

27
Educational (1905) Department.

ORDINARY MS.

G.O., No. 656

DATED 4-10-05

INDEXED

[Despatch Abstract.]

Wm. H. Williams Allen

*stating that _____ will be considered as having
been recalled to duty under article 149 (a) of the [S.R.]*

Dep. Secy. Genl.

Ans

T. L. S.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
11-1	20-3-1	2310	01			694-71	
11-2	20-3-1	2310	01				
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CURRENT FILE.

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do	6185	1-9-05	6-7

PAPERS PUT UP WITH CURRENT No 1457 & 1553

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.
301 R	3-6-05	O		
229 R	26-4-05	O		
31 R	19-1-05	O		

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.

Form No. 135
1,700-17-6-05.

EDUCATIONAL DEPARTMENT.

Received 12 AUG 1905 190 , Registered 12-8-1905



Subject.

Submitting a communication from M.R. Ry L.C. Williams Pillai Avl.
Inspector of Schools acting in the Southern circle regarding
the cancelment of the unexpired portion of the leave granted
to him in G.O. R. No. 31 Educational D/19th January 1905.

ENCLOSURES.

No. 1

Spare copies

Ref on cur No. 6185 /05

Station Madras, Dated the 18th August 1905.

From (Name) The Hon' ble Mr. A.G. Bourne, D.Sc., F.R.S.

(Designation) Director of Public Instruction.



To The Secretary to the Government of Madras,
Educational Department.

Sir, /Through the Accountant-General/

In submitting the enclosed letter from M.R. Ry L.C.
Williams Pillai Avergal B.A., Inspector of Schools acting in
the Southern circle No. 106 /C. dated 17th July 1905 I have the
honour to state that his first request is inadmissible as
his posting to the Southern Circle before the expiry of the
leave granted to him in G.O. R. No. 31 Educational Dated 19th
January 1905 was made to suit his own convenience. I beg to
recommend that his second request regarding the cancelment of
the unexpired portion of his leave be granted.

The dates given in the Inspector's letter
are correct.

I have the honour to be,
Sir,
Your most obedient servant,

E. W. N. S. S. S. S.
Secy Director of Public Instruction.

31-7-05

Southern Circle,

No. 106.C.

Dated 17th July 1905.

From

L. G. Williams Pillai
M.R.Fy. Rao Bahadur C. NAGOJEE RAO AVERGAL, B.A.,

INSPECTOR OF SCHOOLS,

in Southern Circle,

To

THE DIRECTOR OF PUBLIC INSTRUCTION,

MADRAS.

SIR,

I have the honor to state that the Privilege leave and furlough granted to me (Vide page 59 of the Fort St. George Gazette dated 24th January 1905) will have expired on the 17th August 1905 and I shall have returned to duty as Inspector of Schools Southern Circle on the 18th August 1905; but you are aware of the circumstances under which I joined duty as Inspector of Schools Southern Circle on the 10th July 1905. I therefore request you to be so good as to consider me as having been recalled to duty under article 199(a) of the Civil Service Regulations and to cancel the unexpired portion of the Combined leave viz: from 10th July to 17th Aug 1905.

I have the honor to be,
your most obedt. servant.

L. G. Williams Pillai
Inspector of Schools
in Southern Circle

in (P. 312) P.
19-1-5

appointed in (P.
Rd 301 Q.
3-6-5

Department of Public Instruction.

OFFICE OF THE INSPECTOR OF SCHOOLS, SOUTHERN CIRCLE.

No. 106C, dated 17th July 1905.

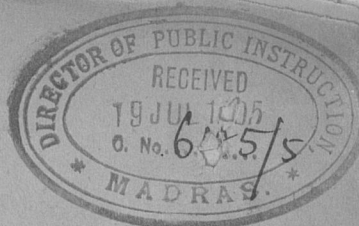
Despatched 17th July } 1905.
Received

Enclosures.

Spare copies.

SUBJECT.

Requesting the favor of an order to the effect that he was recalled to duty before the expiry of his combined leave.



Forwarded to Government.

2. There is no audit objection to the unexpired portion, 10th July to 17th August, of the combined privilege leave and furlough for 6 months granted to M.R.Ry. Williams Pillay Avergal being cancelled, but as the Director of Public Instruction states that he was permitted to join duty as Inspector of Schools, Southern Circle, before the expiry of the combined leave, for his own convenience, his is not a case falling under Article 199(a) of the Civil Service Regulations. He must therefore be considered to have been on furlough from the commencement of his leave and the difference between privilege leave allowance and furlough allowance recovered from him. Pending receipt of final orders of Government on the case, the difference of leave allowance will be held under objection.

Fort St. George,
Accountant-General's Office,
11 August 1905.

H. Dobbie.
Accountant-General.

To
The Secretary to Government,
Educational Department.

” ————— ” ————— ” ————— ” ————— ”
 ” ————— ” ————— ” ————— ” ————— ”

Dissect of
~~Fractures~~ leaves to
 William Miller.

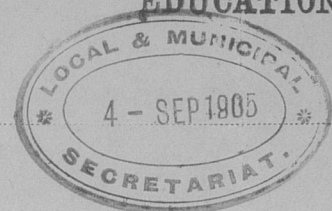
MEMO (ORDER) No. 472, dated 20-8, 1905

The SPS State that H. Wellman
Pillai was recalled for leave
and posted to the Southern Circle
about 2000 on leave since

2. The fact. Have as
information at the circumstances
which led to this arrangement. The
Board requested to report the
matter was fully - to forward copies of
any correspondence used from
Mr William Pillsbury in the
matter

To the D.P.I. Desd^d
21/8/51

EDUCATIONAL DEPARTMENT.

Received  4 - SEP 1905 190 , Registered 4-9-1905

Copy of a Subject.
Submitting letter from Mr. Williams Pillai stating that he is not entitled to any travelling allowance under article 1127 of the Civil Service Regulations.

ENCLOSURES.

No.

Spare copies

R.C. No. 6185/5

Station Madras, Dated the 1st September 1905.

From (Name) The Hon'ble Mr. A.G. Bourne, D.Sc., F.R.S.,

(Designation) Director of Public Instruction.

To The Secretary to the Government of Madras,
Educational Department.

Sir,

Page 5, ch file

With reference to Memorandum of Government No. 472, dated 21st ultimo, I have the honour to submit the enclosed copy of letter from Mr. Williams Pillai, dated 15th May 1905 which explains the circumstances under which he returned to duty before the expiry of his leave. My contention was that the grounds for his recall were not 'public' as other arrangements for the charge of the Southern Circle could have been made but for the request contained in the above communication and that he was not therefore entitled to any travelling allowance under Article 1127 of the Civil Service Regulations.

I have the honour to be,
Sir,
Your most obedient servant,

J. A. S. S.

For Director of Public Instruction.

Copy of a letter from M.R. Ry L.C. Williams Pillai Avl.
dated Jaffna 15th May 1905.

I saw in the Gazette that Rao Bahadur C. Nagoji Rau
is appointed to act as Principal, of the Kumbakonam College.
Unless the appointment is only for a short period may I request
that you will kindly send me to act in the Southern Circle.
As my daughter's marriage comes off on the 17th instant I have
no objection to have a portion of my leave cancelled provided
you require my services in July next.

/True Copy/

J. R. Sest

For Director of Public Instruction.

[E.]
2.
1,500-3-12-01

C. No. 1457 From the *D.P.* No. 6185, dated 1-8-1905.

SUBJECT.

Cancelment of unexpired portion of leave granted to Mr. L.C. Williams Pillai.

Mr. L.C. Williams Pillai took combined privilege leave and furlough for six months up to the 17th of August 1905, but during the period of his leave he was appointed Inspector of Schools, Southern Circle and he joined duty on 10th July 1905. His request therefore for the cancelment of the unexpired portion of his leave - viz. from 10th July to 17th August 1905, may be granted.

2. With regard to his other request, the Director says that it is inadmissible as the posting of Mr. Williams Pillai to the S. Circle before the expiry of his leave, was made to suit his own convenience. The A.G. therefore is of opinion that his whole leave should be converted into furlough and the unexpired portion cancelled.

C.S.R. Submitted that the A.G's view may be concurred in and the Director informed accordingly.

Ru
16/8/5 Mr. Williams Pillai's combined leave was for six months. Under Article 233 (iv) of the C.S.R. this is the minimum combined leave an officer can take unless his case falls under Article 199(a) - or in other words unless he is recalled.

Leave granted in G.O. No. 31 of 19-1-05. P.
Page 2 of 2.
In G.O. No. 301 of 3-6-05.
Page 2 of 2.

Page 1 of 2.

Page 4 of 2.

to duty. If therefore the unexpired portion of his leave is cancelled the total period will fall below six months and it will then have to be converted into furlough.

2. The Director says that M.R. Ry. Williams

Pillai's posting to the southern circle before his

leave expired was to suit his own convenience. This

may have been so but if it was not done at his special

request he can hardly be made to suffer now. He

will have to refund Rs. 900 ^{* to forfeit the privilege leave otherwise due to him.} It may be that the

southern circle was offered to him and the conse-

quences of his returning to duty before the expiry

of his leave was not pointed out to him. Should

detailed information be called for regarding the

circumstances under which Williams Pillai returned

to duty so that the possibility of its being treated

as recall to duty may be considered. If not there

may perhaps be no necessity to cancel the unexpired

portion of the leave. Pending orders of Government

the Accountant General has not effected any recovery.

P.T.T.

16-8-05.

Submitted that the Director's proposal may be

accepted.

A.G.

17-8-05.

Secretary.

*
Pay. Rs 600
Tut's all: admissible .. 300
Success drawn 300
For 12 months 900
+ Article 246 of the C.S.R.

He should know the
rules. A.G.

Is there any rule under which the period from 10th July to 17th Aug. can be treated as leave, or as entitling Mr Williams Pillai to furlough allowance only during that period?

40/15
15.8.01

Submitted that there is no rule to that effect. but as long as the furlough is cancelled, will it not remain as furlough although the Inspectors performed duty as Inspectors during the ~~period~~ period?

29/8/15

That would be evading the rule fixing the 6 months minimum (C.S.R. 233).

Sec 4

14/9/15

It will be observed from the note to C.S.R. 233 that an officer may be allowed to return to duty within 14 days of the expiry of the minimum period. The ^{officer} ~~request~~ ^{suggestion} is that the minimum ^{period} should be reduced by 38 days.

14/9/15

I see no alternative but to accept the Director's proposal. The combined leave granted to Mr Williams Pillai will have to be converted into furlough. But DPO merely says that the arrangement was to suit Mr Williams Pillai.

convenience. There is nothing to show
Low. why the arrangement was made. Refer
further to D.P.D. for fuller explanation on
this point. The draft below is in

40/2
20.8.05

[Memo no. 472 dated 21st August 1905].

From the D.P.D. no. 6185 dated 1st September 1905.

Submitted that there is no rule to that effect.

The D.P.D. submits a copy of Mr Williams Pillai's
letter in compliance with para. 2 of the memo on page
5 of the Ct. file. ^{States} The Director's letter it would appear
that the grounds for Mr Williams Pillai's recall were
not 'public'.

2. Submitted for orders.

nsd
6/9/5

Attention is solicited to the points in Williams
Pillai's letter - "provided you require my services in
July next". When then the Director required his
services in July, it is doubtful whether the grounds for
Williams Pillai's recall did not become "public".

2. Moreover the Director's letter of the 1st instant
clearly shows that he did not & even now does not realize
the full effect of his not considering Williams Pillai
as recalled from leave. ^(man) This effect of his not doing so
is as observed on page 2 supra -

(1) That ^{Williams Pillai} he will have to refund the difference between the
his privilege leave & ~~full~~ allowance for three months
already drawn by him & the full allowance which alone (2)
will then be due.

us
4/9

Page 6 of 4.

[illegible]

(2) that he will have to forfeit his claim to all privilege leave earned by him till the date of his going on leave.

3. The loss of travelling allowance under article 1127 of the C.S.R. is only a minor matter. He may perhaps be made to suffer this loss for asking to be posted to the Southern Circle before his leave was over & for the ignorance of rules displayed by him.

PH
2
7/9/15 Williams Pillai's letter to the Director shows that he knew he might have to shorten his leave if he was to be given the "Inspectorship of the Southern Circle, which he wanted. " Provided you require my services in July next " means " If, as I suppose, the Inspectorship falls vacant in July next " - Submitted that there is still nothing to show that Williams Pillai was recalled to duty before the end of the leave in anyone's interests but his own. If he overlooked the fact that he would lose pay, that is his own look-out. H.Y./Q/15

In view
The D.P.D must be the best judge as to whether
the recall of this officer was at his own
request or in the public interest. D.P.D states

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Est. no. 599 of 11/9/05
 10.9.05
 11.9.05

(p. 6. c. 1. / that other arrangement could have
 been made without inconvenience for the
 charge of the Southern Circle. Mr William
 P. Lai doubtless considered the 'pro & cons'
 and asked for permission to return to
 duty in order to be placed in charge of the
 circle in which he desired to serve

400
 8.9.05

It is a fair good middle;
 but despite the D.P.'s representation
 I consider that it must be held
 that the Inspector was recalled to
 duty before the end of his leave. If
 the Director didn't want him he
 needn't & shouldn't have called for him.
 On that view with to A.F. please
 say if the unpaid portion of his
 furlough may be cancelled without
 any penalty?

h

10.9.05
 A.G. u.o.
 400
 11.9.05

The Government are pleased to consider that Mr.

Mr. Williams Pillay Ag. Inspector of Schools Southern Circle was recalled to duty before the expiry of his combined leave, the unexpired portion of his leave from 10th July to 17th August 1905 may be cancelled without forfeiture of privilege leave allowances under article 233 (iv) of the Civil Service Regulations.



A. G. O. No. 75
19-9-05

b.D.
19-9-05.
A.G.
Resubmitted
HOD
21.9.05

HN

Act accordingly

h
22/9/05

Draft
H
22-9-05

The draft placed below is submitted for approval. If approved it may be shown to Financial.

PH
22/9/05

Fin^l no
H
25/9/15

FINANCIAL DEPARTMENT.

File DEPT.
U. C. No. 1379R
Dated 25-9-1905

for
File

Perhaps it may be made clear in the draft order whether Williams Pillay should or should not be considered to have been recalled to duty "on public grounds"

[Faint, mostly illegible handwritten text, likely bleed-through from the reverse side of the page.]

grounds" with reference to article 1127 of the C.S.R. so as to settle once for all the question of his being granted travelling allowance ^{under that article} for the journey from the place at which the order of recall reached him, under that article.



Copy fledged II

If the recall is
Printed
2

2. Under notification No. 4133 of the G. O. D., Finance & Commerce Dept, published in Part I of the Gazette of India of the 3rd Novr. 1883, formal cancellation of the unexpired portion of William's Puri's leave is not necessary. The necessary alteration may perhaps be made in the draft. & the order need not be gazetted.

Allos
26.9.05

Yes the recall to duty carries with it the cancellation of the remainder of the leave. As to gazetting the recall, the matter is one to be settled by the practice of the Dept. Ordinarily it wd appear to be superfluous to gazette a recall some months after it had taken place.

Agree
29.9.05
Cm's
27.9.05

15 ~~see~~ art 149(a) correct? Placed ~~it~~ ^{us} ~~200~~ 200
he also quoted. I doubt whether in the
case of this particular case 1127 can be held
to apply. Specific action will be required if any
claim is made. 3.10.5

Submitted that there appears to be no objection to quote
article 200 also but Article 149(a) seems to be sufficient.
The Alps endorsement refers only to the latter.

Secretary.

3/10/5 3.10.5

us
7/1

Key well - issue. Enrolle need to be necessary
4.10.5

1,003-14-6-05

99 99 99 99 } 99 190

READ ALSO:—

1553 1899 6185 1-9-1905

190

No. 656, dated 4-10-1905

22/9/15
 25/9/15
 26/9/15

2 The ~~Doc~~ ^{gro} } photo. / 5/2/65
" ^{acc.} ~~Caribbean~~ 7-1005

When given for copying
 When copied
 When examined
 When signed

190

READ AGAIN G.O., No.
 190

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DETO.

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.

A A A A A A A