshisundaram has very motive for giving a false account of what took place at the interview on the 15th. What motive has Mr. Stuart, supposing he were capable of lying? - Submitted that the petition shows that petitioner is a liar as well as an intriguer. M 28/4/5

The matter has already been twice considered. & on the second occasion the BPD himself intervened in pet^r behalf. Reference is invited to B^d Memorandum on

Are there any other
G.O. 848 Public
10.10.04
Acem No. be obtained
- put up of 15/5

Submitted that Public did not print the notes but a manuscript copy is stitched with the G.O. B. 15/5

G.O. 848 D 18th Oct 1904 B
G.O. 70 Dated 7.2.05. C.

C

pages 11-22 of G. 670 Ed. 1, and especially to
 7.2.05.
 para 18 (a) or para 21 ibidem.

2 The petitioner was appointed
 probationer in the agricultural dep.
 under BP 3214, communicated to him
 20.6.04.
 under Mr. Director's memo. of 25th idem. Both
 these reached him on 1st July 04. They were
 return orders of appointment and posting:
 on 2nd July petitioner addressed the D.P.D. whose
 orders of appointment to the post in the
 Engineering College was dated 16th July 04.

3. It was ordered.

a) That the appointment should be
 cancelled

a) That he should be
 prohibited from further
 employment in Govt. service.

The notification was not however ordered to
 be gazetted; as such publicity was not
 deemed necessary.

HOS
 1.5.05.

H.M.

H. S. The Governor.

We have all of us
 considered this man's conduct such
 as has shown him an undoubted
 addition to our public service
 and his present petition does not

altes my estimate of him. The
order is laid on him but
he has deserved it; and a lesson
is occasionally necessary that
Govt should not be trifled with
or exploited for the individual's
benefit

h
5305

St
6-5-05

The petitioners will be informed that the
Govt ~~can~~ see no sufficient reason to
reconsider the order already passed
in the case

St
6-5-05

The draft placed below may issue.

Ph 8/5/5

Ymn
H
9/5/5

[80. no 302 vol de 9-5-05.]

190

READ ALSO:—

777 the 599 el 46 25 - 4 - 190 5

ORDER No. 302, dated 9-5-1905.

The petitioner will be informed
that the Govt. ^{is not} see no sufficient reason
to re. consider the order already passed
in his case.

PH 8/5/5

To the DPO Dept 9/5/55

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

190 .

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

ST 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.
- B = Not to be copied.
- P = Copy abstract only.
- Q = Copy heading only.