

Educational (1906) Department.

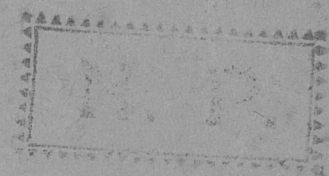
ORDINARY PRINTED.

G.O., No. 251/252

(36)

DATED 6th April 1906.

Very urgent



[Despatch Abstract.]

Form of State Technical Scholarships

Prescribing a form of agreement - which should be executed by persons holding the —

BACK PAPERS.

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

FURTHER PAPERS.

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

Government of Madras.

EDUCATIONAL DEPARTMENT.

2

FOR RECORD ONLY.

Recd.

Regd.

} 1906.

Enclosures

Spare copies

G.O., &c., Nos. 251, 252, 6th April 1906.

State Technical Scholarships.

Prescribing a form of agreement which should be executed by persons holding the —.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers :—

I

G.O., No. 46, Educational, dated 23rd January 1906.

ABSTRACT.—Directing the attention of the public to the scheme of the Government of India Technical Scholarships, and explaining their object and setting out the conditions under which they will be offered and held.

II

Letter—from SUTHERLAND ORR, Esq., Government Solicitor, Madras.
To—the Secretary to Government, Educational Department.
Dated—the 14th March 1906.
No.—226.

With reference to the file of papers herewith returned I have the honour to forward draft of bond altered in the form I would suggest.

2. As there is no provision in the Government of India rules as to technical scholarships for the refund, in case of forfeiture, of any allowances paid in respect of the scholarship, this must, I think, be treated as a separate condition to those of the rules and a general recital should be inserted to show that there are other conditions agreed upon besides those laid down in the rules.

3. The failure to return to India should, I think, be also recited separately in terms of the rules and be followed by a special recital to show that in amplification of the rules the period of return has been fixed at some limit and the period of work out here has also been fixed at five years.

4. I think the reference to "England or other countries" can be omitted.

5. The bond is usually taken in double the amount intended to be secured which would approximately be—

	RS.
Passage to Europe	500
Two years' scholarship at £150 per year	4,500
Return passage	500
Total ..	5,500
Double amount for bond ..	11,000

But in view of the liability asked for from the sureties to guarantee the holder of the scholarship for a period of some seven years, I doubt whether it would be advisable to ask for the double penalty. There will probably be some difficulty in getting guarantors even for the amount of Rs. 5,500 considering the length of time for which the guarantee is to continue.

Order—No. 251, Educational, dated 6th April 1906.

With reference to G.O., No. 46, Educational, dated 23rd January 1906, explaining the objects of the technical scholarships offered by the Government of India and inviting candidates for scholarships in certain subjects, the Government have had under consideration the question whether a form of agreement should be prescribed for execution by persons appointed to these scholarships. As these scholarships are intended generally to encourage and develop the industries of India and not merely to further the private interests of the scholars, the agreement will provide—

(1) for refund of the amount disbursed to scholars in the event of their failure, through any default on their own part, to complete the prescribed training, and

(2) for the return of the scholars to India for a period of at least five years after the completion of the course.

2. The form of agreement prescribed is appended to these proceedings.

3. Candidates on their return are at full liberty to take up private employment; Government will be under no obligation to provide them with employment.

(True Extract.)

H. D. TAYLOR,
Ag. Secretary to Government.

Endorsement—No. 252, Educational, dated 6th April 1906.

Copy to the Government of India, Home Department.

H. D. TAYLOR,
Ag. Secretary to Government.

APPENDIX.

Form of Bond for Holders of Government of India Technical Scholarships.

Know all men by these presents that we _____ of _____ and _____ of _____ State for India in Council (hereinafter called the Secretary of State) in the sum of Rs. 5,500, to be paid to the said Secretary of State or to his certain Attorney Successors or Assigns for which payment to be well and truly made we bind ourselves and each of us our and each of our heirs executors administrators and legal representatives jointly and severally firmly by these presents sealed with our respective seals dated this _____ day of _____ one thousand nine hundred and six.

WHEREAS the said _____ has obtained an Indian Government Technical scholarship of one hundred and fifty pounds per annum for a period of two years under and subject to the rules for Indian Government Technical scholars laid down by the said Secretary of State and upon other the conditions hereinafter referred to AND WHEREAS in accordance with such rules the said _____ is about to proceed to _____ a free passage thereto being provided for him by the said Secretary of State AND WHEREAS by the said rules it is (*inter alia*) provided that every scholarship holder who not being disabled by illness or prevented by any other cause which the said Secretary of State may consider sufficient fails to complete the required term of residence in England or such other country as the said Secretary of State may approve or who is guilty of misconduct or disregard of the orders of the said Secretary of State and that on such scholarship being forfeited the scholar shall lose his claim to a free return passage to India and shall become further liable to refund the cost of his free passage to England AND that every scholar will on the termination of his scholarship return to India and there continue to devote himself to the industry for which he has studied AND WHEREAS it has been agreed by and between the said _____ and the said Secretary of State that the period within which the said _____ shall return to India after the expiration of his said scholarship shall be _____ months from such expiration and that the period for which the said _____ shall devote himself in India to working in the industry for which he has studied under the terms of the said scholarship shall be 5 years from the date of his arrival in India after the termination of such scholarship and that other the terms and conditions hereinafter more expressly set forth shall be observed and performed by the said _____ AND WHEREAS it has been agreed between the said _____ and the said Secretary of State that the said _____ and two good and sufficient sureties should enter into and execute the above-written bond or obligation subject nevertheless to the condition hereunder written AND WHEREAS the said _____ and _____ have at the request of the said _____ agreed to become sureties for him and to join in executing the above written bond or obligation AND WHEREAS the said Secretary of State has approved of the said _____ and _____ as such sureties as aforesaid Now THE CONDITION of the abovementioned bond or obligation is such if the said _____ shall be declared by the said Secretary of State or his successors to have forfeited under the said rules for Indian Government Technical scholars his said scholarship and if they the said _____ and _____ or some or one of them their or some or one of their heirs executors administrators or legal representatives shall upon such forfeiture refund and repay to the said Secretary of State his successors or assigns all sum or sums of money which may have been incurred or expended by him or them on behalf of the said _____ in providing him with a passage to _____ or otherwise in connection therewith or in or towards the allowance paid to the said _____ in respect of the said scholarship and if the said _____ and the said _____ or some or one of them, their or some or one of their heirs executors administrators or legal representatives shall also at the request of the said Secretary of State provide the said _____ with a return passage to India, or if the said _____ fails to return to India within the period of _____ months from the termination of such scholarship and there to devote himself for the period of 5 years to working in the industry which he has studied under the terms of the said scholarship and if the said _____ and the said _____ or some or one of them their or some or one of their heirs executors administrators or legal representatives shall upon such failure refund and repay to the said Secretary of State

his successors or assigns all sums or sum of money which may be incurred or expended by him on behalf of him the said _____ in respect of such passage or towards the allowance paid to him in respect of the said scholarship as aforesaid THEN the abovementioned bond shall be void and of no effect, otherwise the same shall remain in full force and virtue.

Signed sealed and delivered by the
abovenamed _____
in the presence of _____

Signed sealed and delivered by the
abovenamed _____
in the presence of _____

Signed sealed and delivered by the
abovenamed _____
in the presence of _____

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 251, 252, EDUCATIONAL,
DATED 6TH APRIL 1906.

[SUBJECT.—*Form of agreement to be executed by persons holding the State
Technical scholarships.*]

Is there any form of agreement prescribed for execution in connection with these
State Technical scholarships?

H. D. TAYLOR—20-2-06.

Submitted not, but under paragraph 7 of the despatch on page 4 of G.O., No. 504,
Educational, dated 9th October 1903, the conditions of the Government of India
scholarships apply to these scholarships also. A candidate for the Government of
India scholarship usually furnishes two sureties and executes a bond—please see
paragraphs 4 and 6 of the Registrar's letter on page 2 of G.O., No. 282, Educational,
dated 5th May 1904. No authority can, however, be traced for this procedure. The
conditions will be found on pages 79 and 80 of the Madras University Calendar,
volume II, for 1904-1905.

P. T. THARYAN—20-2-06.

C. A. SOUTER—20-2-06.

It seems desirable that a form of agreement should be drawn up for execution by
persons appointed to State Technical scholarships. The agreement should provide—

(a) for sureties for repayment of the amount of the scholarship in case of
scholars, owing to any default on their own part, failing to complete the prescribed
training;

(b) for their return to India for at least five years, after the completion of the
course.

Candidates will be permitted to take up private employment, and Government
will not be under any obligation to provide them with employment.

H. D. TAYLOR—21-2-06.

With regard to the question of an agreement, it is very proper that there should
be an agreement executed as suggested. Please have a rough form prepared on the
model of the India one and submit with any suggestions as to variations. Then we
can send finally to the Government Solicitor.

G. S. F[ORBES]—23-2-06.

Please see the form placed below. It is based on the agreement executed by the
Government of India scholars.

2. The rules in G.O., No. 504, Educational, dated 9th October 1903, do not
provide for refund of scholarship on forfeiture or on the scholar failing to return to
India—please see also the rules on page 4 of G.O., No. 32, Educational, dated 18th
January 1906. But the Local Government can apparently prescribe this condition
which will then for the purpose of the bond become a condition prescribed by the
A Secretary of State for India in Council. Should the Government of India be
informed of this condition? The rules in G.O., No. 32, Educational, dated 18th
January 1906, provide for the payment of passage money—*vide* rule 6. The draft
bond therefore also provides for the refund of the amount paid as passage money and
for the provision of return passage money.

3. The Government of India scholarship (ordinary) is not liable to be refunded. The scholar has on forfeiture only to pay back the passage money and pay for his return passage—please see page 79 of the Madras University Calendar for 1903-1904, volume II. The intention apparently was that the same rule should apply to the Technical scholarships also.

P. T. THARYAN—5-3-06.

I submit with respect that the refund of the amount of scholarship already paid need not be insisted upon. I am not aware that it is done elsewhere. The mere forfeiture of the scholarship, and being stranded in a foreign country with presumably little money to pay for a return passage would seem to be quite enough to act as a deterrent or as an incentive to work. I would therefore omit this portion from the agreement.

C. A. SOUTER—5-3-06.

These scholarships form a special class by themselves. They are intended to encourage and develop the industries of the country as a whole and not merely to assist the individual for his own private profit. The ordinary "Government of India scholarships" are quite distinct and there is no obligation to return in that case: there is no special demand for educated men of that class. But *industries* demand study, guidance and development, and it is mainly for the purpose of procuring such guidance, and of fostering such development that the industrial scholarships are offered. It will not benefit the Indian artisan, mill hand or agriculturist if one of his fellow countrymen is educated and acquainted with all modern developments of a particular industry if he does not return to India to assist in the general development of that industry.

H. D. TAYLOR—6-3-06.

I think it is, on the whole, wise to retain the condition as to refund considering the object of the scholarships. It is plain from several of the applications that have come in, that the candidate has little in view but an education in England.

Now send to the Government Solicitor for final settlement with the whole file un-officially.

G. S. F[ORBES]—7-3-06.

To the Government Solicitor.

C. A. SOUTER—8-3-06.

From the Government Solicitor, dated 14th March 1906, No. 226.

The Government Solicitor now forwards the draft form of bond for holders of Government of India Technical scholarships. The alterations made by the Government Solicitor are as follow:—

(1) As there is no provision in the rules for Indian Government Technical scholars in England for the refund in case of forfeiture of any allowance paid in respect of the scholarship, this must, the Government Solicitor thinks, be treated as a separate condition independently of the rules and that a general recital should be inserted to show that there are other conditions agreed upon besides those laid down in the rules. A general recital has accordingly been inserted in the draft prepared by the Government Solicitor.

(2) The Government Solicitor also thinks that the failure to return to India should be recited separately in terms of the rules and be followed by a special recital to show that in amplification of the rules the period of return has been fixed at some limit and the period of work out here has also been fixed at five years. Necessary provision has been made in the draft bond.

(3) Omission of the reference in the bond to England or other countries.

(4) Provision in the bond of double the amount intended to be secured. In the present case the amount provided in the bond is Rs. 11,000 which is calculated as follows:—

	RS.
Passage to Europe	500
Two years' scholarship at £150 per year	4,500
Return passage	500
Total	5,500
Double amount for bond	11,000

N.L.R.—16-3-06.

The Government Solicitor doubts whether it would be advisable to ask for the double penalty. He thinks that there will probably be some difficulty in getting guarantors even for Rs. 5,500 considering the length of time for which the guarantee is to continue.

P. T. THARYAN—16-3-06.

H. D. TAYLOR. I think a bond for Rs. 5,500 would be enough if the scholarship were to be held in Europe alone. Sureties would probably think twice about binding themselves for a larger amount, considering the temptations which the scholar would be subject to in Europe. This is a matter which need not be discussed at length.

2. There is one point, however, which the Government Solicitor seems to have forgotten. The scholarship may be held anywhere—not only in England. I have accordingly omitted the word where it occurs, and I submit that the retention of the words "England or other countries" is advisable. It is not improbable that the scholar's investigations will not be confined to one country, *e.g.*, England produces excellent leather and there may be something in it superior to American leather. America, on the other hand, is expert in chrome leather production, which may be superior in certain respects to English produce. It might, therefore, be very advisable for the scholar to study both methods, and if he has the attainments which are necessary under the rules before he can get the scholarship, it seems probable that the best use he could make of his time would be to spend half of it in England and half in America. Whether the whole term will be spent in one country or in several countries depends on the subject and on the scholar. I would accordingly provide for this by the insertion of the words "England or such other countries as may be determined by the said Secretary of State."

I would amplify rather than omit—see margin of bond.

H.D.T.

H.D.T.

But it is not likely that America or Japan will give away trade secrets.

H.D.T.

^ country or
H.D.T.

3. To return to the amount of the bond. It will be time enough to consider whether it is too great if and when a suitable candidate is found and if and when it is seen that sureties cannot be obtained for the sum.

C. A. SOUTER—17-3-06.

The question of security is a difficult one. It is quite possible that when we have secured a candidate, suitable in every respect, security will not be forthcoming.

H. D. TAYLOR—19-3-06.

I should not make the security more than the single amount: and if necessary we need not require more than the candidate's own bond without sureties.

After "in England" insert "or such other country as the said Secretary of State may approve" where it occurs first. The second "to England" may stand. He should go to England in the first instance to get orders. We can moreover always alter bond to suit special circumstances.

G. S. F[ORBES]—21-3-06.

Please draft.

H. D. TAYLOR—22-3-06.

The draft placed below is submitted for approval. Paragraph 3 has been put in subject to approval.

P. T. THARYAN—22-3-06.

Type as altered please.

C. A. SOUTER—23-3-06.

Typed.

P. T. THARYAN—23-3-06.

C. A. SOUTER—23-3-06.

These are Government of India scholarships. Must not therefore the form be approved by India? Should we not address India in the first instance?

H. D. TAYLOR—24-3-06.

As there are in the form conditions about refund of scholarships and the return of the scholar to India which are not to be found in the despatches with G.O., No. 504, Educational, dated 9th October 1903, and in the rules in G.O., No. 32, Educational, dated 18th January 1906, it would seem that the form should be approved by the Government of India. Please see the note at A of the office note, dated 5th March 1906, on page 1 *supra*.

P. T. THARYAN—26-3-06.

C. A. SOUTER—26-3-06.

Submitted that we should ask India to approve the conditions entered in the draft bond. If Honourable Member so directs a draft letter to India will be prepared in the place of the present draft Government order.

H. D. TAYLOR—27-3-06.

Draft approved with a few slight alterations. We have power to do this. It will be enough to send a copy to India by *endorsement*.

G. S. F[ORBES]—29-3-06.

Issue.

H. D. TAYLOR—29-3-06.

[G.O., Nos. 251, 252, Educational, dated 6th April 1906.]

CURRENT FILE.

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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.
32	18-1-06	sc		
334-35	3-6-04	do		
Despatch no. 5	25-5-04	do		
282	5-5-04	do		
504	9-10-03	do		

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.

Es
Urgent

CURRENT No. 430

No. 226

Madras 14th March 1906.



From,

Sutherland Orr,
Government Solicitor,

M A D R A S.

To,

The Secretary to the Government of Madras,

Educational Department.

Sir,

1. With reference to the file of papers which accompanied U.O. Educational 198 D (herewith returned) I have the honor to forward draft of Bond altered in the form I would suggest.

2. As there is no provision in the Government of India Rules as to Technical Scholarships for the refund in case of forfeiture, of any allowances paid in respect of the Scholarship, this must, I think, be treated as a separate condition to those of the rules and a general recital should be inserted to show that there are other conditions agreed upon besides those laid down in the rules.

3. The failure to return to India should, I think, be also recited separately in terms of the rules and be followed by a special recital to show that in amplification of the rules the period of return has been fixed at some limit and the period of work out there has also been fixed at 5 years.

4. I think the reference to England or other countries can be omitted.

5. The Bond is usually taken in double the amount intended to be secured which would approximately be

Passage to Europe	Rs 500
2 years scholarship at)	
£ 150 per year)	4500
return passage	500
	<u>5500</u>
Double amount for Bond	<u>11000</u>

but in view of the liability asked for from the sureties to -- guarantee the holder of the scholarship for a period of some 7 years, I doubt whether it would be advisable to ask for the --

double penalty. There will probably be some difficulty in getting guarantors even for the amount of Rs 5500 considering the length of time for which the guarantee is to continue.

I have the honor to be,

Sir,

Your Obedient Servant,

Ratholam M

Government Solicitor.

Abbendisi

9

388

EDUCATIONAL DEPARTMENT

Form of Bond for Holders of Government
of India Technical Scholarships.

K N O W all men by these presents

that we of

and of

and of

are held and firmly bound to the Right --

Honourable the Secretary of State for India

in Council (hereinafter called the --

Secretary of State) in the sum of ⁵⁵⁰⁰ ~~Rs 11000~~

to be paid to the said Secretary of State

or to his certain Attorney Successors or --

Assigns for which payment to be well and --

truly made we bind ourselves and each of us

16 4 4 10 1486
our and each of our heirs executors - - -

administrators and legal representatives -

jointly and severally firmly by these --

presents sealed with our respective seals

dated this day of

One thousand nine hundred and six.

WHEREAS the said

has obtained an Indian Government Technical

Scholarship of One hundred and fifty pounds

per annum for a period of two years under

and subject to the rules for Indian Govern-

ment Technical Scholars laid down by the -

said Secretary of State and upon other the

conditions hereinafter referred to AND

WHEREAS in accordance with such rules the

said is about

to proceed to a free

passage thereto being provided for him by -

17 11 8p
the said Secretary of State AND WHEREAS by

the said rules it is (inter alia) provided

holder
that every scholarship who not being ---

disabled by illness or prevented by any ---

other cause which the said Secretary of ---

State may consider sufficient fails to ---

complete the required the term of ---

residence in England or who is guilty of

misconduct or disregard of the orders of

the said Secretary of State and that on ---

such scholarship being forfeited the ---

scholar shall lose his claim to a free ---

return passage to India and shall become ---

further liable to refund the cost of his ---

free passage to England AND that every ---

scholar will on the termination of his ---

scholarship return to India and there ---

continue to devote himself to the Industry

* This ought to be omitted: if
it might be America or
anywhere else.

Cus.
17.3.06.

Perhaps it would be better to say "in England
or such other country as may
be determined upon"

B
See note

* Omit.

Cus.
17.3.06.

to England or other country
as aforesaid

18 6
for which he has studied AND WHEREAS it -

12
has been agreed by and between the said -

and the said --

Secretary of State that the period within

which the said

shall return to India after the expiration

of his said scholarship shall be months

from such expiration and that the period

for which the said

shall devote himself in India to working

in the industry for which he has studied

under the terms of the said scholarship -

shall be 5 years from the date of his -

arrival in India after the termination of

such scholarship and that other the term

and conditions hereinafter more expressl

set forth shall be observed and perform

by the said

AND WHEREAS it has been agreed between
4.

129
13
said

and the said Secretary of State that the

said

and two good and sufficient sureties --

should enter into and execute ^{the} ~~and~~ above

written bond or obligation subject never-

theless to the condition hereunder written

AND WHEREAS the said

and have at the request of the

said

agreed to become sureties for him and to

join in executing the above written bond

or obligation AND WHEREAS the said --

Secretary of State has approved of the --

said

and

as such sureties as aforesaid NOW THE

CONDITION of the above written bond or

8 20 8 14
obligation is such if the said

shall be declared by th

the said Secretary of State or his - -

successors to have forfeited under the --

said rules for Indian Government Technical

Scholars his said scholarship and if they

the said

and

or some or one of them their or some or one

of their heirs executors administrators or

legal representatives shall upon such - -

forfeiture refund and repay to the said -

Secretary of State his successors or --

assigns all sum or sums of money which may

have been incurred or expended by him or

them on behalf of the said

in providing him with

passage to

Dear

9 at 9
15

98p

or otherwise in connection therewith or

or towards the allowance paid to the said

in respect of th

said scholarship and if the said

and the --

said or some or

one of them, their or some or one of their

heirs executors administrators or legal --

representatives shall also at the request

of the said Secretary of State provide the

said

with a return passage to India or if the --

said

fails to return to India within the period

of months from the termination of such

scholarship and to ~~there~~ devote himself for

the period of 5 years to working in the --

industry which he has studied under the --

10 10 16 108p

terms of the said scholarship and if the

said and

the said

or some or one of them, their or some one of

their heirs executors administrators or --

legal representatives shall upon such --

failure refund and repay to the said --

Secretary of State his successors or --

assigns all sums or sum of money which may

be incurred or expended by him on behalf of

him the said

in respect of such passage or towards the --

allowance paid to him in respect of the --

said scholarship as aforesaid THEN the --

above written bond shall be void and of no

effect, Otherwise the same shall remain in

full force and virtue.

Signed

23 11 1286

SIGNED sealed and delivered by)
the abovenamed)
- 17 in the presence of)

SIGNED sealed and delivered by)
the abovenamed)
- in the presence of)

SIGNED sealed and delivered by)
the abovenamed)
- in the presence of)

Notes connected with Gov. 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Is there any form of agreement prescribed for execution in connection with these scholarships?

H.D.T.
20-2-06.

Submitted not, but under para.7 of the Despatch - page 4 of G.O.No.504 Edl. d/ 9th October 1903 - the conditions of the Govt. of India scholarships apply to these scholarships also - ~~Violent~~ A candidate for the Govt of India Scholarship usually ~~is~~ furnish two sureties and executes a bond - please see para 6 of Registrar's letter on page 2 of G.O.No. 282 Edl d/ 5th May 1904. No authority can however be traced further procedure. The conditions will be found on pages 79 & 80 of the Madras University Calendar Vol: II for 1904-05.

PH
20/2/06

Sec
Ans
20.2.06.

It seems desirable that a form of agreement should be drawn up for execution by person appointed to State Technical scholarships.

The state should provide a surety for repayment of the amount of the scholarship in case of ~~person~~ scholar, owing to any default on their own part, failing to complete the prescribed training.

(B) for their return to India for at least 5 years, after the completion of the course

Candidates will be permitted to take up private employment, and Govt. will not be under any obligation to provide them with employment.

Wm

21.2.06

Prin
Please print
& show proof
20/2/06

4 2 13 19 28

With regard to the question of an agreement, it is very proper that there should be an agreement executed as suggested. Please have a rough form prepared on the ^{model} of the India one and submit with any suggestions as to variations. Then we can send finally to Govt. Solicitor.

G.S.F.
23-2-6.

Please see the form placed below. It is based on the agreement executed by the Govt. of India ~~scholarship~~ ^{scholars.}

2. The ~~scholarship~~ ^{rules} in G.O.No.504 Edl. d/ 9th October 1903 do not provide for refund of scholarship on forfeiture or on the scholar failing to return to India. Please ^{see} also the ^{rules} on page 4 of G.O.No.32 Edl. d/ 18th January 1906. But the Local Govt. can apparently prescribe this condition which will then for the purpose of the bond become a condition prescribed by the Secretary of State for India in Council. Should the Govt. of India be informed of this condition? The rules in G.O.No.32 Edl. d/ 18th January 1906 provide for the payment of passage money - vide rule 6. The draft bond therefore also provides for the refund of the amount paid as passage money and for the provision of return passage money.

3. The Govt. of India scholarship (ordinary) is not liable to ^{be} refund. The scholar has on forfeiture only to pay back the passage money and pay for his return passage. Please see page 79 of the Madras University Calendar for 1903-04-vol.II. The intention apparently was that the same rule should apply to the Technical scholarships also.

Sec.
5/3/6 I submit with respect that

53 14 20 28

the refund of the amount of
Scholarship already paid need
not be ^{instituted upon} ~~refunded~~. I am not aware
that it is done elsewhere. The mere
forfeiture of the Scholarship, & being
stranded in a foreign country with
presumably little money to pay for
a return passage would seem to be
quite enough to act as a deterrent
or as an incentive to work. I
would therefore omit this portion from
the agreement.

Chs
5.3.06

These scholars form a special class by
themselves. They are intended to encourage
and develop the industries of the country as
a whole and not merely to assist the
individual for his own private profit. The
ordinary "Govt. of India Scholarships" are
quite distinct & there is no obligation
to return in that case; there is no special
demand for educated men of that class.
But industries demand study &
guidance, & development, & it is mainly
for the purpose of procuring such guidance,
& of fostering such development that the
industrial scholarships are offered. It is

16

22

Form of Agreement for Holders of
Government of India Technical Scholarships

Know all men by these presents that

we _____ of _____
and _____ of _____
and _____ of _____

are held and firmly bound to the Right
Honourable the Secretary of State for
India in Council in the sum of Rupees _____

* Five thousand and five hundred to be paid
to the said Secretary of State for India
in Council or to his certain Attorney
Successors or Assigns for which payment
to be well and truly made we bind our-
selves, and each of us, one and each of our
heirs Executors Administrators and legal
representatives jointly and severally and
firmly by these presents sealed with our
respective seals dated this

day of _____ One thousand nine hundred
and _____

Whereas the said _____
has obtained an Indian Government Technical
Scholarship of One hundred and fifty
pounds per annum for a period of two years
under and subject to the rules for Indian
Government Technical Scholars in England
or other countries laid down by the said
Secretary of State for India in Council
and in accordance with such rules is about
to proceed to _____ a free pass-
age thereto being provided for him by the
said Secretary of State And whereas by
such



* This is the equivalent of the Scholarship
for ten years at £150 a year plus expenses
for passage to & from India. If the ~~scholarship~~
~~is~~ is extended or if the amount is
increased, this amount also will
have to be increased.

By

[Faint handwritten text in Hindi, mostly illegible due to fading and bleed-through from the reverse side.]

25 17 23

such rules it is (inter alia) provided that every scholar shall forfeit his scholarship ~~who not being~~ who not being disabled by illness or prevented by any other cause which the said Secretary of State for India in Council may consider sufficient fails to complete a residence of two years in England or such other countries as may be determined by the said Secretary of State for India in Council or who is guilty of misconduct or disregard of the orders of the said Secretary of State for India in Council and that on such scholarship being forfeited or on the scholar failing to return to India for a period of at least five years after the completion of the full course of training prescribed by the said Secretary of State for India in Council, the scholar shall lose his claim to a free return passage to India and shall become liable to refund the cost of his free passage to ~~besides~~ besides all other monies paid to him by the said Secretary of State in Council (in the shape of scholarships or otherwise) And whereas it has been agreed between the said and the said Secretary of State for India in Council that the said and two good and sufficient sureties should enter into and execute the above written bond or obligation subject nevertheless to the condition hereunder written and whereas the said and have at the request of the said agreed to become sureties for him and to join

26 18 24
join in executing the above written bond or obligation and whereas the said Secretary of State for India in Council has approved of the said

and as such sureties as aforesaid Now the condition of the above written bond or obligation is such if the said

shall be declared by the said Secretary of State or his successors to have forfeited under the said rules for Indian Government Technical Scholars in England or other countries his said scholarship or if the said fails to return to India for a period of at least five years after the completion of the full course of training prescribed by the said Secretary of State for India in Council and if they, the said

and

or some or one of them their, or some, or one of their, heirs, Executors Administrators or legal representatives shall upon such forfeiture or failure refund and repay to the said Secretary of State for India in Council his successors or assigns all sum or sums of money which may have been incurred or expended by him or them on behalf of the said

in providing ~~that~~ him

with a passage to or otherwise in connection therewith as well with a scholarship and if the said and the said or some or one of them their or some or one of their heirs executors administrators or legal representatives

27 4. 9 25

representatives shall also at the request
of the said Secretary of State provide
the said with a
return passage to India then the above
written bond shall be void and of no effect
otherwise the same shall be and remain in
full force and virtue.

Signed and sealed and
delivered by the above-
named
in the presence of.

Signed and sealed and
delivered by the above-
named
in the presence of

Signed and sealed and
delivered by the above-
named
in the presence of

9/2/6

Rev.
n51, 2524/25
[Note] When printing the rules
the Govt. Solicitor's letter will
be printed here in full.

5
20
26
158
Civ 430 From the Govt. Solicitor no. 226 dated 14th March 1906.

The Government Solicitor now forwards the draft form of bond for holders of Government of India Technical Scholarships. The form prepared in the office will be found at flag B. The alterations made by the Govt. Solicitor are as follow:-

(1) As there is no provision in the ~~Government of India~~ Rules ^{for Indian Govt. Technical Scholars in England} relating to ~~Technical Scholarships~~ for the refund in case of forfeiture of any allowance paid in respect of the Scholarship, this must, the Govt. Solicitor thinks, be treated as a separate condition ^{independently} ~~of~~ the rules and that a general recital should be inserted to show that there are other conditions agreed upon besides those laid down in the rules. A general recital has accordingly been inserted in the draft ^{prepared by} of the Govt. Solicitor.

(2) The Government Solicitor also thinks that the failure to return to India should be recited separately in terms of the rules and be followed by a special recital to show that in amplification of the rules the period of return has been fixed at some limit and the period of work out here has also been fixed at 5 years. Necessary provision has been made in the draft bond.

(3) Omission of the reference in the bond to England or other Countries.

(4) Provision in the bond of double the amount intended to be secured. In the present case the amount provided in the bond is Rs. 11,000 which is calculated

Page 1 of 6
Page 4 of 8 no 3282 Q
18-1-06

Please see the portion marked in pencil on page 4 of 6

Page 1 of 6

Please see page 6 of 6

Page 1 of 6

do.

25/12/52
6/4/53

8-21
27

JP

is as follows:-

Passage to Europe	R. 500
2 years scholarship at } £150 per year.	R. 4,500
Return passage	R. 500
Total	R. 5,500
Double amount for bond	R. 11,000

NR
16/3/56

The Govt. Secretary doubts whether it would be advisable to ask for the double penalty. He thinks that there will probably be some difficulty in getting guarantors even for Rs 5,500 considering the length of time for which the guarantee is to continue.

PN
16/3/56

See.

I think a bond for 5,500 would be enough if the scholarship were to be ~~to Europe~~ held in Europe alone. Sureties would probably think twice about binding themselves for a larger amount, considering the temptations which the scholar would be subject to in Europe. This is a matter which need not be discussed at length.

1. There is one point, however, which the Govt. Secy seems to have

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

*I would amplify rather
than omit - see margin
of bond*

*But it is not clear that
America or Japan will
grow away from each other.*

4722
28

forgotten. The Scholarship may be
held anywhere - not only in England.
I have accordingly omitted the
word when it occurs, & I submit
that the retention of the words
"England or Other Countries" is
advisable. It is not improbable
that the Scholar's investigations
will not be confined to one country.
If England produces excellent
leather & there may be something
in it superior to American
leather. America on the other hand
is expert in chrome leather production,
which may be superior in certain
respects to English produce. It
might therefore be very advisable
for the Scholar to study both methods,
if he has the attainments which
are necessary under the rules before
he can get the scholarship, it
seems probable that the best use
he could make of his time would
be to spend half^{pt.} in England &
half in America. Whether the whole
term will be spent in one country
or in several countries depends
on the subject & on the Scholar.

*I would amplify rather
than omit - see margin
of bond*

*But it is not clear that
America or Japan will
grow away from each other.*

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

[Faint handwritten notes and markings.]

[Faint handwritten notes.]

County a.
[Signature]

8/10/23 29 98

would accordingly provide for this
by the insertion of the words "England
or such other Countries as may be
determined by the Said Sec. of State."

3. To return to the amount of the
bond. If it is found that Sureties
will not come forward to the amount
fixed, it will. It will be time
enough to consider whether it is too
great if & when a suitable
Candidate is found & if & when
it is seen that Sureties cannot
be obtained for the sum.

Cal

17.3.06.

The question of security is a difficult one.
It is quite possible that when we have
secured a candidate, suitable & every
aspect, security will not be forthcoming

[Signature]
19 3 06

I should make the security more
than the single amount: & if
necessary we need not require
more than the candidate's own
bond without sureties

9-24 30 98

After "in England" insert "or such
 other country as the F. said I. of
 State may appear" where it
 occurs first. The second "in
 England" may stand. He ^{had} ~~must~~
 go to England in first instance
 to get orders. He can moreover
 also get other bond to suit
 special use.

[Signature]

Mean Draft # 2200

The draft placed below is submitted for approval.
 Para. 3 has been put in subject to approval.

By 22/3/6

Type as acted please.
 Cal
 22.3.6.

By 22/3/6

Typed.
 Rec.
 Cal.
 23.3.6.

10th 25 31 10P

Here are for of India scholars ship.
But we desire the form be approved
by Lord. should we not address
Lord in the first instance?

1/2
26.3.06

As there are in the form conditions about refund
of scholarships and the return of the scholar to India
~~it would be desirable~~ which are not to be found in the
despatches in G.O. No 504 Edl of 9th October 1903 & in
the rules in G.O. No 32 Edl of 18th January 1906, it
would seem that the form should be approved by
the Govt. of India. Please ^(the note at 2nd) see the office note of 5th
March 1906 on page 2 Supra.

R.
Q.

PH
26/3/06

Lee.

Cat.

26.3.06

~~Submitted~~ That we should ask Lord to
approve the conditions entered in the
draft bond. If H.H. so directs a draft
letter to Lord will be prepared in the
place of the present draft G.O.

My

HD
27.3.06

Draft app. with a few slight alterations
We have power to do this. It will
be enough to send a copy to Lord
& end.
8/7 28/

Wm. M. M. M.

as

99 99 99 99 99 190

READ ALSO:—

C. No., From the, No., dated 190

ORDER

No. _____, dated _____ 190_____

With reference to S.O. No 46 Vol d of
23rd January 1906 explaining the objects of
the Technical Scholarships offered by the
Govt of India and inviting candidates
for scholarships for the study of the tanning
industry and of Industrial Chemistry.
The Govt have had under consideration
the question whether a form of agreement
should be prescribed for execution by persons
appointed to these scholarships. As these
scholarships are intended ^{generally} to encourage &
develop the industries of ^{India} the Country ~~as a~~
~~whole~~ and not merely to assist the individual ^{further}

Disbursed to Scholars

277
33
the ^{scholars} private profit, the Govt. have arrived at the conclusion that a form of agreement should be drawn up providing

(1) for refund of the amount ^{of the amount} in the case event of their failing, through any default on their own part, to complete the prescribed training &

(2) for the return of the scholars to India for at least 5 years after the completion of the course.

2. With these objects in view a form has been prepared in consultation with the Govt. Solicitor and is appended to these Proceedings. ^{In such cases the} bond is usually taken

In cases of this kind it is usual to take the bond

having regard to the fact that the amount of security is large & that the period of liability is long

in double the amount intended to be secured but, ^{in the present case} in consideration of the largeness of the amount and of the length of the period of liability, ^{in the present case} the Govt. would not make the security more than the single amount.

3. There will be no objection to candidates' ^{not} on their return taking up private employment, and Govt. will not be under ^{any} obligation to provide them with employment.

PM
22/3/6

CCS
22.3.6.

500-3-11-05

READ ALSO:—

No. 257, dated 6th April 1906

With reference to G.O.No.46
Edl. d/ 23rd January 1906 explaining
the objects of the Technical Scholar-
ships offered by the Govt. of India
and inviting candidates for scholar-
ships *in certain subjects*
~~for the study of the tanning~~
~~industry and of industrial chemistry,~~
the Govt. have had under consideration
the question whether a form of agree-
ment should be prescribed for execu-
tion by persons appointed to these
scholarships. As these scholarships
are intended generally to encourage
and develop the industries of India
and not merely to further the private
interests of the scholars ~~the Govt.~~
have

Don't understand
draft with Govt. & then
conclusions more than
absolutely necessary.
S. 7

Heckler also insisted
that words should have
the common sense to
remember that a
person does not publicly
refer to his Govt. advice
without authority.
S. 7

I presume
this has
been changed
S. 7

at full length
S. 7

35
1429
S. 7

~~have arrived at the conclusion that~~
~~the~~ ^{will} ~~form of agreement should be drawn~~
~~up providing,~~

(1) for refund of the amount dis-
bursed to scholars in the event of
their failure, through any default
on their own part, to complete the
prescribed training, and

(2) for the return of the scholars
to India for ^{a period of} at least 5 years after
the completion of the course.

2. With these objects in view a
~~The~~ ^{of agreement} ~~form has been prescribed, in consulta-~~
~~tion with the Govt. Secretary~~ ^{which includes} ~~is~~

appended to these Proceedings. In
cases of this kind it is usual to
take the bond in double the amount
intended to be secured but in the
present case, having regard to the
fact that the amount of security is
large and that the period of liability
is long the Govt. would not make the
~~has been restricted to the amount of sum disbursed.~~
~~Security more than the sum disbursed.~~

3. There will be no objection to
~~the~~ ^{are at full liberty to} ~~candidates on their return taking up~~
private employment, but Govt. will be
under no obligation to provide them
with employment.

P.T.T.
22-3-6.
C.A.S.
23-3-6.

Endorsement no 252 of 6-4-66.

Cm of the Govt. of India. H.D.

Sd/-
12/4/66

2/5/66

First copy sent to Press.

Returned for signature.

Despatched in print.

NUMBER OF COPIES
REQUIRED.

Order complete.

Letter only.

Order complete with Letter.

60.

36

READ AGAIN G.O., No.
190

DATED

CURRENT No.

A

Press

Please print and show
proof urgently.

Lot
29.300.

12P

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER TO GOVERNMENT

STATEMENT WITH DITO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

H.E.—

A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.