Close
Very

Sectt. II-37—30,004—24-10-44

Education and Public Health (194 5) Department.

Ms. SERIES.

G.O. No. 276-Edn.,

Dated the 27th February 1945.

51

Order on pp. 95-96

[Despatch Abstract.]

Appeal - Salem Municipal College - Sri T. Ratnam Pillai, Sri S. Sivarama Ayyar - and Sri K. V. Sundararajan - Appointment of Lecturers - Orders passed.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Ex	2342	L&S Ph	2.6.36				
"	3648	-do-	18.8.36,				
"	250	LA.Ph.	19.1.40				
ord	35303	P/42-Edn	24.11.42				
Ex	1621	Edn	1.11.44				

Further Papers.

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

From

T.Rathnam, M.A., L.T.,
Assistant Lecturer in History,
Municipal College,
Salem.

To

The Secretary to the Government of Madras,
Education and Public Health Department,
Madras.

33596

Ex Pull

The receipt of the appl. may be omitted till 1.9.44. (The appellant is a municipal servant)

GOVT. OF MADRAS
2 AUG 1944
EDUCATION AND PUBLIC HEALTH DEPT.

Through

The Principal, Salem College 4/8 P 3.8.44 3.8.44

and

The Commissioner, Salem Municipality, Salem.

Respected Sir,

The humble appeal preferred by T.Rathnam, M.A., L.T., Assistant Lecturer in History, Municipal College, Salem, against the orders of the Appointment Committee in its resolution No.11 dated 8-7-44 cancelling the appointment of appellant as Lecturer in History for the Municipal College, Salem.

p9 infra

2/ The appellant begs to submit that he is a permanent History Assistant in the Municipal High School, Salem, having entered service in 1935 and that he has got a teaching experience of 9 years. He has been producing very good results in the S.S.L.C. Public Examinations ever since he took up History for VI Form. As he possesses the requisite qualification for teaching History for the University Classes, he was appointed on probation as History Lecturer, Salem College twice in the Commissioner's R.O.C.Nos.560-C3-37 dated 12-8-37 and 716-C3-38 dated 25-8-38. The staff returns intimating the appointment of the appellant sent by the Principal to the Registrar have been approved by the Syndicate. The total service as Lecturer in History is 8 months (i.e.) from 13-8-37 to 4-9-37 and from 30-8-38 to 14-3-39. Thus he has got a statutory right of appointment for History Lecturer's post. As an assistant of the High School and as a Lecturer in Salem College there has been nothing against the appellant's work and conduct and his services have been unblemished throughout.

p5 infra

3/ The Salem College which has been a second grade college hitherto, has been raised to the status of a first grade college and an additional staff has to be employed as recommended by the University Commission. In its resolution No.7 dated 27-6-44 the Appointment Committee has selected and promoted the appellant to act as Lecturer in History on Rs.100/- in the scale of 100-10/2-180 after due consideration of his academic qualifications and his legitimate claims for the post. In pursuance of the Commissioner's R.O.C.No.C3-10627-44 dated 29-6-44, he joined duty as Lecturer in the College on 3-7-44 and continued as such till 13-7-44. To the surprise of the appellant, the Appointment Committee in its resolution No.11 dated 8-7-44 cancelled the appointment of the appellant without adducing any valid reasons and posted him as Assistant Lecturer in History on Rs.80/- in the scale of Rs.60-10/2-120. The appellant respectfully submits that there is no justification for the cancellation of his appointment in as much as he possesses the qualification prescribed by the University Authorities to undertake teaching work for B.A. Classes and he has got a statutory right of appoi~~nt~~ment

p9 infra

p2 infra

p9 infra

p3 infra

appointment by virtue of having been the probationer for the History Lecturer's post. The action of the Committee in having ignored the statutory claims of the appellant and cancelled the appointment already made after due deliberation is in contravention of rule 7 of the rules relating to the establishment under Municipal Councils.

The appellant, therefore, begs to request that the Government may be pleased to call for the entire records on the subject and pass orders setting aside the order of the Appointment Committee dated 8-7-44 and restoring him as Lecturer in History.

I beg to remain,
Respectfully Sir,
Your most obedient servant,
J. Rakkiannan.

SALEM,
Dated 29-7-1944.

Enclosures
(1) Prescribed Qualification of the University
(2) The Report of the University Commission granting affiliation
(3) Copies of order of appointment as Lecturer in History in 1937 and 1938.

Prescribed qualification of the University.

Pass Courses B.A. and B.Sc.

No person shall be appointed to undertake teaching in B.A. or B.Sc. pass degree classes unless he or she has obtained a B.A. (Honours) or M.A., B.Sc., (Honours) or B.O.L. degree or a 1st Class B.A. or B.Sc. degree in this University in a subject or subjects, relevant to the courses he or she has to teach or has a qualification in some other University accepted as equivalent thereto by the Syndicate for teaching purposes latest.

UNIVERSITY OF MADRAS.

From the Registrar, University of Madras

To the Commissioner, Salem Municipality, Salem.

No.A.1509 dated 19th May 1944.

Sir,

Ref:- Application for the further affiliation of the Salem College, Salem as a First Grade institution.

I have, by direction, to inform you that the Syndicate has resolved that in view of the acceptance of the conditions by the

management, affiliation be granted to the college in the following subjects of the B.A. Degree course subject to the fulfilment of the conditions mentioned below:-

B.A. Part I - English.
Part II - Tamil, Sanskrit, and Urdu.
Part III - Group (i-b) Mathematics
Group (ii) Mathematics Main and Physics Subsidiary.
Group (iii-b) Philosophy.
Group (iv-a) History and Economics.
Group -(iv-b) Economics and History.

Conditions to be complied with:-

8. History and Economics:- Besides the present lecturer, two more lecturers should be appointed, one an Honours Graduate in History in the first year and the other an Honours Graduate in Economics with Modern Economic History as his special subject should be appointed. A tutor should be appointed to assist in the work of the department.

Roc.No.560-C3-37. SALEM MUNICIPAL OFFICE,
Memo. Dated 12-8-37.

Sub:- Salem College - History Lecturer - N.Srinivasan, leave granted - substitute - appointed.

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Subject to eligibility, M.R.Ry. N.Srinivasan, History Lecturer, Salem College is granted leave on medical certificate for 1 month from 5-8-37.

2. Mr.T.Rathnam, M.A., L.T., Assistant, Municipal High School is appointed to act as History Lecturer, vice No.1 on Rs.100/. per mensem in the scale of Rs.100-10/2-180. To join duty forthwith.

S.Devagnanam,
Commissioner.

Roc.No.716-C3-38. SALEM MUNICIPAL OFFICE,
Memo. Dated 25-8-38.

Sub:- Salem College - History Lecturer, Leave and appointment.
Ref:- Appointment Committee Resolution No.15 dated 25-8-38.

--

T.Ratnam, M.A.L.T., Acting Assistant, Municipal High School, Salem is appointed to act as History Lecturer, Salem College vice N.Srinivasan granted leave or until further orders. Pay Rs.100/- per mensem. To join duty forthwith.

B.R.Krishnamoorthi, B.A.L.T., Tutor, Salem College is appointed to as L.T.Assistant, Municipal High School vice No.1. Pay Rs.65/- per mensem. The Tutor's post will remain vacant for the present.

C.K.Chetti,
Commissioner.

Roc.No.716-C3-1438. SALEM MUNICIPAL COLLEGE,
Memo. 30-10-38.

Sub:- Salem College - Lecturer - N.Srinivasan - Extension of leave granted.
Ref:- His application dated 26-10-38 with the Endt. of the Principal Thereon.

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N.Srinivasan, History Lecturer, Salem College is granted leave on loss of pay for four months in continuation of the leave already granted which expires by 15-11-38.

The existing arrangements will continue until further orders.

C.K.Chetty,
Commissioner.

/True Copy/

Copy in advance submitted.

C.F. 32.

Department	Received ..... Registered .....
From (Name) Sri.K.P.Kandaswami Pillai,	To
Designation Commissioner,	The Secretary to the Government of Madras, Education and Public Health Department, Fort St. George, Madras.
Station Salem Municipality, Salem.	

Enclosures:
~~Appeal petn.-1~~
~~Copies of orders.~~
~~Registers' letter-1~~

No. C3-13684-44 dated 19th August 1944.

Sir,

Sub:- Appeal - Sri.T.Rathnam Pillai, M.A., L.T. - Assistant Lecturer in History - Municipal College, Salem - Against orders of the Appointment Committee cancelling his appointment as Lecturer in History - Forwarded.

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The appeal petition of Sri.T.Rathnam Pillai, M.A.L.T., Assistant Lecturer in History, Municipal College, Salem against proceedings of the Appointment Committee of the Municipal Council, Salem dated 8-7-44 cancelling his appointment as Lecturer in History in the College, is forwarded with the following remarks.

2 Sri.T.Rathnam Pillai, M.A., L.T., the appellant is a permanent History L.T. Assistant of the Municipal High School Salem. He has previously acted as Lecturer in History in the Municipal College, Salem twice in leave vacancies, i.e. from 13-8-37 to 4-9-37 and from 30-8-38 to 14-3-39. Copies of the resolution Nos.51 dated 11-8-37 and 15 dated 25-8-38 of the Appointment Committee of the Municipal Council, Salem selecting and appointing Sri.T.Rathnam Pillai as Lecturer in History in the College on the two occasions are enclosed herewith.

3 The Municipal College, Salem was a second grade college till now. The Syndicate of the University of Madras granted affiliation to open the B.A. Class in the College during the current academic year and arrangements have been made to teach Economics and History (Group IV-b) and other subjects in the B.A. Class. The Syndicate recommended the appointment of an Honours Graduate in History in the first year in addition to the existing Lecturer in the College.

4 Applications were invited from qualified candidates for appointment of the History Lecturer. Sri.T.Rathnam Pillai, the appellant was also one of the applicants and the Appointment Committee of the Municipal Council, Salem selected and appointed him as Lecturer in History in its resolution No.7 dated 27-6-44 (Extract of the resolution is enclosed). Sri.T. Rathnam Pillai was accordingly working as Lecturer in History in the College from 3-7-44, the date from which the B.A. Class was opened in the College.

5 At its meeting held on 8-7-44, the Appointment Committee cancelled the appointment of Sri.T.Rathnam Pillai as Lecturer in History for the reason that the Principal of the College says that he is not a I or II Class M.A. and selected and appointed Sri.V.Venkatarayan, M.A. (I Class) as Lecturer in History in the place of Sri.T.Rathnam Pillai. Sri.V.Venkatarayan joined duty as Lecturer on 14-7-44 forenoon and Sri. T.Rathnam Pillai is working as Assistant Lecturer in History from that date. It is against the proceedings of the Appointment Committee that Sri.T.Rathnam Pillai has preferred this appeal and he puts forth his claim that he is the probationer for the post of the Lecturer in History by virtue of having acted as Lecturer in History in 1937 and 1938, when it was a

ASST. SECRETARY TO GOVT. EDUCATION AND PUBLIC HEALTH DEPT. 28 AUG 1944

42894

second grade college. A copy of the resolution No.11 dated 8-7-44 of the Committee is enclosed herewith.

6 The appeal deserves the sympathetic consideration of Government. He is qualified for the post of Lecturer in History. The Syndicate does not say that a I or II Class M.A. alone should be selected. It says that only an Honours Graduate should be selected, - vide extracts from the orders of affiliation dated 19th May 1944. As a matter of fact, the Appointment Committee has since appointed a III Class M.A. as Lecturer in English and he will be the Head of the Department for English also.

7 I may also inform the Government in this connection that Sri.B.R.Krishnamoorthi Naidu, B.A., L.T., has been appointed as Lecturer in English in this college after obtaining exemption from the Syndicate - vide Registrar's letter dated 4-2-39 (copy enclosed) as he has not got the prescribed qualifications.

8 In these circumstances the cancellation of the order of appointment simply because Mr.Rathnam Pillai is not a I or II Class M.A. seems to me to be unjustifiable.

AMN/-24-8-44.

K P Kandaswami
COMMISSIONER.

Forwarded,

P. Rathnaswami Pillai
Chairman, Municipal, Council, Salem.

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Extract from the proceedings of the Appointment Committee held on 11-8-37 at 4-30 P.M.

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No.51.

Office note soliciting sanction of the Committee for appointing a substitute in the place of Mr.N.Srinivasan, History Lecturer, Salem College who has applied for medical leave from 5-8-37 to 4-9-37.

Mr.T.RATHNAM PILLAI MAA.L.T. IS APPOINTED TO ACT.
PAY Rs.100/. P.M.

Sd./- S.Devagnanam
Sd./- Athi Perumalier.

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Extract from the proceedings of the Appointment Committee held at 8-15 A.M. on 25-8-38 at the Municipal Office, Salem

No.15

Appointment of a History Lecturer for the Salem College vice N.Srinivasan who has applied for 3 months leave.

MR.T.RATHNAM PILLAI M.A.L.T. IS APPOINTED TO ACT AS LECTURER IN THE COLLEGE. PAY Rs.100/- A MONTH AND SRI. KRISHNAMOORTHI, TUTOR, COLLEGE IS APPOINTED AS L.T. ASSISTANT IN THE HIGH SCHOOL.

Sd./- V.Seetharama Chetti,
Sd./. P.Rathnaswami Pillai,
Sd./- C.K.Chetty.

Extract from the Proceedings of the Appointment Committee held on 27-6-44

No. 7.

To select and appoint the following staff in the Municipal College, Salem for opening the B.A.Class.

x x x x x x

4. Lecturer in History in the scale of Rs.100-10/2-180.

RESOLUTION: T.RATHNAM M.A.,L.T., IS APPOINTED.

sd/-P.Rathnaswami Pillai.
sd/-S.Govindaswami Pillai.
sd/-K.P.Kandaswami Pillai.

Extract from the Proceedings of the Appointment Committee held on 8-7-44.

No.11.

To reconsider the Committee's proceedings dated 27-6-44 appointing lecturers for the B.A.Class in the Municipal College, Salem.

RESOLUTION: The appointment of S.Sivarama Ayyar as Lecturer in English and T.Rathnam as Lecturer in History is cancelled as the Principal says that they are not I or II class M.A. In their places T.E.Jayaraman M.A. (II Class) is appointed as Lecturer in English and V.Venkatarayan M.A. (I Class) is appointed as Lecturer in History.

T.Rathnam M.A.L.T is appointed as Assistant Lecturer in History. Rs 60-10/2-120.

The other appointments will stand.

sd/- K.P.Kandaswami Pillai
Neutral.

sd/-P.Rathnaswami Pillai
sd/-S.Govindaswami Pillai.

P.T.6

10

-4-

Copy of letter dated 4-2-39 from the Registrar of University, Madras.

--

I have the honour by direction, to inform you that the Syndicate has been pleased to approve, under rule 5 of the Rules adopted by it for appointment of teaching staff in Colleges, the proposal to appoint Sri.B.R.Krishnamoorthi Naidu, as Lecturer in English for purposes of teaching english for the Intermediate classes.

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/true copy/

Education and P.H. Department. (B)

MEMORANDUM No. 35596. 1B2 dated 2-5-44

Municipal College, Salem - Appointment of Lecturer - Appeal of Sri T. Rathnam Pillai.

Ref:- From the Commissioner, Salem Municipality, C3-13684-44, dated 19-8-44.

The Commissioner of the Salem Municipality is requested to obtain a clear statement of the reasons which led the Appointments Committee to reconsider its Proceedings of the 27th June 1944 appointing Sri T. Rathnam Pillai as Lecturer in History and to pass ~~different~~ another Proceedings ten days later, cancelling the above, in view of the provision in rule 7(4) of the establishment rules relating to the re-employment of probationers who were reverted or discharged for want of vacancies.

1.5.44

To the Commr., Salem Mty., (thro' the C.M.C.).

From

K.V. Sundararajan, M.A.,L.T.,

'Krishnakadaksham'

Komarasamipatti, Salem.

ASST. SECRETARY TO GOVERNMENT
18 AUG 1944
EDUCATION AND PUBLIC HEALTH DEPT.

To

The Secretary, to the Government of Madras,

41809 Education and Public Health Department, Madras.

Through

The Commissioner, Salem Municipality.

Respected Sir,

1 The humble appeal preferred by K.V. Sundararajan, M.A.L.T. under rule 22 of the rules relating to Establishments under Municipal Councils issued in G.O. No. 2342. L.S.G. of 2 - 6 - 1936 as subsequently amended, against the orders of the Appointment Committee of the Salem Municipality in its resolution C.3. - 10627 - 44 dated 29 - 6 - 44 appointing Sri. A.Sankaranarayanan, B.A.(Hons), as Lecturer in Mathematics in the Salem Municipal College overlooking the claims of the appellant who is a Probationer for the post of Lecturer in Mathematics.

2 The appellant begs to submit that he is a First Class Master of Arts (M.A.) and a Licentiate in Teaching (L.T.) in Mathematics of the Madras University. He has put in more than five years service as a teacher of mathematics in various schools and colleges.

3 The appellant begs to submit that he was appointed to act as Mathematics Lecturer in the Salem Municipal College in the Commissioner's Order R.C.C. C.3.- 88 - 39 dated 6 - 2 - 39. He joined duty on 9 - 2 - 39 and was relieved on 23 - 3 - 39. The appellant's work and conduct were highly appreciated by the principal of the Salem Municipal College

4 The appellant respectfully begs to submit that he is a Probationer for the post of Lecturer in Mathematics in the Salem Municipal College according to the rules relating to establishments under Municipal Councils, and that he should have been appointed

Lecturer in Mathematics under rule 21 of the said rules when a candidate was required for that post. The action of the appointment committee in having appointed Sri. A. Sankaranarayanan ignoring the claims of the appellant who is a probationer for that post and who had applied for that post is in contravention of the Statutory rules .

5 The appellant therefore begs to request that the Government may be pleased to call for the entire records on the subject and pass orders setting aside the order of the appointment committee dated 29 - 6 - 44 and appoint him as Lecturer in Mathematics.

I beg to remain, sir,

Yours faithfully,

K. V. Sundararajan

Salem.

Dated 14 - 8 - 1944.

Copy sent to the Secretary to the Government of Madras, Education and Public Health Department, Madras.

Copy to the Registrar, University of Madras.

35 17/9

41809

CMo ~~35576~~ From Sri T. Nattesan, D.A.L.T. Asst. Lecturer, Municipal College, Salem, dt 25.7.44

to K.V. Sundararajan, D.A.L.T dt 14.8.44

Memo 41809-1 B3 dt 12-9-44

College. Municipal College, Salem.

Appointments of Lecturers - Supersession of claims for reemployment

The Commr. Salem Municipality is requested to forward the petition of ~~Sri T Nattesan, D.A.L.T~~ Sri K.V. Sundararajan, D.A.L.T. dated 14.8.44 with his remarks as early as possible. He is also requested to obtain and forward a clear statement of the reasons which led the Appointments Committee to ignore the claims of the petitioner for re-employment as Lecturer in view of the provisions in Rule 4 (iv) of the established rules.

pl. write till 10.9.44

23/8

To the Commr. Salem thro

23/8/44

23.8.44

11.9.44

pl. write

Receipt of Despatch as asked for is for appl. Please see Memo no. 39876-1 B1 dt 12-9-44 on p. 15 of the L.F.

16

Copy sent to the Secretary to the Government of Madras,
Education and Public Health Department, Madras.

C.F. 32 (a).

B

12

10

Department	Received Registered
From (Name) Sri.K.P.Kandaswami Pillai	To
Designation Commissioner,	The Secretary to the Government of Madras
Station Salem Municipality, Salem.	Education and Public Health Department, Madras.

Enclosures:
copy order R-1
appeal petn-1/2

No. C3-14662-44 dated 2nd September 1944.

Sir,

ASST. SECRETARY TO GOVERNMENT
13 SEP 1944
EDUCATION AND PUBLIC HEALTH DEPT.

45172

Sub:- Appeal - Sri.K.V.Sundararajan, M.A.L.T. - against orders superceding his claims for lecturer's post in Municipal College, Salem - forwarded.

pp13-15

The appeal petition of Sri.K.V.Sundararajan, M.A., L.T. against the orders of the Appointment Committee of the Municipal Council, Salem appointing Sri.A.Sankaranarayanan, B.A.(Hons) as Lecturer in Mathematics, in the Municipal College, Salem in supersession of his claims for the post is forwarded with the following remarks.

2 When Sri.A.Ramaswamy Gounder, Principal, Municipal College, Salem went on medical leave in February 1939, the Appointment Committee of the Municipal Council, Salem selected and appointed Sri.K.V.Sundararajan the appellant on a temporary basis. A copy of the proceedings of the Appointment Committee dated 4-2-39 selecting and appointing the appellant on a temporary basis is enclosed herewith.

18

3 The post of an additional Lecturer in mathematics has been created for the B.A. Class opened from July 1944 as recommended by the Syndicate of the Madras University. The Appointment Committee has selected and appointed Sri. A. Sankaranarayanan B.A. (Hon's) as Lecturer in Mathematics in the College. The appellant has no claim on the post for re-appointment as he was not appointed on probation previously. His statement that he is the probationer for the post is not correct.

para 3 on p 13 ante

U Sriatarajan
4.9.44
COMMISSIONER-DELEGATE.

AMN/-4-9-44.p.m.

C.W. 4189 From the Comm. - Salem Municipality WC.3.14662 dt 2-5-44
Endorsed
Petitioner - Sri K. V. Sundararajan
M.A.L.T. Appointment of Lecturer in the Municipal College, Salem

It is observed from the copy of the proceedings of the Appointments Committee dated 4-2-39 that Sri K.V. Sundararajan's appointment as Lecturer was to be only in a leave vacancy for a period of one month from 2-2-39. The Comm. is requested to say how the petitioner was continued as Lecturer till 23-3-39 and to submit copies of his orders appointing the petitioner as Lecturer. Little will be gained by these Memos. To the Comm. Salem Mly through the Chairman.

Forwarded,
P. Rathnaswami Pillai
Chairman, Municipal Council, Salem.

14/9 14/9/44 The file is received 16/9/44 Let all, we must get out this case also. 16.9.44

19

SALEM MUNICIPALITY.

Extract from the proceedings of the Appointment Committee, Salem dated 4th February 1939-

11

A.C.R.No.2.

Read to appoint a substitute in the place of Principal, Salem College, applied for one month medical leave from 2-2-39.

APPOINT SRI. K.V. SUNDARARAJAN, M.A. TEMPORARILY. IF THE VACANCY IS FOR MORE THAN A MONTH ADVERTISE AND MAKE A SELECTION.

Sd./- V. Seetharama Chettiar,
Sd./- P. Rathnaswami Pillai,
Sd./- C.K. Chetty.

/True Copy/

Copy of appeal sent through the proper channel.

21

Salem College, Salem.
18-9-'44

From
S. Sivaraman, M.A.,L.T.,
Acting Assistant Lecturer in English,
Salem College, Salem.

46050

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

ASST. SECRETARY TO GOVERNMENT
19 SEP 1944
EDUCATION AND PUBLIC HEALTH DEPT.

Through The Principal, Salem College, Salem,
and The Commissioner, Municipal Council, Salem.

Remarks on pp55-58 ptr

Sir,

I beg to submit the following appeal to you regarding my claim to a lecturer's vacancy in the Salem College, Salem :-

1. While I was acting as assistant lecturer in English in the Salem College, Salem, I was appointed as lecturer in English by the order of the Commissioner, C3 10627 dated 29-6-44 (True copy in Appendix A.) with effect from 3-7-44 forenoon. By virtue of this order, being already on duty as a member of the staff, I became a lecturer from 3-7-44 forenoon.

p27 infra

2. By the order C3 10627 dated 9-7-44 (True copy in Appendix B.) the Appointment Committee of the Municipality Cancelled its original appointment of me as lecturer in English, without assigning any reason.

pp27-29 infra

p29 infra

3. By the same order, read with order C3 10627 dated 28-7-44 (Copy in Appendix C.) which says, "Sri. S.Sivarama Iyer will revert as assistant Lecturer in English from the date on which Sri. V. Achuthan Nair joins duty", I continued as lecturer in English till the 31st July, 1944, this being the date on which Sri. Achuthan Nair joined duty. I am, therefore, a probationer in the unit of 'Lecturers in English' in the Salem College, Salem.

4. On 26-7-44, Sri. S. Krishna Iyer, lecturer in English, applied for leave on medical certificate for four months. As I was facing reversion, I applied on 26-7-44 for that vacancy, stating my grounds But Sri. B.R.Krishnamurthy Naidu, B.A., L.T., assistant lecturer in English, then on leave, was recalled and appointed in that vacancy, ignoring my claim.

5. Subsequently Sri. S. Krishna Iyer has resigned his post, and the leave vacancy has become a permanent one.

p29 infra

A

6. If it is contended that the cancellation of the order C3-10627-44 dated 29-6-44 relating to my appointment as lecturer was due to the fact that the Syndicate of the Madras University has stipulated that an M.A. with not less than four years' experience in teaching B.A. classes, this disability of want of experience does not arise in the case of the vacancy of the place of Sri. S. Krishna Iyer referred to in item 4, for firstly the special stipulations of the Syndicate do not refer to this already existing post, but only to the Head of the Department in English of the First Grade College, and secondly according to the rules of the University which are applicable to this case, any M.A. in English

should be appointed

is eligible to be appointed whether the work is in the Intermediate classes or in the B.A. classes (vide rule quoted in Appendix D.) I beg to submit that when a vacancy arose in which I am in every respect eligible to be appointed, even before I had to be reverted, I should have been appointed in that vacancy, the only disability of mine which could be adduced for the cancellation of my appointment and reversion having ceased to exist in the new vacancy in the same unit, namely that of lecturers in the English department.

7. If it is contended that my appointment was for the B.A. Class and that the post of Sri.S. Krishna Iyer is for the Intermediate classes, I have to submit that firstly Sri. S. Krishna Iyer with about 22 years' experience of teaching in the College cannot be described as a teacher for the Intermediate classes only when other lecturers like him are having work with B.A. class, and secondly there is only a single unit in a college regarding 'lecturers in English' and not two separate units for the B.A. and the Intermediate.

8. If it is contended that I have not had any work in the B.A. class in the period 3-7-44 to 30-7-44, I have to submit that it was because (i) the B.A. class was not opened till 17-7-44 and (ii) between 17-7-44 and 30-7-44, though I orally requested the Principal to allow me to teach the B.A.class, he did not do so, but directed me to go on with the work in the Intermediate classes. Secondly Sri.A.Sankaranaryanan Nader, who has been appointed Lecturer in Mathematics (by the same order C3 10627-44 dated 29-6-44 that appointed me) has done work in the Intermediate classes only, from 3-7-44 to 17-7-44, and yet his service as lecturer for that period is approved.

9. The acquittance roll for the month of July, 1944 clearly divides my service for the month under two heads (i) as lecturer from 3-7-44 to 30-7-44 and (ii) as assistant lecturer for 1-7-44, 2-7-44 and 31-7-44.

10. If it is contended that my appointment as lecturer has been cancelled, I have to submit that the cancellation has been ordered without assigning any reason. I should have been allowed to hold the appointment and carry out the duties attached to it, till the Syndicate should pass orders upon it. Considering the fact that Sri. S. Krishna Iyer, with about 22 years' experience in the College, had appealed to the Syndicate to permit him to be the head of the English Department, the Syndicate might possibly have been pleased to consider favourably my 19 years' serice as teacher and exempted me from the condition of '4years' experience in a First Grade College'.

11. It may be contended that Sri.B.R.Krishnamurthy Naidu, B.A.L.T., was a probationer for a post of lecturer in English, since he had acted as a lecturer in English in January-March 1944. But in this connection I beg to quote Resolution 738 dated March 2, 1944, of the Madras University Syndicate from the printed proceedings of the same:-

"Considered return of change of staff dated the 27th January 1944 from the Principal, Salem College, Salem (English Department) together with the recommendations thereon of the Affiliation and Inspection Committee of the Syndicate.

Resolved that the arrangement be approved as a strictly temporary measure till the end of this academic year." (the words, 'strictly temporary', being printed in italics.)

12. The arrangement refers to the appointment of Sri. B.R. Krishnamurthy Naidu as lecturer in the place of Sri. S. Krishna Iyer on leave and of myself as assistant lecturer in the place of Sri. B.R.Krishnamurthy Naidu in the month of January, 1944. Now the words 'strictly temporary' must refer only to Sri.B.R. Krishnamurthy Naidu and not to me,

for (i) Sri B.R.Krishnamurthy Naidu is a third class B.A. in English and hence not qualified to be a lecturer according to the prescribed rules of the University,

and (ii) I am an M.A. in English and hence am fully qualified to be a lecturer according to the prescribed rules of the University.

If necessary, a reference may be made to the Vice-Chancellor of the Madras University.

13. In as much as the University Syndicate has resolved that the arrangement should be strictly temporary till the end of the academic year 1943-44, Sri B.R.Krishnamurthy Naidu cannot claim any probation for purposes of this vacancy arising in the next academic year, namely 1944-45. In this connection I have to submit that Sri.B.R.Krishnamurthy Naidu is a third class B.A. in English and that the prescribed rules of the University require the qualification of an M.A. or B.A. first class for a lecturer's post.

14. I beg to submit also that the appointment of Sri.B.R.Krishnamurthy Naidu as lecturer in the place of Sri. S. Krishna Iyer in August 1944 is against the resolution (No.738 dated March 2, 1944) of the Syndicate that the previous appointment was approved as a strictly temporary measure till the end of the last academic year.

15. Independently of the consideration in item 13, I beg to quote also rule No. 21 from the rules relating to establishments under municipal councils:-

"When candidates are required for employment in any post in a unit, preference shall be given to persons discharged or reverted from such posts in the unit otherwise than under clause 2 of sub-rule (A) of Rule 17, so long as such persons desirous of such appointment are available, appointments being made in the inverse of the order in which they were discharged or reverted from such unit."

In this connection, I beg to submit that I am the last to be reverted or discharged in the unit of lecturers in English (my reversion being on 31-7-44 and Sri.B.R.Krishnamurthy Naidu's being on 1-4-44,) and therefore eligible to be reappointed first in any vacancy of lecturer in English. In this connection I have to state also that when applications were invited for the post of lecturer in English to which by order C3 10627 dated 29-8-44 I was appointed, Sri.B.R.Krishnamurthy Naidu did not and could not apply as he was not eligible to be appointed according to the rules of the University.

On these grounds I pray that I may be appointed as lecturer in English in the place of Sri. S. Krishna Iyer who has resigned his post.

I beg to remain,
Sir,
Your most obedient servant.

S. Sivaraman.

26

1527

APPENDIX A.

C3-10627-44 SALEM MUNICIPAL OFFICE.
29-6-44

Memo.

Sub:- Establishment-Municipal College,Salem- B.A. Class-opening of-Lecturers-appointment of- orders issued A.C.R.No.7 dated 27-6-1944.

The following appointments of lecturers are made for the B.A. Class in the Municipal College, Salem.

Sri. S. Sivarama Iyer, M.A.,L.T., who is now acting as Assistant Lecturer in English in the College is appointed as Lecturer in English on Rs 110/- per month in the scale of Rs100-10/2-180 with effect from 3-7-44 forenoon.

Sri. A.Sankaranaryanan, B.A. Hons. (I class) is appointed as Lecturer in Mathematics on Rs 100/- in the scale of Rs100-10/2-180.

Sri. A. B. Ramachandra Rao B.Sc. Hons. (II Class) is appointed as Assistant Lecturer in Physics on Rs 60/- per month in the scale of Rs 60-10/-2-120.

Sri. T. Rathnam M.A.,L.T.,Assistant, Municipal High School, Salem, is appointed as Lecturer in History on Rs 100/- per month in the scale of Rs 100-10/2-180. The Headmaster, Municipal High School,Salem will relieve Sri. T. Rathanam on 3-7-44 forenoon so that he may join in the College. Orders appointing a substitute in the place of Sri. T. Rathnam will be issued separately.

Messrs. A.Sankaranaryanan and A. B. Ramachandra Rao will join duty on 3.7.44 afetr producing a certificate of age, helath and vaccination from a District Medical Officer or a Civil Surgeon.

All these candidates will be entitled to substantive appointments only after qualified and eligible war service candidates are provided as per G.O.No.3107 dated 1-11-43.

(Sd) K.P.Kandaswami.
COMMISSIONER.

APPENDIX B.

Proceedings of the Commissioner, Salem Municipality, Salem.
Name. Sri. K.P.Kandaswami Pillai, Commissioner.
No. C3-10627-44 dated 9th July, 1944.
Short title. Establishment-Municipal College,Salem-B.A.Class-Lecturers- appointment of.
Read the following:- 1. A.C.R.No. 7 dated 27-6-44.
2. This office Memo.C3-10627-44 dated 29-6-44.
3. A.C.R.No.11 dated 8-7-44.

ORDER.

At its meeting held on 8-7-44, the Appointment Committee of the Municipal Council, Salem, has cancelled the appointments of Sri. S. Sivarama Iyer M.A.,L.T., as Lecturer in English and Sri T. Rathnam Pillai M.A.,L.T., as Lecturer in History and has appointed the following candidates in their places.

Sri. T. E. Jayaraman M.A. (I Class) is appointed as Lecturer in Englsih on Rs 100 per mensem in the scale of Rs100-10/2-180 plus dearness allowance.

Sri.V.Venkatrayan M.A. (I Class) is appointed as Lecturer in History on Rs 100/- in the scale of Rs100-10/2-180 plus dearness al owance.

Messrs. T. E. Jayaraman and V. Venkatrayan will join duty forthwith afetr producing a certificate of age, health and vaccination from a District Medical Officer or a Civil Surgeon. They will be entitled to substantive appointments only afetr qualified and eligible war service candidates are provided fo as per G.O. No.3107 dated 1-11-43.

Sri S. Sivarama Iyer will revert as Assistant Lecturer in English from the date on which Sri. T.E.Jayaraman joins duty.

Orders appointing Sri. T.Rathnam as Assistant Lecturer in History will be issued separately.

(Sd) K.P.Kandaswami.
COMMISSIONER.

APPENDIX C.

Proceedings of the COMMISSIONER, SALEM MUNICIPALITY, SALEM.
Name. Sri. K.P.Kandaswami Pillai.
No. C3-10627-44 dated 28th July 1944.
Short Title. Establishment-Municipal College, Salem-Lecturer in Englsih- Appointment of -orders issued.
Read the following:- 1. This officer order C3-10627-44 dated 9-7-44
2. A.C.R.No.14 dated 27-7-44.

ORDER.

At its meeting held on 27-7-44, the Appointment Committee of the Municipal Council, Salem, has cancelled the appointment of Sri. T. E. Jayaraman as Lecturer in English in Municipal College, Salem, as he has not joined duty as ordered and has selected and appointed Sri. V.Achuthan Nair M.A., as Lecturer in English in the College. He will be paid Rs100/- per mensem in the scale of Rs100-10/2-180 and a dearness allowance of Rs13/- per mensem. To join duty at once after producing a certificate of age, health and vaccination from a District Medical Officer. He will be entitled to substantive appointment only after qualified and eligible war service candidates are provided for as per G.O.No.3107 L.A. dated 1-11-43.

Sri S. Sivarama Iyer will revert as Assistant Lecturer in English from the date on which Sri.V.Achuthan Nair joins duty.

(Sd) K.P.Kandaswami.
COMMISSIONER.

APPENDIX D.

Pass Courses (B.A. and B.Sc.)

No person shall be appointed to undertake teaching in B.A. or B.Sc Pass degree classes unless he or she has obtained a B.A. Hons. ~~degree~~ or M.A. or B.Sc. Hons. or B.O.L. degree or a 1st class B.A. or B.Sc. degree in this university in a subject or subjects relevant to the course he or she has to teach or has a qualification in some other university, accepted as equivalent thereto by the Syndicate for teaching purposes.

Sivaraman.

30

From

K.V. Sundararajan, M.A.L.T.,

'Krishnakadaksham'

Komarasamipatti, Salem.

CM46252 17 31

ASST. SECRETARY TO GOVERNMENT EDUCATION AND PUBLIC HEALTH DEPT. 21 SEP 1944

To

The Secretary to the Government of Madras,

Education and Public Health Department.

Ref:- Appeal preferred by K.V. Sundararajan, M.A.L.T., against the order of the Appointment Committee of the Salem Municipality, dated 14-8-

Respected sir,

In continuation of the appeal dated 14-8-44 the appellant respectfully begs to submit the following documents which are herewith enclosed.

(1) A copy of the order appointing the appellant as Lecturer in Mathematics in the Salem Municipal College.

(2) A copy of the order granting extension of leave to Sri. A. Ramasamy Goundar the Principal.

(3) A copy of the certificate given by the Principal, Salem Municipal College to the appellant counter signed by Sri. T.A. Lakshmana Pillai, Commissioner Salem Municipality.

2 The appellant respectfully begs to submit that the order appointing the appellant as Lecturer in Mathematics states that Sri. K.V. Sundararajan, M.A., is appointed temporarily to act as Mathematics Lecturer Salem College vice Sri. A. Ramasami Goundar Principal and Mathematics Lecturer granted leave or until further orders.

3 The appellant begs to draw the attention of the Government to the absence of the words 'he shall not be deemed to be a probationer for the post of Lecturer in Mathematics' which proviso should have been added to the order of appointment according to Rule 7A of the Rules relating to establishments under Municipal Councils if the Appointment Committee had considered that it was necessary in the Public Interest or for Administrative reasons not to entertain the appellant as a Probationer and the reasons have not been clearly recorded.

4 The appellant respectfully begs to submit that on 4-2-39 when the Appointment Committee appointed the appellant as Lect... in Mathematics hence they used the word temporarily with the provi... further orde...

The Principal extended his leave on medical certificate and the Commiss granted him extension of leave on medical certificate on 16-2-1939 incl the period for which the Principal was already on leave. The appellant continued to act as Lecturer in Mathematics till he was relieved by oral orders from the Princip on 23-3-1939. The appellant received no communication from the Commissio terminating his services. The college closed for the summer vacation on 31-3-1939.

5 The appellant begs to submit that according to rule 23 all persons appointed prior to 12th Nov. 1940 are to be considered Probationers (G.O. No. 3917 L.A. 12th Nov. 1940)

6 The appellant respectfully begs to add that he acted as Mathematics assistant in the Salem Municipal High School prior to his appointment in the college but he was not a L.T. then. Immediately after being trained the appellant applied for the post of Mathematics Assistant in the Salem Municipal High School. The then Commissioner Sri. T.A. Lakshmana Pillai held that the appellant was a Probationer only for the post of Lecturer in Mathematics in the college and not for the post of L.T. Assistant.

7 The appellant therefore respectfully begs to submit that he is a Probationer for the post of Lecturer in Mathematics and that the Appointment Committee had erred in overlooking his claims.

Salem
19-9-44

I beg to remain sir,
Your most obedient servant,
K.V. Sundara rajan.

34

R.C.C. No. 88- C3- 39.

SALEM MUNICIPAL OFFICE.
Dated 6-2-39.

35

19

Memo.

Salem college - Principal - Leave and appointment.
Ref;- Appointment Committee Resolution No. 33 dated 4 - 2 - 39.

- - - - -

1. Sri. K.V.Sundararajan, M.A., is appointed temporarily to act as Mathematics Lecturer, Salem College, vice Sri. A.Ramasami Goundar Principal and Mathematics Lecturer granted leave or until further orders. Pay Rs. 100/- per mensem. To join duty forthwith.

2. Sri. S.Krishna Iyer, M.A., English Lecturer, Salem College will be in charge as Principal till Sri. V.M.Ramanatha Iyer returns from leave when he will be in charge.

K.Ramaswami,
Commissioner-Delegate.

/True Copy/
BY ORDER.

(Sd) xx x
Head Clerk.

To
The individuals thro' the Principal.
Copy to the Principal.

36

R.C.C. No. 88-C3 -39.

SALEM MUNICIPAL OFFICE
Dated 16-2-1939

39
20

MEMO.

Municipal College - Principal - Medical leave granted .

Sri. A.Ramasamy Goundar, Principal, Salem College is granted leave on average pay on medical certificate for 7 weeks from 2-2-39. He should produce a medical certificate of fitness when he joins duty.

/True Copy/
BY ORDER.

C.K.Chetty,
Commissioner.

(Sd) Xxxxxxxxx

Head Clerk.

Salem College, Salem. 38

27th June 1939.

Sri. K.V.Sundararajan, M.A., has been known to me for the past three years. He acted as Mathematics Lecturer of this college for a short time during the academic year 1938-39.

He is an intelligent and very hard-working gentleman of excellent conduct and pleasing manners.

I wish him success in life.

(Sd) A.Ramaswamy Goundr,

P r i n.c i p a l.

Counter signed

(Sd) T.A.Lakshmanan

Commissioner Salem Municipality.

GOVERNMENT OF MADRAS.
Education and Public Health Department.
Memorandum No. 39556-2 B 44 dated the 21st Sept. 1944.

Salem Municipal College - Appointments - Appeals.

Further to the Government Memorandum No.39596-1-B-Edn., dated the 2nd September 1944, regarding the appeal of Sri T.Rathnam Pillai, the Commissioner of the Salem Municipality has forwarded with his letter No.C3-14662-44, dated the 2nd September 1944, an appeal from Sri K.V. Sundararajan. Government have also received copy of an appeal from Sri S. Sivaraman dated the 18th September 1944, sent through the proper channel. The Commissioner is requested to expedite the reply to the Memorandum cited above and to submit his remarks on the last mentioned appeal as early as possible and the municipal office files relating to all the orders of appointment appealed against together with the connected records including the papers relating to the previous appointments of the appellants on the basis of which they have claimed re-appointment.

(o/c.)

Secretary to Government.

To the Commissioner, Salem Municipality (through the Chairman, Municipal Council).

Mr. P. Kotaiah Naidu, B.A.,B.L., an Advocate practising in the the Sub Court, Tenali, While I was the Subordinate Judge of Tenali he practised before me for nearly one year. He appeared before me in many important matters and I have always found him doing his work thoroughly and satisfactorily. His conduct and character are excellent. From what I know of him I have absolutely no doubt that he will prove efficient in the discharge of his duties whatever responsible position he might hold -- * * * * * * *

Sd. M. Gopalakrishna Rao.

-----oOo-----

DILKUSHA
Royapettah
Madras: 17-10-1927

Ihave great pleasure to say that I know Mr. P. Kotayya, B.A.,B.L. He is a promising youngman, intelligent and well-behaved. I have no doubt that he is a proper man for recruitment to any branch preferably to the Judicial Branch of the Public services.

Sd. x x x
Rajah of Panagal.

-----oOo-----

Rao Bahadur
T. VARADARAJULU NAIDU

"THE ASHRAMAM"
24, Harris Road, Mount Road P.O.
Madras: 17th Oct. 1927

I have known Mr. P. Kotayya, B.A.,B.L., for some years. He is a well behaved intelligent young man, and I have no doubt he will prove a very useful public servant, especially in the Judicial Department. I wish him every success.

Sd. T. Varadarajulu,
Retired District Judge,

/True copies/

-----oOo------

B E 2343

C.F. 32 (a).

Department

From (Name) Sri.K.P.Kandaswami Pillai

Designation Commissioner,

Station Salem Municipality, Salem

47430

Received Registered

To

The Secretary to the Government of Madras
Education and Public Health Department
Madras.

Enclosures

ASST. SECRETARY TO GOVERNMENT EDUCATION AND PUBLIC HEALTH DEPT. 30 SEP 1944

No. C3-14662-44 dated 18th September 1944.

Sir,

Sub:- Appeal - Sri.K.V.Sundararajan, M.A.L.T. - supersession of claims for re-employment - as Lecturer in Mathematics in the Municipal College, Salem - forwarding of

--

Ref:- Government Memorandum No.41809-1-B-Edn. dated 12-9-44

--

I have already forwarded the appeal petition of Sri.K.V. Sundararajan with my remarks on 11-9-44 in my letter No. C3-14662-44 dated 2-9-44.

AMN/-19-9-44.p.m.

K.P.Kandaswami
COMMISSIONER.

Forwarded

K.P.Kandaswami Pillai
Chairman, Municipal Council, Salem.

From
V. Venkatarayan, M.A.,
Lecturer in History, Salem College, Salem.

Date: 27-9-

To
The Secretary to the Government of Madras,
Department of Education

Through
The Principal, Salem College, Salem.

Sir,

I was appointed lecturer in history by the Municipality of Salem in July 1944 as they felt that among the applicants I was the most qualified for the place. I am a first class M.A. and was for some time lecturer at the Lingaraj college, Belgaum handling Intermediate and B.A. classes. I was for nearly three years a research student in the Department of history of the Madras University under Prof.K.A.Nilakanta Sastri and at present I am also preparing a thesis for the Doctorate.

I now understand that a former teacher of the Municipal High School, and now assistant lecturer appointed as such along with me, on the plea that when the college was only a second grade one, he had acted as lecturer for some time, has now appealed to the Givernment to reverse the decision of the Municipal Council in having selected the best candidate for the place of lecturer.

I beg to point out that it is most irregular and against all accepted rules of procedure. I may be permitted to invite the attention of the Government that according to the conditions of affiliation, a third class M.A. cannot be appointed lecturer.

Under these circumstances I pray to Government that they may direct the authorities of the College not to interfere with my appointment as Lecturer.

I beg to remain,
Sir,
Yours most obediently,

V. Venkatarayan

warded.

344/SC/44

This appears to be a counter appeal inst that of Mr.T.Rathnam Pillai. The story of the case is briefly as follws:

The Salem Municipality applied to e Madras University for permission to ise the Salem College to a First Grade stitution and the Syndicate appointed Commission to inspect the College. Accordingly the Commission inspected the ollege in February 1943 and reported hereon. In their report d/16-3-43 the ollowing recommendation was made regarding the Hist. & Economics Department.

"There is at present one Lecturer in History. There must be two more Lecturers to be appointed, one in the First year and the other in the II year. The Lecturer to be appointed in the First year must be an Hons.graduate in History I or II class. The additional lecturer to be appointed must be an Hons.graduate in Economics, I or II class with Modern Economics History as a compulsory subject. In addtion, a tutor will be required to assist in the work of the Department."

Next year Mr.Joseph Franco inspected the college again in March '44 in connection with the affiliation of the College and sent a report in which the following observation was made.

" Staff: The Management is prepared to appoint all the staff considered necessary by the last commission as and when required, with the qualifications prescribed and on scaled of pay suggested by it."

The Management accepted the conditions of the Commission and gave assurances to the University in its letters dated 20th January, 17th & 20th April 1944.

The University in its letters 1509 d/19-5-44 informed the Management that the Syndicate had resolved "that in view of the acceptances of the conditions of the management and its assurances contained in its letters dated 20th January 17th & 20th April 1944, affiliation be granted to the College ....."

It is therefore clear that only a I or II class Hons.graduate should be appointed as Hist.Lecturer. But in the face of these facts Mr.T.Rathnam Pillai a III class M.A. was appointed as History lecturer. This created a sensation in the city and responsible persons began to feel that the affiliation itself was in danger. Several representations were made to the members of the Appointment Committee about the irregularity of the appointment and the probable withdrawal of the affiliation if the irregularity was not set right.

The Appointment Committee members were convinced of their wrong move and they forthwith cancelled the appointment of Mr.T.Rathnam pillai and appointed Mr. T.Venkatarayan a I class Hons.graduate.

P.T.O.

Mr.T.Rathnam Pillai appears to have appealed against the cancellation of his appointment. The appeal was forwarded to the Commissioner by the Principal-in-charge at a time when I was on casual leave for two days only.

It may be contended that Mr.T. Rathnam Pillai is a probationer to the History Lecturer's post. But I am inclined to feel that he lost his probationary rights to this post when he was confirmed as an L.T.Assistant in the Municipal High school. I remember that there is a G.O. to the effect that if one is a probationer in two different cadres and if he is subsequently confirmed in the lower cadre he loses his claim on the higher one. If such a G.O. exists Mr.T.Rathnam pillai has no statutory claim on the Lecturer's post.

PRINCIPAL,
SALEM COLLEGE, SALEM.
3-10-1944.

C.F. 32.

Department

From (Name) Sri.K.P.Kandaswami Pillai
Designation Commissioner,
Station Salem Municipality, Salem.
50846

Received ..... Registered .....

To
The Secretary to the Government of Madras
Education & Public Health Department
Fort St. George,
Madras.

Enclosures:

No. C3-13684-44 dated 20th October 1944

Sir,

Sub:- Municipal College, Salem - Appointments - Appeals.

Ref:- Government Memorandum No.39596-1-B-Edn. dated 2-9-44 and 21-9-44 and No.41809-1-B-Edn. dated 12-9-44.

I submit herewith a copy of resolution No.22 dated 15-10-44 of the Appointment Committee of the Municipal Council, Salem, stating the reasons for cancelling the appointment of Sri.T. Ratnam Pillai as Lecturer in History. The Committee has repeated the same reasons given in its resolution dated 8-7-44. The order of cancellation is improper and unreasonable. All the professors in this college including the Principal are 3rd Class M.As. Recently, the Committee appointed a 3rd Class M.A. as Lecturer in English and Head of the Department for this subject. It has also appointed as Lecturer in English, another B.A.L.T. who has got exemption from Syndicate. It is unfair to overlook the claims of Mr.Ratnam Pillai for the reason that he is a 3rd Class M.A.

2/ I beg to state that the appeal of Mr.Rathnam Pillai may be allowed and he may be appointed as Lecturer in History. He is also a probationer for this post.

3/ In regard to the appointment of Sri.A.Sankaranarayana Nadar overlooking the claims of Sri.K.V.Sundararajan, I beg to enclose herewith a copy of the resolution of the Committee dated 15-10-44. The Appointment Committee dated 4-2-1939 has stated its reasons for not appointing Sri.K.V.Sundararajan as a probationer for the post though not in terms of rule 7(A), but the intentions are clearly set forth. (Pages 363-364 of the Statutory rules 1941 edition)

4/ This office file C3-10627-44 (30 pages) relating to all the orders of appointment appealed against is sent herewith. The papers relating to the previous appointments of the appellants have been destroyed.

The appeal of Sri.Sivarama Iyer will be submitted with my remarks in the course of this week.

COMMISSIONER.

ALN/-20-10-44.

Forwarded,

Chairman, Municipal Council, Salem.

SALEM MUNICIPALITY

Extract from the proceedings of the Appointment Committee, Salem Municipal Council, passed at its meeting held on 15-10-44.

--

A.C.R.No.22.

Read Government Memorandums Nos.39596-1-B-Edn. dated 2-9-44 and 41809-1-B-Edn. dated 12-9-44 requesting to obtain and send a clear statements of the reasons which led the Appointment Committee to reconsider its proceedings of the 27th June 1944 appointing Sri.T. Rathnam Pillai as Lecturer in History and to pass another proceedings ten days later cancelling the appointment and for not reappointing Sri.K.V.Sundararajan, M.A.L.T. as Lecturer in Mathematics.

Resolution:- "(1) Regarding Mr.Ratnam Pillai, the Committee cancelled the appointment of Sri.T.Ratnam Pillai as the Principal advised that a I Class or a II Class M.A. should be appointed as Lecturer."

Sd./- P.Rathnaswami Pillai,
Sd./- S.Govindasami Pillai
Sd./- K.P.Kandaswami Pillai,

True Copy/

SALEM MUNICIPALITY

Extract from the proceedings of the Appointment Committee, Salem Municipal Council, passed at its meeting held on 15-10-44.

--

A.C.R.No.22.

Read Government Memorandums Nos.39596-1-B-Edn. dated 2-9-44 and 41809-1-B-Edn. dated 12-9-44 requesting to obtain and send a clear statements of the reasons which led the Appointment Committee to reconsider its proceedings of the 27th June 1944 appointing Sri.T. Rathnam Pillai as Lecturer in History and to pass another proceedings ten days later cancelling the appointment and for not reappointing Sri.K.V.Sundararajan, M.A.L.T. as Lecturer in Mathematics.

Resolution:- x x x

Regarding
"(2) ~~Regard~~ Mr.K.V.Sundararajan:- The orders of the appointment Committee dated 4-2-39 are very clear. He was appointed as Lecturer only temporarily. The order states that if the vacancy continued for over a month, the post should be advertised and selection made. Therefore, it is clear that ~~xx~~ he is not a probationer for the post of lecturer in Mathematics."

Sd./- P.Rathnaswami Pillai,
Sd./- S.Govindaswami Pillai,
Sd./- K.P.Kandaswami Pillai,

True Copy/

52

C.F. 32.

B/P/45

Department

From (Name) Sri.K.P.Kandaswami Pillai, To

Designation Commissioner,

Station Salem Municipality, Salem.



Received 22 OCT 1944 Registered

The Secretary to the Government of Madras
Education & Public Health Department
50703 Fort St. George,
Madras

Enclosures:

No. C3-13684-44 dated 20th October 1944

Sir,

Same as pruat

Sub:- Municipal College, Salem - Appointments - Appeals.

Ref:- Government Memorandum No.39569-1-B-Edn. dated 2-9-44 and 21-9-44 and No.41809-1-B-Edn. dated 12-9-44.

I submit herewith a copy of resolution No.22 dated 15-10-44 of the Appointment Committee of the Municipal Council, Salem, stating the reasons for cancelling the appointment of Sri.T. Ratnam Pillai as Lecturer in History. The Committee has repeated the same reasons given in its resolution dated 8-7-44. The order of cancellation is improper and unreasonable. All the professors in this college including the Principal are 3rd Class M.As. Recently, the Committee appointed a 3rd Class M.A. as Lecturer in English and Head of the Department for this subject. It has also appointed as Lecturer in English, another B.A.L.T. who has got exemption from Syndicate. It is unfair to overlook the claims of Mr.Ratnam Pillai for the reason that he is a 3rd Class M.A.

I beg to state that the appeal of Mr.Ratnam Pillai may be allowed and he may be appointed as Lecturer in History. He is also a probationer for this post.

In regard to the appointment of Sri.A.Sankaranarayana Nadar overlooking the claims of Sri.K.V.Sundararajan, I beg to enclose herewith a copy of the resolution of the Committee dated 15-10-44. The Appointment Committee dated 4-2-1939, has stated its reasons for not appointing Sri.K.V.Sundararajan as a probationer for the post though not in terms of rule 7(A), but the intentions are clearly set forth.

This office file C3-10627-44 (30 pages) relating to all the orders of appointment appealed against is sent herewith. The papers relating to the previous appointments of the appellants have been destroyed.

The appeal of Sri.Sivarama Iyer will be submitted with my remarks in the course of this week.

K P Kandaswamy 21.X.44

ALN/-21-10-44.p.m. 21/X.

COMMISSIONER.

Copy sent in advance.

SALEM MUNICIPALITY.

Extract from the proceedings of the Appointment Committee of the Salem Municipal Council passed at its meeting held on 15-10-44.

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A.C.R.No.22.

Read Government Memorandum Nos.39596-1-B-Edn. dated 2-9-44 and 41809-1-B-Edn. dated 12-9-44 requesting to obtain and send a clear statement of the reasons which led the appointment committee to reconsider ~~xxx~~ its proceedings of the 27th June 1944 appointing Sri.T. Ratnam Pillai as Lecturer in History and to pass another proceedings ten days later cancelling the appointment and for not reappointing Sri.K.V.Sundararajan, M.A.,L.T. as Lecturer in Mathematics.

Resolution:- Regarding Mr.Ratnam Pillai:- "The Committee cancelled the appointment of Sri.T.Ratnam Pillai as the Principal advised that a I Class or a II Class M.A. should be appointed as Lecturer"

Regarding Mr.K.V.Sundararajan:- "The orders of the appointment committee dated 4-2-1939 are very clear. He was appointed as lecturer only temporarily. The order states that if the vacancy continued for over a month, the post should be advertised and selection made. Therefore, it is clear that he is not a probationer for the post of Lecturer in Mathematics."

Sd./- P.Rathnaswami Pillai,
Sd./- S.Govindaswami Pillai,
Sd./- K.P.Kandaswami Pillai.

/True Copy/

C.F. 32.

Department

From (Name) Sri.K.P.Kandaswami Pillai

Designation Commissioner,

Station Salem Municipality, Salem.

30 OCT 1944

Received ..... Registered .....

To

The Secretary to the Government of Madras,
Education and Public Health Depart
Fort St. George,
Madras.

Enclosures:

No. C3-16525-44 dated 28th October 1944

Sir,

51686 Mp 21-25 ante

Sub:- Appeal - Sri.S.Sivarama Iyer, M.A., L.T. - Municipal College, Salem - against orders superceding his claims for appointment as Lecturer in English - forwarded ~~of~~.

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pages 21-25 ante

The appeal petition of Sri.S.Sivarama Iyer, M.A. L.T., acting Assistant Lecturer in English in the Municipal College, Salem for not appointing him as Lecturer in English is forwarded with the following remarks.

2 Sri.S.Krishna Iyer, M.A., Lecturer in English in the Municipal College, Salem was granted leave from 1-12-43 to 30-3-44. The Appointment Committee of the Municipal,Council, Salem selected and appointed Sri. B.R.Krishnamoorthi, B.A.L.T., to act as Lecturer in English on probation in the place of Sri.S.Krishna Iyer in its resolution No.60 dated 5-1-44 (copy enclosed). Sri.B.R.Krishnamoorthi is the permanent assistant Lecturer in English in the College. He is a third class graduate and as he was exempted from the prescribed qualifications by the Syndicate for appointment as Lecturer, the Committee selected and appointed him to act as Lecturer vice Sri.S.Krishna Iyer. Sri.S.Sivarama Iyer, M.A., L.T. is a permanent assistant of the Municipal High School, Salem and he was selected and appointed to act as assistant Lecturer in English in the place of Sri.B.R.Krishnamoorthi. Sri.B.R.Krishnamoorthi and Sri.S. Sivarama Iyer were acting as Lecturer in English and assistant Lecturer in English respectively till 30-3-44 and they were reverted to their permanent posts from 31-3-44 as Sri.S.Krishna Iyer, the permanent Lecturer returned from leave on that date. The appointment of Sri.B.R. Krishnamoorthi Naidu as Lecturer in English was approved by the Syndicate strictly as a temporary measure till the end of the academic year 43-44 — vide resolution No.738 dated 2-3-44. This resolution of the Syndicate was not communicated to me either by the Syndicate or the Principal.

3 Sri.B.R.Krishnamoorthi, the assistant Lecturer in English applied for leave from 23-6-44 to 13-2-45 in order to study for the M.A. degree Examination and Sri.S.Sivarama Iyer, M.A., L.T., the appellant was appointed to act as assistant Lecturer from 23-6-44, as he was the probationer for the post, vice Sri.B.R.Krishnamoorthi granted leave.

4 The Municipal College, Salem was hitherto a II Grade College. The Syndicate of the Madras University granted affiliation to open the B.A. Class during the current academic year. The Appointment Committee selected and appointed Sri.S.Sivarama Iyer, the appellant as Lecturer in English from 3-7-44 in its resolution No.7 dated 27-6-44. At its meeting held on 8-7-44, the Committee cancelled the appointment of Sri. S.Sivarama Iyer as Lecturer as he is not a I or II Class M.A. and appointed one T.E.Jayaraman, M.A. (II Class) as Lecturer in English. As Sri.T.E.Jayaraman did not join duty, the Committee selected and appointed Sri.V.Achuthan Nair, M.A. L.T. (III Class) as Lecturer in English in the place of Sri.S.Sivarama Iyer. Sri.V.Achuthan Nair joined duty on 31-7-44 and Sri.S.Sivarama Iyer was reverted to act as Assistant Lecturer in English from that date.

5 Sri.S.Krishna Iyer, Lecturer in English applied for medical leave again for four months from 26-7-44. A substitute had to be appointed immediately. Sri.B.R.Krishnamoorthi, who was then on leave and who has acted as lecturer in English in the place of Sri.S.Krishna Iyer from 10-1-44 to 30-3-44, applied for this vacancy and requested cancellation

of the unexpired portion of the leave. I appointed him on a temporary basis as Lecturer in English having in view the resolution of the Syndicate No.738 dated 2-3-44 in anticipation of meeting of the Appointment Committee. He joined duty on 14-8-44. Before the appointment committee met, Sri.B.R.Krishnamoorthi Naidu applied to Syndicate for exemption and it has granted it for the year 1944-45 on strictly temporary basis. It has also said that he should be replaced if he fails to qualify himself for the M.A. degree - vide Registrar's letter dated 18-9-44. The Appointment Committee, however, has appointed Sri.B.R.Krishnamoorthi as Lecturer in English on probation from 14-8-44 in its resolution No.18 dated 15-10-44 (copy enclosed.)

Sri.S.Sivarama Iyer contends in his appeal that as the Syndicate approved the appointment of Sri.B.R.Krishnamoorthi as lecturer in English from January to March 1944, as a temporary measure, he should not be considered as a probationer for the post. He also contends that because he has acted as Lecturer in English for the B.A. Class from 3-7-44 to 30-7-44, he should have been considered as the probationer and appointed in the place of Sri.S.Krishna Iyer.

Whether Sri.B.R.Krishnamoorthi Naidu, whose appointment has been approved as temporary measure by the Syndicate should be considered as a probationer for the post of Lecturer in English and continued in the post until he qualifies himself for the M.A. degree next March or whether Sri.S.Sivarama Iyer only should be considered as the probationer for the post as he is duly qualified for the post and as he has also acted as Lecturer in English for the B.A. Class from 3-7-44 to 30-7-44 and appointed as Lecturer in English reverting & Sri.B.R.Krishnamoorthi as Assistant Lecturer in English, is left for the decision of the Government.

Sri.S.Krishna Iyer, M.A. has resigned his post of Lecturership from 30-8-44 and therefore the vacancy has become permanent. Sri.V.Achuthan Nair, M.A. (III Class) has been appointed as the Head of the Department for English and this has been approved by the Syndicate.

The appeal of Sri.S.Sivarama Iyer is in reference to the vacancy created by the resignation of Sri.S.Krishna Iyer. He does not claim to be the Head of the Department in English.

AMN/-28-10-44.p.m.

COMMISSIONER. 28.10.

Copy submitted in advance.

Salem College - Appointments - Appeals from Sri S. Sivarama Ayyar.

Memo No.

The C.M.C, Salem is requested to expedite the submission of the letter from the Commissioner, No. C-3-16525-44, dated 28-10-44 on the subject noted above.

7-11-44

To
The C.M.C, Salem

SALEM MUNICIPALITY.

Extract from the proceedings of the Appointment Committee of the Municipal Council, Salem passed at its meeting held on 5-1-44.

--

A.C.R.No.60.

To appoint a substitute in the place of Sri.S.Krishna Iyer Lecturer in English, Municipal College, Salem granted leave for 3 months from 1-12-43 to 29-2-44.

RESOLUTION: "Mr.B.R.Krishnamoorthi is appointed as Lecturer in English. The claims of Mr.Peter will be preferred as requested by him when further vacancies occur. The post of the Assistant Lecturer will be advertised and filed up."

Sd. P.Rathnaswami Pillai,
Sd. K.P.Kandaswami.

A.C.R.No.18 dated 15-10-44.

To approve the appointment of Sri.B.R.Krishnamoothi, B.A.L.T. to act as Lecturer in English in the College in the place of Sri.S. Krishna Iyer on a temporary basis from 14-8-44 forenoon.

RESOLUTION: "B.R.Krishnamoothi Naidu, B.A.L.T. is appointed as Lecturer in English on probation from 14-8-44."

Sd./- P.Rathnaswami Pillai,
Sd./- S.Govindaswami Pillai,
Sd./- K.P.Kandaswami,

/True Copy/

Copy of Resolution No.738 dated March 2, 1944 of the Madras University Syndicate.

"Considered return of change of staff dated the 27th January 1944 from the Principal, Salem College, Salem (English Department) together with the recommendations thereon of the Affiliation and Inspection Committee of the Syndicate.

Resolved that the arrangement be approved as a strictly temporary measure still the end of this academic year".

/True Copy/

Copy of letter No.A-3203 dated 18-9-44 of the Registrar of University Madras, to the Principal, Municipal College, Salem.

--

Ref:- Return as to change of staff dated 15th August 1944 (English Department) and your endorsement dated 30th August 1944 forwarding letter dated 30th August 1944 from Mr.B.R.Krishnamoorthi Naidu, B.A.L.T., Acting Lecturer in English in the College.

--

I have by direction, to inform you that the appointment of Mr.B.R. Krishnamoorthi Naidu as officiating Lecturer in English is to be deemed as strictly temporary for this academic year 1944-45.

In this connection I may inform you, that if Mr.Krishnamoorthi Naidu qualifies for the M.A. degree in English next March, he may be retained as Lecturer; otherwise he must be replaced by a more suitably qualified person in July 1945.

Mr.Krishnamoorthi Naidu may be informed accordingly.

/True Copy/

Mr.Sivarama Aiyar was appointed for the B.A., class on [illegible]. It was later on brought to our notice that he did not possess the necessary qualifications for the post and that his appointment did not meet the requirements of the University Authorities. The appointment was then cancelled on 8-7-44. The B.A. class was actually opened on 17-7-44 ie., nine days after the cancellation of the appointment. I do not see how Mr.Sivarama Aiyer could have acted as the B.A. class lecturer when his appointment was cancelled long before the B.A. class was opened.

2 Mr. Sivarama Aiyer contends that he acted as B.A. class lecturer from 8-7-44 to 31-7-44 as per the Commissioner's Order Dated; 9-7-44, but the Principal states that Mr. Sivarama Aiyer was not at all permitted to act as lecturer but was allowed to work only as Assistant-Lecturer which post he was then holding in the college. On what authority the Commissioner ordered Mr.Sivarama Aiyer to continue as B.A. class lecturer as against the cancellation of his appointment and for what reasons the Principal refused to permit the appellant to act as B.A. class lecturer are things that deserve to be investigated. As matters stand, Mr. Sivarama Aiyer did not act as lecturer at all.

3 Mr. Jayaraman, M.A. (First class) with 6 years teaching experience in the B.A. class was appointed as Head of English Department but he regretted his inability to take up the appointment. The post was then offered to another similar qualifications but he too rejected it. Mr.Achuthan Nair M.A., with eight years teaching experience in the B.A. classes was then appointed as the Head of English Department and it has been approved by the University. Mr.Sivarama Aiyer has no such qualifications to his credit and that is the reason why he does not appeal against the cancellation of his appointment. He now appeals against the appointment of Mr. B.R.Krishnamoorthy in the permanent vacancy caused by the resignation of Mr. S. Krishna Aiyer. To this vacancy there are two probationers: one is Mr.B.R.Krishnamoorthy and the other is Mr.Peters. The first probationer Mr.B.R.Krishnamoorthy who has been on the College staff for the past twelve years was appointed to that post and it was approved by the University: otherwise, it would have gone to the second probationer,Mr.Peters. Mr.Sivarama Aiyer quotes Rule 21 which does not apply to his case, for he never acted in that place. Moreover, the Head of Department and lecturership are according to University rules, very different units in every respect.

P.T.O.

I am therefore of opinion that Mr. Sivarama Aiyer has no grounds for an appeal.

L. Rathnasami Pillai
3/11/44

Chairman, Municipal Council, Salem.

True copy of statement submitted [illegible]

B

Salem College, Salem.
53558 9-11-1944.

From
S. Sivaraman, M.A.,L.T.,
Acting Assistant Lecturer in English,
Salem College, Salem.

32

ASST. SECRETARY TO GOVT. EDUCATION AND PUBLIC HEALTH DEPT. 10 NOV 1944

To
The Secretary to the Government of Madras,
Education Department, Madras.
Through the Principal, Salem College, Salem,
and the Commissioner, Municipal Council, Salem.

Sir,

With reference to my appeal to you dated 18-9-1944, I beg to submit the following supplementary statement:-

1. I understand that it is being claimed that Mr.J.Peter is the second probationer regarding the English lecturers' unit in the Salem College.

2. Mr. J.Peter acted for some months as lecturer in English in the Salem College in 1942-43. But when a leave vacancy for a period of three months arose in 1943-44 and he was called by the Commissioner, he did not accept the appointment, preferring to continue in a post which he then held elsewhere outside the Salem Municipality. (It was then only that Sri.B.R.Krishnamurthy Naidu was appointed to act as a lecturer.)Considering the facts that i. the vacancy was for an appreciable period, ii. Mr.J.Peter was not incapacitated on medical grounds and iii. he chose to continue in a post outside the Salem Municipal Service, and failed to comply with a call, I submit that Mr. J.Peter's claim to probation has been lost.

3. Independently of this, I beg to submit that Mr.J.Peter is a B.A. Hons. and later M.A.of the Madras University in Philosophy.(vide page 7, Fort St.George Gazette dated June 19, 1928). A B.A. Hons. or M.A. in Philosophy cannot,according to the rules of the University, be appointed to an English lecturer's post. So far as I know,Mr. J. Peter has not secured the M.A. Degree of any recognised University in the subject of English.

4. If he has an exemption of any kind, I submit that I am fully qualified for the post, and that a candidate such as he, who has a mere exemption, can be appointed only when a fully qualified hand is not available. This objection is applicable to the case of Sri.B.R. Krishnamurthy Naidu also.

5. Independently of these considerations, I submit that according to Rule 21 of the rules relating to establishments under Municipal Councils, I have to be reappointed first, as I am the last to be reverted i.e. in July 1944, Sri.B.R.Krishnamurthy Naidu having been reverted on April 1, 1944, and Mr.J.Peter having been discharged in 1942-43. I submit that Rule 21 is applicable to my case, especially as one of the other two candidates is not qualified and the other rejected an offer of appointment.

6. I beg to submit again that I am a probationer by virtue of my order of appointment as a lecturer with effect from 3-7-44 to 30-7-44 The fact that the Principal asked me to carry on the same work as I was doing as assistant lecturer cannot prejudice my service as lecturer, supported by my orders of appointment and the acquittance

roll. I taught detailed prose, non-detailed texts and composition for the Intermediate classes, which could not be described xs xhe work to be intrinsically the work of an assistant lecturer only.. I beg to invite reference to paras 7, 8 and 9 of my appeal dated 18-7-1944.

7. I was appointed as a lecturer and not as the head of the department.(vide xxxxx Appendix A of my appeal) In fact heads of departments were nominated from the existing staff at a much later date. I am,therefore, a probationer in the unit of lecturers in English.

8. I submit that the subsequent exemption, again temporary till March,xx5 1945, granted by the Sydicate to Sri. B.R.Krishnamurthy Naidu cannot validate his earlier appointment in August,1944, for the only Syndicate Resolution then applicable to him (No.738 quoted in my appeal) stated that his appointment should be strictly temporary till the end of the academic year 1943-44, and, therefore, his reappointment in August, 1944, that is the next academic year, could not be considered to be valid.

9. The latter part of Rule 21 of the rules relating to establishments under Municipal Councils, relating to eligibility of candidates, says:-

"Provided that in the case of a person who did not, on the date of his discharge or reversion, hold the post substantively, he possesses the qualification, if any, prescribed for the post or has before discharge or reversion been exempted by competent authority from the possession of such qualification."

As the Resolution No.738 of the Syndicate (Proceedings communicated to all colleges) was passed on 2nd March, 1944, Sri. B.R.Krishnamurthy Naidu was not exempted by competent authority before the date of his reversion, viz. 1-4-44.He was, xherefxrex, therefore, not a probationer eligible to be recalled later.

I pray that these additional considerations may be taken into account.

(Copy sent direct.)

I beg to remain,
Sir,
Your most obedient servant.

S. Sivaraman.

From

Sri.B.R.Krishnamurthi Naidu, B.A.,L.T.,
Lecturer in English,
Salem College, Salem.

ASST. SECRETARY TO GOVERNMENT
23 NOV 1944
EDUCATION AND PUBLIC HEALTH DEPT.

To

The Secretary to the Government of Madras,
Educationx Department,
Madras.

55682

Through The Principal, Salem College, Salem.

And

Through the Commissioner, Salem Municipality, Salem.

Sir,

With reference to the remarks made by Mr.S.Sivarama Iyer in his supplementary appeal regarding my credentials and eligibility for appointment as lecturer I beg to submit the following few facts for your kind consideration.

Instead of establishing his claims for the post, if he has any, Mr.S.Sivarama Iyer unnecessarily drags in my name and questions the decision of the Management. The Management was pleased to appoint me and the University Authorities have been pleased to approve it in view of my long experience in the College and in consideration of the recommendations of the Head of the College.

Mr.S.Sivarama Iyer should have preferred an appeal to the Government against the cancellation of his appointment but he did not choose to do so for the simple reason that he does not possess the qualifications prescribed for the post. By such refrainment he has made it clear that he has neither grounds to protest nor claim to assert. The proviso rule 21 that he quotes in his favour is in fact against him. At the time of the cancellation of his appointment he had neither the required qualifications nor was he exempted by the competent authorities and as such he cannot be deemed to be a probationer eligible to be recalled later.

Under these circumstances, I beg to submit, that neither Mr.S.Sivarama Iyer nor Mr.Peter can have any priority of claim over me and request that I may be rendered justice.

I Beg to remain,
sir,
Your most obedient servant,

SALEM COLLEGE,
SALEM,
Dated/22-11-44.

B.R.Krishnamurthi Naidu

LECTURER IN ENGLISH
SALEM COLLEGE.

COPY SENT DIRECT.

From,

J. Peter, M.A.(Madras), B.D.(Hartford),
M.A.(Columbia University, New York City),
Asst. Professor of English,
Maharaja's College,
C O C A N A D A . (East God. Dt.)

COCANADA . 19-11-'44

ASST. SECRETARY TO GOVERNMENT
21 NOV 1944
EDUCATION AND PUBLIC HEALTH DEPT.

To

ThePrincipal,
Salem Municipal College,
S A L E M .

55294

Sub: The Claim of the Petitioner re Second Probationer to the post of English Lecturer in the Salem College - Alleged contentions of Sri S. Sivarama Iyer questioning the petitioner's claim.

MEMORANDUM FILED BY THE PETITIONER

Sir,

I learn that Sri S. Sivarama Iyer, an Assistant Lecturer in the Salem College, preferred a Supplementary Appeal on 9-11-44 to the Government of Madras against the Proceedings of the Commissioner, Salem Municipality, in C3-14637-43D dated 7-1-'44 and C3-9120-44 dated 12-5-'44. The Proceedings under reference above relate to the Lien retained by this petitioner as SECOND PROBATIONER to the post of Lecturer in English in the Salem College.

After serving the Salem College from 4-10-'42, I was relieved on 19-3-43, and therefre I had to be deemed to be the First Probationer. When again a brief vacancy occurred in the College in December 1943, I was serving in the Maharaja's College, Cocanada. Immediately on receipt of the call, I reported myself to the Principal, Salem College, as well as the Commissioner and represented I would resign my service in the Maharaja's College and join duty there if it was inevitable. But in view of the fact service in a First Grade College was essential for a Lecturer in a College that would be First Grade, I was persuaded to stay at Cocanada. In consideration of having stayed away at Cocanada for gaining experience, I agreed to waive my First Lien, and in consideration of my experience being utilised for Salem College, the Management agreed to treat me as a Second Probationer.

I, therefore, do not call in question the appointment of Sri B.R.Krishnamurthy Nadu in preference to me, but I beg to submit that this present claimant Sri S.Sivarama Iyer has no shadow of a title for the post of a Lecturer and his pretensions to the same are frivolous. He never had any service in the College during all this period. And what service he can claim as Lecturer is only 25 days during which under a bona fide mistake of his qualifications, the Management permitted him to function as a Lecturer. This surely cannot confer on him a title nugatory to the interest of the Probationers already in existence.

I beg further to submit that apart from the Madras University degrees he refers to, I possess a Second Class M.A. Degree in English and Education of the Columbia University, New York City, received in person in its Convocation of June 1932 after two years of residence in

68

96 69

in the University out of a total of 4 years (1928-1932) study and Research in the United States. Besides, I was appointed "Macy Scholar" by the International Institute at Columbia, and I have had Greek and German as language requirements for the degree. Finally, I was also deputed by the Board of Foreign Missions, R.C.A., in New York to to visit Oxford on my return to obsefve its Tutorial Method in English for which purpose they loaned me a sum of Rs.510.

As regards my experience, I now possess 12 years of continued and completed service as Lecturer in English, of which the last two years are being put in the service of a First Grade College lecturing to B.A. & B.Sc. classes. I have also served the Madras University as Assistant Examiner in English for three years from 1939-1941. I hold no exemption as alleged except recognition of my qualifications by the Madras University.

Thanking you,

I remain,
Sir,
Your most Obedient Servant,

J Peter

Copy to
The Secretary to Government,
Educational Branch,
Local Administration Department,
Government of Madras.

E.J Wells

The petition is addressed to the Principal, Municipal college, Salem. May be ~~forwarded~~ added to the main file containing appeals from Asst. Lecturers of the college.

22/11/41

25-11-41

Edn. & P.H.Department (B)

Letter/Ref:- No 39556-4 B Edn Dy 22-11-44

To the Registrar, University of Madras.

Sir,

Salem College - Teaching Staff - Qualifications.

I am directed to invite a reference to your letter No.1509-A dated 19.5.1944 addressed to the Commissioner of the Salem Municipality, relating to the affiliation of the Salem College, in the B.A., degree course, and to request that if there is no objection, copies of letters dated the 28th January, the 17th and the 28th April, 1944 referred to therein, may be forwarded together with a copy of the rules laying down the qualifications for members of the teaching staffs of affiliated Colleges, in the various subjects. I

am

am further to ask ~~also~~ whether affiliation was conditional on First or Second Class M.A.'s or Honours Graduates being appointed as lecturers and if so, ~~why~~ how it happens that there was no reference to it in para.8 of your letter of the 19th May.

Your obedient servant,

22-11-44

22.11.44

I am to add that the information and papers required in connection with the disposal of the appeals of certain ~~asst~~ lecturers of the college who have urged their claim for appt. as lecturers: they happen to be III class M.A.'s with also the L.T. degree

22/11/44

50383

From
THE REGISTRAR,
UNIVERSITY OF MADRAS,
TRIPLICANE P.O.

To
The Secretary to Government,
Education and Public Health Dept.,
Fort St. George, MADRAS.

RECD. SECRETARY TO GOVERNMENT
29 NOV 1944
EDUCATION AND PUBLIC HEALTH DEPT.

No. A4376 .

Enclosures 1

UNIVERSITY BUILDINGS,
CHEPAUK, MADRAS,

Dated, 28 NOV 1944

Sir,

Ref: Your letter No.89596-4-B Edn. dated the 22nd November 1944 - Salem College - Teaching Staff - Qualifications.

I have the honour to forward herewith a copy of the Rules relating to qualifications for appointments to the teaching staff of Colleges in this University. I am sending a copy each of the letters referred to in your above communication and have to state that they were received from the Commissioner, Salem Municipality, Salem, in reply to this office enquiries in connection with the affiliation of the College in the B.A. Degree Course.

In March 1945 the Inspection Commission appointed by the Syndicate, made among others, the following recommendations regarding the staff (extract enclosed) which were communicated to the Management of the College. The Commissioner in his letter dated the 28th January 1944 forwarded his report (with the resolutions of the Council) on the recommendations of the Inspection Commission.

In March 1944 a further inspection was conducted at the College and the Commissioner reported as follows:--

* * *

Staff: "The Management is prepared to appoint all the staff considered necessary by the last Commission as and when required, with the qualifications prescribed and on scales of pay suggested by it."

* * *

A copy of the report was sent to the Commissioner, Salem Municipality for remarks and assurances and in his letters

P.T.O.

dated the 17th and 28th April 1944 the Commissioner communicated the resolutions of the Municipal Council giving the assurances asked for and confirming the assurances given to the Inspection Commission.

The Syndicate after considering the recommendations made by the Inspection Commission and the three letters from the Commissioner, Salem Municipality referred to above giving the necessary assurances to give effect to the recommendations, resolved to grant the further affiliation. This was communicated in this office letter No.A.1509 dated the 19th May 1944.

As references were made in the first paragraph of the letters regarding the assurances given, no specific reference regarding the special qualification recommended was made again in paragraph 8. In this connection, the Principal, on an enquiry made was also informed as follows in letter No.A.1634 dated the 2nd June 1944:--

" I have to inform you that the appointments to be made in the College should conform strictly to the rules prescribed by the University and also to the specific recommendations of the Commission in regard to the qualifications of the staff. The recommendations made by the Commissioner are in addition to the qualifications prescribed by the University".

The Commissioner reported later in August and September about the new appointments made in the College for the several subjects and the Syndicate has approved them as being in conformity with the recommendations made (copy enclosed).

Your obedient servant,

C R Ganapathi

Ag. REGISTRAR

DP/28-11.

Extract from the recommendations of the Inspection Commission which inspected the Salem College in March 1943.

Staff - The staff proposed to be appointed for the new courses is not sufficient and the Commission recommends that the staff should be strengthened in the manner indicated below in respect of the various departments:--

(i) English - When the College is affiliated to the B.A. Degree courses, four persons will be required in the Department, including the present Lecturer and Assistant Lecturer. The two persons to be appointed should be first or second class Honours graduates in English. One of these persons should have at least four years' teaching experience of the B.A. standard in a first grade College, and such a person should be made the Head of the Department. One of the Lecturers should be appointed when the Junior class is opened, the additional appointment of lecturer should be made when the Senior B.A. class is opened.

(ii) Languages:- The languages proposed are Sanskrit, Tamil and Urdu. When the College is raised to the first grade, no member of the staff should engage himself in teaching in the High School. There must be at least two members for each of the languages proposed. If, however, one of the persons appointed is able to handle classes in more than one language and has the necessary qualifications prescribed by the University the total number may be five. It is suggested that the present Urdu Munshi who has the bulk of the teaching in the High School may confine himself to teaching in the High School and a fully qualified person, M.A. or B.O.L. in Urdu, failing which an Afzal-ul-Ulama or Munshi-i-Fazil, with an assistant be appointed to the College staff. Should the person appointed possess only an Oriental Title qualification, the translation work should be entrusted to some one who is a Graduate with Urdu under Part II.

(iii) Mathematics - The opening of the B.A. classes in Mathematics will involve at least 20 hours additional lecturing work. Common classes can be taken with students taking different groups in the subjects common to different groups, but combined classes should not be held for the junior and senior B.A. classes. This rule should apply to all groups. For the Department of Mathematics, there should be at least three teachers. The Principal takes Mathematics. Two other lecturers holding the qualification of a First or Second Class Honours Degree should be appointed. The number of hours of teaching work for the Principal should be reduced from 10 to 6 so as to devote more time for the administrative responsibilities attaching to the Principal of a First Grade College.

(iv) Physics - It is proposed to affiliate the College in Physics subsidiary of the B.A. degree course. The present staff consists of one Lecturer who is a second class B.Sc.Honours, and one Demonstrator, who is a B.A. second class. When the B.A. subsidiary courses are started, there should be one other Assistant Lecturer appointed, who should be an Honours Graduate. One more attender in Physics will also be necessary.

(v) Philosophy - There is at present one Lecturer in Logic. There must be an additional Assistant Lecturer, who should preferably be an Honours Graduate in Philosophy. It is noted that the present lecturer in the Intermediate is also the Physical Director. He can continue to be the Physical Director, provided he is not given more than the prescribed hours of work.

(vi) History and Economics - There is at present one lecturer in History. There must be two more lecturers appointed, one in the first year, and the other in the second year. The lecturer to be appointed in the first year must be an Honours Graduate in History, first or second class. The additional lecturer to be appointed must be an Honours graduate in Economics, first or second class, with Modern Economic History as a compulsory subject. In addition, a tutor will be required to assist in the work of the Department.

The scale of salary of members of the language departments is very poor. The Commission suggests that if Graduates or M.A.s are appointed

P.T.O.

for any of the languages, the minimum salary should be of the grade of Assistant Lecturer. In the case of Pandits, the scale should be revised, and should be at least Rs.50 - 75. The scales of salaries of the other members of the staff would also require improvement.

* * * *

Copy of letter No.C2-9062-42 dated the 28th January 1944 from the Commissioner, Salem Municipality, Salem, to the Registrar, University of Madras.

Sub: Education-Municipal College-Affiliation in the B.A. Degree Course.

I furnish below the report called for on the action taken on the recommendation of the University Commission.

1. Additional Accommodation:

The construction of the new block of buildings for accommodating the B.A. Classes is in progress and the building is expected to be completed by 1st April 1944.

2. Additional Staff:

An assistant lecturer in English, Mathematics and History will be appointed immediately after the affiliation is granted.

3. Library books, Laboratory equipments etc:

List of library books for B.A. section, so far purchased for History, English, Mathematics, Physics, Economics, History and Philosophy are herewith enclosed.

List of science apparatus received and lists of those expected in a fortnight and in a months' time respectively are also sent herewith.

4. Assurances of the Council for the running of a first grade college:

The Municipal Council in its resolution No.1032 dated 14-10-43 (copy enclosed), has resolved to provide an amount of Rs.10,000/- every year to meet the annual recurring charges of the college.

5. Revision of the scale of salaries of teachers:

The scale of salary suggested by the Syndicate will be given effect to after the affiliation is granted.

SALEM MUNICIPALITY.

Extract from the Proceedings of the Municipal Council, Salem, passed at its meeting held on 14-10-43.

I.T.O.

M.C.R.No.1032

Read papers relating to the affiliation of the Municipal College in the B.A. degree course and the recommendation of the University Commission that the Council should undertake to provide an amount of Rs.10,000/- every year to meet the annual recurring charges of the College.

Note: Provision may be made in the Budget for 1944-45.

SANCTIONED.

P. Rathnaswami Pillai
Chairman.

Copy of letter No.C2-9062-42 dated 17th April 1944 from the Commissioner, Salem Municipality.

Sub: Education-Municipal College-Affiliation in the B.A. Degree course.

Ref: Your letter No.1194 dated 12-4-44.

Your letter was placed before the Municipal Council at its meeting held on 15-4-44 and the Council in resolution No.63 - copy enclosed - has given the assurances asked for.

I therefore request that the grant of affiliation to the Salem College in the B.A. degree course for the subjects already applied for may be communicated to me at an early date to enable me to make suitable advertisement.

Copy of letter No.C2-9062-42 dated 28th April 1944 from the Commissioner, Salem Municipality.

Ref: Your letter No.A.1278 dated 21-4-44.

The assurances given to the Commissioner on the following points during the inspection of the College in March 1944 are confirmed.

1.

P.T.O.

1. The College Council will be formed as suggested by the Commission.

2. A separate room for girls will be set apart to serve as a combined common and lunch room.

3. The building for accommodating the B.A. classes will be completed before July 1944 at any cost. The Controller, Civil Supplies, Simla has been furnished with all the details required by him and the license for steel is expected shortly. Arrangements are also being made to purchase the steel locally and finish the work as soon as possible.

4. Tenders for the supply of furniture required for the B.A. Classes have been invited and the supply of furniture will be made by July '44..

5. An additional attender in Physics will be appointed as recommended by the Commission.

6. All the available books and apparatus suggested by the Commission for the different departments will be secured.

7. An amount of Rs.2500/- will be spent annualy on each of the Physics (subsidiary) and Chemistry laboratories when 240 intermediate students and 40 B.A. Physics (subsidiary) students work in these laboratories.

Copy of letter No.A.3711 dated the 18th October 1944 from the Registrar, University of Madras, to the Commissioner, Salem Municipality, Salem.

Ref: Correspondence ending with your letter D.Dis.No.9062 dated the 13th September 1944.

I have by direction to request you to forward to me a report on the progress of the College buildings early in December 1944 by which time it is presumed the construction will be completed.

The full complement of the staff according to the reports of the Inspection Commission communicated to you

P.T.O.

in this office letters A.1075 dated 1st April 1943 and A.1194 dated 12th April 1944, should be appointed in July 1945 when the second year classes will commence.

The Heads of Departments communicated in your letter D.Dis.No.9062-43 dated the 13th September 1944 are approved in the circumstances stated.

T.M

From the ~~Registrar~~ Secy. to Govt. Edn. & H.H. Dept.

To the Registrar, University of Madras.

Reference:- your letter No A.4376, dated 28-11-44 relating to appointment of lecturers in the Salem College

Please send for reference copies of your letters No 1194 dated 12-4-44 and No A.1278, dated 21-4-44, addressed to the Commissioner of the Salem Mcty.

5-12-44

5-12-44

Issued

ASST. SECRETARY TO GOVERNMENT :: 7 - DEC 1944 :: EDUCATION AND PUBLIC HEALTH DEPT.

UNIVERSITY OF MADRAS.

Copy of letter No.1194 dated 12th April 1944 from the Registrar, University of Madras to the Commissioner, Salem Municipality, Salem.

- - -

Sub:- Application for the affiliation of the Salem College, Salem as a First Grade Institution.

- - -

57495 I have the honour to forward herewith a copy of the report of local enquiry conducted at the College by the Commissioner and to request you to be so good as to forward to me the remarks of the Managements and assurances on the points raised therein by Monday, the 24th instant at the latest.

No definite assurances on the recommendations of the previous Inspection have been given in your letter No.C.2-9062/42 dated the ~~21st~~ 28th January 1944, especially in regard to staff, annual grants to Library and laboratory, and such assurances should be given regarding the appointment of the requisite staff in each subject as recommended by the previous commission (viz. English, Sanskrit, Tamil and Urdu, Mathematics, Physics, Philosophy, History and Economics, provision of a non-recurring grant of Rs.4000/- and a recurring grant of Rs.1000/- for Library etc.

The favour of a very early reply is requested.

. . . Awaiting reply Reminder to letter of 17-4-44 on p.78 ante

Copy of this Office letter No.1278 dated 21st April 1944 to the Commissioner, Salem Municipality, Salem.

Ref:- Your letter No.C.-2/9062-42 dated 17th April 1944 - Assurances on the recommendations of the Inspection Commission of the Salem College-Affiliation in the B.A.Degree course.

--

I have to inform you that the assurances now given are only on the three points mentioned in para 2 of this Office letter dated 12th April 1944. No confirmation of the assurances given to the Commissioner during his inspection in March 1944 has been made in the present communication. Please reply to this point and let me know the further progress made regarding the construction of the new buildings, the supply of furniture to the College etc., The report forwarded on 12th April 1944 is only in continuation of the recommendations made by the Commission which inspected in 1943 and the management should comply with all the recommendations made in the two reports.

The favour of a reply by the end of this month is requested.

No. A 4461 / 5th December 1944 Awaiting reply Please see pages 78-79 ante (letter of 28/4/44)

Copy communicated to the Secretary to the Government of Madras, Education and Public Health Department with reference to Phone Message dated 5th December 1944.

University Buildings,
Chepauk, Madras,

Ag.REGISTRAR.

ks/5/12/-

Report of Inspection conducted at the Muncipal College, Salem by Mr. Joseph Franco in connection with the application of the College for the affiliation of the same as a First Grade College.

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I inspected the College on Saturday, the 25th of March 1944. The members of the Advisory Committee of the College were good enough to meet me at the Railway Station and were also kind enough to provide me with all facilities for the conduct of the inspection.

Affiliation is sought in the B.A. Degree Course in the following subjects:-

Part I	....	English Language and Literature.
Part II	....	Tamil, Sanskrit and Urdu.
Part III	....	Mathematics, Group I-B.
		Mathematics Main & Physics Subsidiary - Group II.
		Philosophy - Group III-B.
		History and Economics - Group IV A.
		Economics and History - Group IV B.

The Management is prepared to establish a College Council as suggested by the last University Commission which visited Salem in March 1943.

Building and Accommodation: The accommodation for the women students has been increased and the whole of the old office room has been made available for their use. It was proposed to utilise one half of the room as a lavatory and the other half as a common room. I objected to this arrangement and suggested to the Principal instead, that an entirely separate room should be set apart to serve as a combined common and lunch room for the women students and the Principal has agreed to do so.

The last University Commission had stipulated that a separate building consisting of 6 halls should be made available for the B.A. Classes with suitable furniture. A new building has been constructed facing the College and the 6 halls are of much bigger dimensions than those suggested by the Commission. The building has reached the roof stage and further work has been held up for want of steel girders. The Management has been in correspondence with the steel controller, Civil Supplies, Simla, on the subject. The Controller has asked for various details regarding plans, and estimates and has promised to supply the girders at an early date after examining and scrutinising the plans. Even if the girders are not available, the Management has got other plans on hand to complete the roofing. They will use timber and construct a Madras terrace with a view to putting up an upper storey, later. Should even the timber not be available, a tiled roof will be put up as a temporary measure to be replaced later with a better roofing when supplies of steel or timber are available. I found that there was enough of other building-materials on hand to make it possible to finish the building before July 1944.

As regards furniture, the Principal has given a list of the things required and the Muncipal Commissioner has promised to supply these items by July 1944 for the Junior B.A. Classes and a similar set will be made available in July 1945 for the Senior B.A. Classes.

Staff: The Management is prepared to appoint all the staff considered necessary by the last Commission as and when required, with the qualifications prescribed and on scales of pay suggested by it.

pages 15-16 ante

The Management however are not quite certain if they will be able to start the Junior B.A. Classes in Urdu and Philosophy in July. In the case of Urdu, the Management is uncertain if a teacher with the qualifications laid down by the Commission will be available and if there will be a sufficient number of students offering to take the course. If at least 10 students should be forthcoming, the course will be started. In the case of Philosophy also an additionnal Lecturer will

exceeded Rs. 250, as detailed below, and requests sanction for the amounts written off :—

	Rs.	a.	p.	
University Library Account ...	302	7	11	Cost of missing and damaged books in the General and Departmental Libraries during the annual stock verification made in 1938.
Economics Department Account ...	123	2	0	
Indian History Department Account	7	8	0	
Telugu Department of the Oriental Research Institute.	2	4	0	
Malayalam Department of the Oriental Research Institute.	9	7	0	
Total ...	444	12	11	

The Syndicate recommends, and Rao Bahadur K. V. KRISHNASWAMI AYYAR will move :—

That the writing off of the amount of Rs. 444-12-11 be sanctioned.

7. The Syndicate reports that, in accordance with Rule 8 of the Financial Rules, the following arrear claims, not preferred within one year of their becoming due, have been paid :—

(1) Mr. Sydney W. Cole (Biochemical Institute, Cambridge)—Rs. 100-0-0—being remuneration for valuing a thesis for the M. Sc. Degree submitted in October 1936.

(2) Mr. W. H. Warren—balance of Rs. 666-11-0—being remuneration for proof reading of the Tamil Lexicon.

8. The Syndicate places before the Senate, for information, the Orders of Government on important financial matters, together with the resolutions of the Syndicate thereon (*vide* **Appendix B**, page 3).

9. The Syndicate considered letter dated the 7th June 1939, from the Examiner, Local Fund Accounts, Madras, stating that under Subsidiary Rule 15 (e) (Appendix B, Part II, page 60) of the Financial and Account Rules of the University, the University must satisfy itself that Government servants, whether under the Madras Government or other Governments, have the requisite permission to accept payments of remuneration from the University for work done by them, and resolved that Subsidiary Rule 15 of the Financial and Account Rules be amended by the *deletion* of Clause (e), as the University cannot accept responsibility in the manner suggested by him.

Resolution by Mr. K. Venkataraman.

That for the words " such sanctions are usually required before payments are made to them " in the second para in clause (e) of Subsidiary Rule (15) of the Financial and Account Rules the following be substituted:—

Such sanctions will be obtained by the Government servant concerned and communicated to the Registrar before payment is made.

10. At its meeting held on the 24th March 1939, the Senate adopted certain alterations in the Statutes governing

the necessary qualifications is proposed to be appointed only in case a sufficient number of students offer for the course.

Further the Management will appoint an additional attender in Physics as required.

Lastly the Principal has agreed to the reduction of his work from 10 hours to 6 hours a week.

Equipment and Library: A sum of Rs.8000/- has already been spent on the equipment of the B.A. Laboratory in Physics & most of the items laid down have already been secured. This expenditure is exclusive of the Rs.2000/- spent on the equipment of the Intermediate Laboratories. The list I have enclosed shows that 7 items still remain to be secured. They are apparently difficult to get owing to the war but the Management will try and purchase them in the near future.

As regards the Library, orders for all the books suggested by the Commission for the different departments have been duly placed with firms and they are being gradually executed. The following statement will show the numbers of books for which orders have been definitely placed and the numbers received up to date.

	No. ordered.		No. received.
English	648	-	176.
Mathematics	158	-	60.
Philosophy	82	-	28.
History & Economics	141	-	91.

It is expected that before the College starts work in July next the remaining books will have been received. Provision of Rs.1000/- will be made for purchase of books every year.

The Management is willing to spend Rs.2500/- annually on each of the Physics (Subsidiary) and Chemistry Laboratories when 240 Intermediate students and 40 B.A. Physics (Subsidiary) students work in these laboratories. They also guarantee an additional allotment of Rs.10,000/- to meet the annual recurring charges.

The provision for playground and hostel is ample.

I consider that the Management has made every effort to comply with the requirements of the last University Commission and that therefore the affiliation sought in B.A. Part I English, Part II Sanskrit, Tamil and Urdu and Part III Group I-B Mathematics; Group II Mathematics Main and Physics (Subsidiary) Group III-B. Philosophy; Group IV-A History and Economics and Group IV-B Economics and History, may be granted, subject to the Management informing the University in July about the progress made in the purchase of books still to be acquired.

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20. At its meeting held on the 25th March 1939, the Senate adopted the following resolution :—

> Resolved that the Academic Council be consulted on the question of formulating definite proposals so as to include Indian Aesthetics as one of the subjects for the Intermediate Examination and as one of the subjects for the B. A. Degree Examination as Group IX and as one of the subjects for the B. A. (Honours) Degree Examination so as to form Branch No. XIII.

The Standing Committee reported the above resolution to the Academic Council at its meeting held on the 1st September 1939.

The following resolution adopted by the Academic Council is reported to the Senate :—

> 'The Academic Council expresses its inability to advise the Senate in view of the impracticability of including Indian Aesthetics "as one of the subjects for the Intermediate Examination and as one of the subjects for the B. A. Degree Examination as group IX and as one of the subjects for the B. A. (Honours) Degree Examination so as to form Branch No. XIII ".'

21. The Syndicate considered the question of constituting Boards of Studies and Boards of Examiners in *Home Science* and in *Pharmacy*, and the question of holding two examinations a year for *B. Mus. Part I only* and resolved that, as the existing Board of Studies in Medicine will deal with the question of prescribing text-books, syllabuses, etc., regarding B.Sc. Pharmacy, and as the Board of Studies in Indian Music will deal with text-books, etc., for Sangita Siromani Title and B. Mus. Degree, (1) provision be made in the Ordinances for the constitution of a Board of Studies in Home Science, and Boards of Examiners in Home Science and in Pharmacy, and (2) Ordinance be amended for holding two examinations a year in B. Mus. Part I, as the scheme of examination for B. Mus. Part I is the same as that for Part I of the B. Sc. (Pass) Degree Examination, which is held twice a year, and places the following alterations in the Ordinances before the Senate, under Section 32 (2) of the Act :—

(1) That in Ordinance 1 of Chapter XV—Boards of Studies—Vol. I, Part I, Calendar, 1939-40, page 234,

after the words "xxi. Geology", the words "xxii. Home Science" be added;

and the other Boards be *renumbered*.

(2) That in Ordinance 3 of Chapter XXXV—Conduct of Examinations—Vol. I, Part II, Calendar, 1939-40, page 10,

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Letter/Ref.No. 39596-3 B&E &2-1-45 Edn.& P.U.Dept

To

The Registrar, University of Madras.
(with enclosure)

Sir,

Salem College - Teaching staff- Qualifications- Your letter No. A.4376, dated 28-11-44.

Of the appeals referred to in my letter No. 39596 -4-B - Edn. dated 22-11-44, one from Sri T.Ratnam Pillai, M.A., an Assistant Lecturer in History in the Salem Municipal College. The grounds for appeal are that he had acted as Lecturer in History for about seven months in the years 1937 and 1938, was subsequently ousted for want of a vacancy in the grade of History Lecturer and was therefore entitled to be re-employed in future vacancies with reference to rule 7(4) of the Establishment Rules of Municipal councils employees. There is no indication that this aspect of the case was explained to the University by the Municipal authorities at any stage. As it now appears that in

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appointing Sri V.Venkatarayan offg. as Lecturer in History, ignoring

the claims of Sri ~~Sri~~ T. Ratnam Pillai, the Appointment Committee

of the M.C. ~~has~~ acted in violation of the statutory rules,

I am directed to ask whether the Syndicate has any objection

to the Govt. as the appellate authority, allowing Sri Ratnam

Pillai's appeal and setting aside the appointment of Sri

Venkatarayan.

Y.O.S.

24.12.44

Confidential

UNIVERSITY OF MADRAS

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No. A.63. 01160

University Buildings,
Chepauk, Madras.

From THE REGISTRAR, University of Madras.

To

The Secretary to Government,
Education and Public Health Department,
Fort St. George, Madras.

8 JAN 1945

Sir,

Ref: Your letter No.39596-3B dated the 2nd January 1945.

I have to inform you that Mr. T. Ratnam Pillai was appointed as Lecturer in 1937 and 1938 when the college was a Second Grade institution teaching only the Intermediate courses. Under that claim he is eligible to be appointed Lecturer in History to teach only up to the Intermediate classes. There is no objection to his appointment as such.

2 When the college applied in 1942-43 for opening the B.A. classes an Inspection Commission, as usual, was appointed to enquire and report on the proposals.

3 According to the recommendations of the Commission accepted by the Management for the opening of B.A. classes, an Honours graduate (First or Second Class in History) has been appointed in the first year which has been approved by the Syndicate.

Your obedient servant,

REGISTRAR

DP/5-1.

Edn.& P.H.Dept (B)

Letter/Ref.No. 39596-4 B Ed & 16-1-45

To

The Registrar,
University of Madras.

Sir,

Salem College - Teaching staff-. Your letter No.A.63, ----- dated 6-1-45.

In the letter cited above it is conceded that Sri T.Ratnam Pillai has a claim for appointment as a Lecturer in History, but ~~that the claim would extend~~ only to the Intermediate classes. It is noted that there is no difference between the pay of a Lecturer doing work in the Intermediate classes and of ~~another~~ one teaching B.A classes. ~~and~~ The claim for re-employment in this case is one conferred by rules having the force of law. ~~Indeed~~ but under the position taken up in the letter cited above,

Election to the Academic Council by the Headmasters of Recognized High Schools under Section 23 (a), Class II (5) of the Madras University Act.

Serial No.

Elector's name
and
Number in the electoral roll, if any.

Elector's Declaration.

I, ...

.....

.....

(Name in full and designation)

declare that I am an elector for the election of a member to the Academic Council of the University by the Headmasters of Recognized High Schools and have signed no other ballot paper at this election.

Signature .....

Address .....

Date .....

Station .....

Ananda Press, Madras.

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it will not be possible for the appellate authority to give the relief which it is considered equitable to the appellant unless the College employs a staff solely for work in the Intermediate classes and a separate staff to teach the B.A classes. I am directed to ask whether the Syndicate has issued any instructions to that effect and if it has not, what practicable suggestion it has to make for giving relief to the appellant.

Y.O.S.

13.1.45

UNIVERSITY OF MADRAS.

From

The Registrar,
University of Madras,

To

The Secretary to Government,
Education and Public Health Department,
Fort St. George, Madras.

No: A 345

University Buildings,
Chepauk, Madras.

31 JAN 1945

Sir, 04625

ASST. SECRETARY TO GOVERNMENT
1 FEB 1945
EDUCATION AND PUBLIC HEALTH DEPTT.

Ref: Correspondence ending with your letter No:39596-4 B.Edn. dated 16th January 1945-- Salem College,--Teaching Staff.

I have the honour, by direction of the Syndicate, to inform you that in view of the fact that Mr. T. Ratham Pillai had been previously recognised as qualified to teach B.A. classes, he be declared eligible under the rules now in force to teach up to that standard and the stipulation laid down by the Inspection Commission appointed to consider the affiliation of the College in History for the B.A. Degree that the person appointed must be a First or Second class Honours or M.A. graduate, be not insisted upon.

Your obedient servant,

REGISTRAR.

PKC.31/1.

Edn. & P.H. Department (B).

Appeal - Salem Municipal College - Sri T. Ratnam Pillai, and S. Sivarama Ayyar - ~~Asst. Lecturers~~ and Sri K.V. Sundararajan ~~for~~ appointment ~~of~~ Lecturers - Orders passed.

C.No.39596. From Sri T. Ratham Pillai M.A., L.T., Asst. Lecturer in History Munl. College, Salem, d/ 29-7-44.
C.No.42894. From the Commr. Salem Mty., No.C3-13684-44, d/ 19-8-44.
C.No.41809. From Sri K.V.Sundararajan, M.A., L.T., Krishnakataksham, Komarasamipatti, Salem,, dated 14-8-1944.
C.No.45172. From the Commr., Salem Mty., No.C3-14662-44, dated 2-9-1944.
C.No.46050. From Sri S. Sivaraman, M.A., L.T., Ag. Asst. Lecturer in English Salem College, dated 18-9-1944.
C.No.58046. From the Commr., Salem Mty., No.C3-13684-44, dated 20-10-44.
C.No.51686. -do- No.C3.16525-44, dated 28-10-44.
C.No.4625. From the Regr., University of Madras, No.A.345, d/ 31-1-45.

ORDER/MIS.No. 276 Edn., dated 27 --2--1945.

Sri T. Rathnam Pillai, M.A., L.T., a permanent ~~Asst.~~ Teacher in History in the Salem Municipal High School and officiating Asst. Lecturer in History in the Municipal College has appealed to Govt., against the orders of the appointment of the Committee, dated 8-7-1944 cancelling his appointment as Lecturer in History and appointing Sri V. Venkatarayan as Lecturer in the subject. The appellant had acted as Lecturer in History in the college Dept. for about seven months in the years 1937 and 1938 ~~when the College was a II Grade~~ and relieved to his permanent ~~one~~ appointment ~~and was subsequently ousted~~ for want of a vacancy. ~~When the College was raised to the status of a I Grade College in July 1944, he was reappointed as Lecturer in History on 3-7-1944; but the appointment was terminated on 14-7-1944 on the ground that he had not secured the M.A., degree in the I or II class.~~ in the grade of Lecturers

2. The appellant is a probationer in the post of Lecturer in History in the Municipal College, Salem, and ~~he~~ is eligible for re-employment under rule 7(4) of Rules relating to Establishments under municipal councils. ~~In appointing Sri V. Venkatarayan as officiating Lecturer in History, in supersession of the claim of the appellant~~

Government of Madras

PUBLIC (SERVICES) DEPARTMENT

G.O. No. 350, 13th February 1940

Public Services—Subordinate Services—Madras Ministerial Service—Offices of Paymaster, Carnatic Stipends, Superintendent of Stationery and Collector of Madras—Treatment as one unit—Special rules—Amended.

READ—the following papers :—

G.O. No. 1148, Public (Services), dated 11th July 1939.

G.O. No. 319, Public (Services), dated 8th February 1940 (amendment last issued).

Order—No. 350, Public (Services), dated 13th February 1940.

The following notification will be published in the *Fort St. George Gazette* :—

NOTIFICATION.

In exercise of the powers conferred by paragraph (*b*) of sub-section (1) and paragraph (*b*) of sub-section (2) of section 241 of the Government of India Act, 1935, His Excellency the Governor of Madras is hereby pleased to make the following amendments to the special rules for the Madras Ministerial Service published with Public (Services) Department Notification No. 365, dated the 11th July 1939, at pages 855 to 880 of Part I of the *Fort St. George Gazette*, dated the 18th July 1939, as subsequently amended.

The amendments hereby made shall be deemed to have been made and to have come into force on and from the 9th December 1939.

AMENDMENTS.

I

To sub-rule (*b*) of rule 5 of the said rules, the following further proviso shall be added, namely :—

"Provided further that for the purposes of this rule the offices of the Collector of Madras, the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery and the Madras Taluk Office shall together be the unit."

II

In sub-rule (*b*) of rule 12 of the said rules, clauses (iv) and (v) shall be renumbered clauses (v) and (vi) respectively and the following clause shall be inserted as clause (iv), namely :—

"(iv) if a member of the service who on the 9th December 1939 had not attained the age of 40 years and was holding the post of clerk, upper division, in the office of the Paymaster, Carnatic Stipends or of the Superintendent of Stamps and Stationery, Madras, fails to acquire the qualifications as required by sub-rule (*a*) he shall not be eligible to draw increments in the time-scale of pay applicable to him until he has so qualified himself. Such ineligibility for drawing increments shall not have the effect of postponing his future increments after he has so qualified himself."

III

In Annexure I to the said rules,

(*i*) the heading "Paymaster, Carnatic Stipends" and the entries thereunder shall be omitted

(ii) under the heading "Revenue Department" below the entry in item 2 in column (1), the following note shall be inserted, namely :—

"NOTE.—The Madras Collectorate includes besides the Madras Taluk Office the offices of the Paymaster, Carnatic Stipends, and of the Superintendent of Stamps and Stationery." and

(iii) the heading "Stamp and Stationery Office" and the entries thereunder shall be omitted.

IV

In Annexure III to the said rules, under the heading "Revenue Department" after item 11, the following note and item shall be added, namely :—

"NOTE.—The Office of the Collector of Madras shall include the Madras Taluk Office, the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

12. A member of the service who on the 9th December 1939 had not attained the age of 40 years and was holding the post of clerk, upper division, in the office of the Paymaster, Carnatic Stipends or of the Superintendent of Stamps and Stationery.	Revenue Test Parts I, II and III and Survey Training for a period of eight weeks.	At one of the first three examinations held after 9th December 1939."	

V

In Annexures IV and VI to the said rules, the heading "Paymaster, Carnatic Stipends" and the entries thereunder shall be omitted.

VI

In Annexure VI to the said rules, under the heading "Revenue Department," after item 2, the following note shall be inserted, namely :—

"NOTE.—The Madras Collectorate includes, besides the Madras Taluk Office the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

VII

In Annexure VII to the said rules, under the heading "Revenue Department," after item 11 and the entries relating thereto, the following note shall be inserted, namely :—

"NOTE.—The office of the Collector of Madras shall include the Madras Taluk Office, the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

(By order of His Excellency the Governor)

D. N. STRATHIE,
Chief Secretary.

To the Madras Public Service Commission (with C.L.).
" Legal Department.
" Revenue Department.
" Education and Public Health Department.
" Board of Revenue.
" Accountant-General, Madras.
" Superintendent, Government Press, for publication in the *Fort St. George Gazette* and issue of correction slip to Volume II of the Madras Services Manual.

-2-

appellant, the appointment Committee had acted in violation of the statutory rules. Further, the Registrar of the University of Madras has since reported that the Syndicate has agreed that Sri Rathnam Pillai is qualified to teach B.A., classes under the rules now in force and that the stipulation laid down by the Inspection Commission xxxxxxxx xxxxxxxxxxxxxxxxxxxxxxxxxxxx in connection with the affiliation of the college in History for the B.A. Degree that the person appointed must be a First or Second Class Honours or M.A., Graduate will not be insisted upon. The appeal of Sri T. Ratnam Pillai is accordingly therefore allowed and the appointment of Sri Venkatarayan is setaside. A copy of the letter of the Registrar Univ. of Madras, No345, dt 31.1.45, as forwarded for the information of the Appointments committee of the Madras Govt:

3. The appeals of Sri K.V. Sundararajan and Sri S. Sivaraman are rejected.

4. The appellants are referred to the Commr., Salem Mty., for orders on their appeals.

To the Commr.,
Salem Mty.,
with copy of
p. 93 c.f.
To D.P.I.,
To Appellants.
(para 4 only).

20.2.45

21.2.45

23.2.45

Ex P H (15)

CMo. 39596, From Sri T. Rathnam, M.A.L.T & 29.7.44

- Commissioner, Salem Municipality C.3.13698 & 15-8-44

Appeal - Sri T. Rathnam, Asst. Lecturer, Municipal College, Salem - Appointments as Lecturer - Cancellation of -

I am forwarding the appeal of Sri T. Rathnam dated 29-7-44 against the decision orders of the Appointments Committee & 8-7-44, the Commr. Salem Municipality points out that the decision of the Appointments Committee in cancelling the appointment of Sri Rathnam as a lecturer in the College is unjustifiable. The appellant had held the post of lecturer for a period of Seven months during 1937-1939 when the College was only a second grade one. After the College was raised to the status of a first grade in July 1944, the Appointments Committee in its proceedings dated 27-6-44 seems to have made certain appointments to the teaching staff of the College in connection with the opening of the B.A class from July 1944 and it decided that Sri Rathnam should be appointed as Lecturer in History. The Commr. says that Sri Rathnam was accordingly working as Lecturer from 3.7.44 until 13.7.44 when his appointment was cancelled by the Appointments Committee.

2. The rules in G.O No. 2362 L.S.G & 2.6.36 apply to establishments under municipal Councils and the members of the teaching staff of the Municipal College, Salem are form part of the establishments under the Control of the Municipal Council, Salem. Rule 7(a) of the rules relating to appointment

(b) of sub-section (1) and paragraph (b) of section (2) of section 241 of the Government of India Act, 1935, His Excellency the Governor of Madras is hereby pleased to make the following amendments to the special rules for the Madras Ministerial Service published with Public (Services) Department Notification No. 365, dated the 11th July 1939, at pages 855 to 880 of Part I of the *Fort St. George Gazette*, dated the 18th July 1939, as subsequently amended.

The amendments hereby made shall be deemed to have been made and to have come into force on and from the 9th December 1939.

AMENDMENTS.

I

To sub-rule (*b*) of rule 5 of the said rules, the following further proviso shall be added, namely:—

"Provided further that for the purposes of this rule the offices of the Collector of Madras, the Paymaster, Carnatic Stipends and Stamps and of the Superintendent of Taluk Offices, Madras, the Paymaster, Carnatic Stipends and Stamps and Stationery shall together be the unit."

II

In sub-rule (*b*) of rule 12 of the said rules, clauses (iv) and (v) shall be renumbered clauses (v) and (vi) respectively and the following clause shall be inserted as clause (iv), namely:—

"(iv) if a member of the service who on the 9th December 1939 had not attained the age of 40 years and was holding the post of clerk, upper division, in the office of the Paymaster, Carnatic Stipends or of the Superintendent of Stamps and Stationery, Madras, fails to acquire the qualifications as required by sub-rule (*a*) he shall not be eligible to draw increments in the time-scale of pay applicable to him until he has so qualified himself. Such ineligibility for drawing increments shall not have the effect of postponing his future increments after he has so qualified himself."

III

In Annexure I to the said rules,

(i) the heading "Paymaster, Carnatic Stipends" and the entries thereunder shall be omitted

(By order of His Excellency the Governor)

D. N. STRATHIE,
Chief Secretary.

To the Madras Public Service Commission (with G.L.).
" Legal Department.
" Revenue Department.
" Education and Public Health Department.
" Board of Revenue.
" Accountant-General, Madras.
" Superintendent, Government Press, for publication in the *Fort St. George Gazette* and issue of correction slip to Volume II of the Madras Services Manual.

"NOTE.—The Madras Collectorate includes besides the Madras Taluk Office the offices of the Paymaster, Carnatic Stipends, and of the Superintendent of Stamps and Stationery." and

(iii) the heading "Stamp and Stationery Office" and the entries thereunder shall be omitted.

V

In Annexure IV and VI to the said rules, the heading "Paymaster, Carnatic Stipends" and the entries thereunder shall be omitted.

VI

In Annexure VI to the said rules, under the heading "Revenue Department," after item 2, the following note shall be inserted, namely:—

"NOTE.—The Madras Collectorate includes, besides the Madras Taluk Office the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

VII

In Annexure VII to the said rules, under the heading "Revenue Department," after item 11 and the entries relating thereto, the following note shall be inserted, namely:—

"NOTE.—The office of the Collector of Madras shall include the Madras Taluk Office, the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

IV

In Annexure III to the said rules, under the heading "Revenue Department," after item 11, the following note and item shall be added, namely:—

"NOTE.—The Office of the Collector of Madras shall include the Madras Taluk Office, the office of the Paymaster, Carnatic Stipends and of the Superintendent of Stamps and Stationery."

12. A member of the service who on the 9th December 1939 had not attained the age of 40 years and was holding the post of clerk, upper division, in the office of the Paymaster, Carnatic Stipends or of the Superintendent of Stamps and Stationery, Madras, fails to acquire the qualifications as required by sub-rule (*a*) he shall not be eligible to draw increments in the time-scale of pay applicable to him until he has so qualified himself. Such ineligibility for drawing increments shall not have the effect of postponing his future increments after he has so qualified himself.

	Test	At one of the first three examinations held after 9th December 1939."
Parts I, II and III and Survey	Training for a period of eight weeks.	

of persons discharged or removed for wants of vacancies will, it seems, apply to the petitioner's case. ~~But the question is~~ the fact that the status of the Appointments Committee college was changed does not seem to affect the petitioner's right for reappointment as the post of lecturer which he held in 1937 & earned the scale of pay viz. Rs. 100 - 10/2 - 180 ~~which has been fixed for the post now.~~ ~~The Committee has power to reappoint persons discharged or removed. And the question is whether~~ It is for Consideration ~~Govt will interfere with the~~ whether the decision of the Appointment Committee, (It may be pointed out that the D.P.I. need not be Consulted as the decision in G.O. No. 590 Edn. Dt 18-4-44 will not strictly apply to the present case.) for orders.

The implication is that that order relates to disciplinary proceedings against Hd. Masters of High Schools

Cf. 1 5/8 31.8.44

The Salem Municipal Council which maintains a college; ~~municipal body~~ beginning the newly started college at Guntur in the Andhra univ. area 21-8-44
The Govt have not prescribed any rules to regulate the mode of appts. to the college Depts. of that institution as they have in the case of Staffs of Sec. Schools. One reason is that qualifications for college appts. follow univ. requirements.

Cf. p. 137 of Book put up. (Statutory Rules)

The existing scheme is purely on the basis of the general law & rules applying to appts. in Govt. Service generally. This is the first case of the kind and it would not be proper for the Govt to interfere without knowing what the Univ. has to say. I might perhaps suggest that the position be explained to the univ. and that both be asked if they have any objn. to Govt. setting aside the Appts. Committee's Proc. dt 8.7.44 and on what grounds.

This is the only case I have in which any question of this kind has arisen. The matter will have to be dealt with in the univ. statutes when they are framed. Govt will in any case have to deal with any appointment made in this way.

Submitted

5/9/44

This does the Executive Committee of the Univ. in which the Appointments Committee itself is formed by the rules?

Submitted

5/9/44

It might be urged under Sec. 36 of D.P. Act on the ground that the Appt. committee has passed a Resolution which prescribes the rule: executive from acting in accord with the rules framed by Govt. under which a probationer viz (an appt. has a right to be reemployed in the post and has ∴ acted in excess of its powers — S. 36 (ii) (b). I thought that before doing this we might ascertain from the univ. direct how their appts answers the requirements

Submitted

1.9.44

Submitted

5/9/44

What I meant to suggest was that under rule 7 (a) - K/2 reemployment should follow as a matter of course and that the first Proc. of the Appt. committee, unanimously passed by it, bore a semblance of its having acted in conformity with the rules. The committee which, it may be remembered, is composed of the chairman, one other member of the Govt & the Univ. by its subsequent proc. upset that decision of the majority, the first two, the Univ. being overruled — p. 9 c.f.

No reasons are given. Shall we ask for the reasons, pointing out the rules?

Submitted

5/9/44

Give Memo.

p15 cf

Submitted

1.9.44

Issued as Memo: 41809 B-1 Edn. dt 12.9.44

From the Commissioner, Salem Mpty, C3-14662-44, d 12.9.44 pp17-18 cf

From Sri S. Sivaraman, Ag, Asst Lecturer in English, Md. College, Salem, d 18.9.44 pp21-25 cf

For review of two further petitions, it is for consideration whether the entire municipal office file relating to these appts: & the previous appointments of petitioners may be obtained. Σ 19.9.44 S

[From Sri K.V. Sundararajan, d 19.9.44] the copy of the other since

recd: from K.V.S., e.7.35, suggests a right: to take from e.7.19. Draft for appl:

Σ 21.9.44 S

[Memo No. 39596-2 B/ Ed. dy 21.9.44] e.7.39

the commr has not sent a reply despite R/L dw 7.10.44. May a telegram be sent? the first reqn. went on 2.9.44. Telegram for appl:. e.7.11

Second (and) Twenty-first Salem college appointments e.7.39

Expedite reply. Σ 20.10.44 S

C No. 48484, From Sri V. Venkatrayan, Lecturer in History d 27-9-44 pp45-46 cf

" Commr - Salem Mpty No. 13684 d 20-10-44 p47 cf

" -do- No. 16825-44 d 25-10-44 pp55-57 cf

Sri T. Ratnam Pillai, Sri K.V. Sundararajan and Sri S. Sivarama Iyer have submitted petitions against the selection and appointment of candidates to Lecturers' posts in the Municipal College, Salem. pp1-3 13-15 & 31 and 21-25 cf p27 cf

~~Sri T. Ratnam and Sri Sivarama Iyer have~~

pw. in Nov. for the Remarks of the Commissioner, in the event, in the two petitions also. cf

S3

The petitions are examined below:

Sri. T. Ratnam Pillai, M.A., (III class) L.T.,

He is a permanent History Assistant in the Municipal High School, Salem, (scale Rs.65-5/2-100) ~~since~~ from the year 1935. He ~~has~~ acted as Lecturer in History (scale Rs.100-10/2-180) in the Salem College on two occasions in the years 1937 and 1938, for an aggregate period of over seven months. His re-appointment as Lecturer on 3-7-44 was terminated from 14-7-44 on the ground that he had not passed the M.A., degree in the I or II class. A first class Honours graduate by name Sri. V. Venkatarayan, has been appointed and Sri Ratnam Pillai, has been posted as an Assistant Lecturer in the scale of Rs.60-10/2-120. Sri Pillai contends that by virtue of his having acquired probation in the category of Lecturers, he is eligible for re-appointment as Lecturer under rule 7(4) of the Establishment rules. The Commissioner admits that the claim is reasonable and says that in the conditions of affiliation, there is no stipulation that only I or II class M.As or Honours graduates should be appointed. He also says that all the present Professors including the Principal, are III class M.As, that recently a III class M.A., with L.T. qualification has been appointed as the head of the department of English, that this appointment has been approved by the Syndicate of the University and that an Asst. Lecturer in English with B.A., L.T. qualification has also been exempted by the Syndicate to hold the post of Lecturer in English. In these circumstances, the action of the appointment Committee may be set aside and Sri Ratnam Pillai, may be promoted. The Syndicate may possibly exempt him if they consider that his qualifications are not up to the mark. Sri Venkatrayan who has also submitted a petition in regard to his continuance as Lecturer in History, will have to be ousted or may be appointed as an Assistant Lecturer in the place now held by Sri Ratnam Pillai.

para 2 on p1 cf

para 2 on p1 cf

para 3 on p1 cf

para 3 on p1 cf & page 45 cf

para 3 on p1 cf

p2 cf (K)

para 6, p8 cf and paras 1 and 2, p47 cf

para 6, p8 cf

para 1, p47 cf

Nobody has raised a point as to inadequate qualifications. We may say so in the event of upholding his probation. p45 cf

that is not quite Govt's question. Σ 9.11.44

~~Sri~~ Sri K.V. Sundararajan, M.A., (I class) L.T.

He was appointed in 1939 as a Lecturer in Mathematics for an aggregate period of 1½ months. He contends that he is a probationer for the post of Lecturer newly sanctioned, and that the action of the Appointment Committee in having appointed Sri A. Sankaranarayanan overlooking his claims, is not in order. The Commissioner says that the previous appointment was made only on a temporary basis and that the claim now put forward is not in order. He also says that the connected papers have been destroyed. In 1939 the Appointment Committee recorded that if the vacancy was likely to continue for more than a month, it should be advertised and a selection made. But in the orders issued to Sri Sundararajan, ~~reference is made to the nature of the vacancy.~~ this condition was not embodied. He says that in the absence of a provision in the orders issued to him to the effect that he should not be deemed to be a probationer, he has acquired a right for re-appointment as a Lecturer. ~~In view of 'A' above, it would appear that there is no case for interference.~~ ~~and the recent proceedings of the Appointment Committee,~~ there is force in the contention: the relevant office file is said to have been destroyed and copy of the order produced by petr. (p.35 c.7) is slightly different from what purports to be proceedings of Appointment committee (p.19 c.7)

Sri S. Sivarama Ayyar, M.A., (III class) L.T.

He is a permanent Assistant in the Municipal High School, Salem, having put in 19 years' service. He was promoted as Lecturer in English on 3-7-44 and reverted on 31-7-44 on the ground that he does not hold a I or II class M.A or Honours degree. He is officiating as Asst. Lecturer in English from 31-7-44. He contends that by virtue of his short appointment, he should be re-appointed as Lecturer in English in a permanent vacancy which has arisen consequent on the ~~retirement from service~~ resignation as permanent Lecturer in that subject, from 30.8.44. of Sri Krishna Ayyar. The Commissioner says that in the English department there are two persons who do not posses the prerequisite qualifications, [viz. V. Achuthan Nair, M.A. (III class) L.T, head of the department of English and Sri B.R. Krishnamoorthi B.A., L.T, ~~Asstt. Lecturer~~ Tutor in English.] and that both have been exempted by the Syndicate from the prescribed qualifications. The

para 3 on p13 cf
p15 cf
p18 cf and para 3 on p47 cf
'A'
para 4, p47 cf
p19 cf
p35 cf
para 3 on p31 cf
p51 cf
para 2 on p23 cf
para 10 on p23 cf
para 1 on p57 cf
paras 12 & 15 on p25 cf
paras 6 and 8 on p56 cf
paras 4 to 5 and 8 on p44 55-56 cf

I

54

Case of Sri Sivarama Ayyar appears to be parallel to that of Sri Ratnam Pillai. If his request is complied with, Sri Krishnamoorthi will have to be reverted to his permanent post of Assistant Lecturer in English.

7-11-44

Re. Ratnam Pillai

Re. K.V. Sundararajan

Re. S. Sivarama Ayyar

Ratnam Pillai

Sundararajan

Sivarama Ayyar

Krishnamoorthi:

Sundararajan: Although it is difficult to say that temporary appointments were prohibited before January 1940, we have subsequently held that short term appointments made complying with the rules would give rights of probation, irrespective of the duration of the vacancy. In the present instance, the word "temporarily" is seen used in the copy of the Proceedings sent to Sundararajan - page 35 C.F. Sundararajan has interpreted it as referring to appointment in an acting vacancy. The order did not make clear what the implication of "temporarily" was; nor was the appointee informed that his appointment would not count for probation.

Sivarama Ayyar: At "A", C.F.21, Sivarama Ayyar was arguing only a hypothetical case. In any event, that objection could have been taken only in respect of the Head of the English Department, but not to the post to which Sivarama Ayyar was appointed and from which he was ousted.

Krishnamoorthi: Krishnamoorthi's previous exemption by the University Syndicate given in its resolution No.738, dated 2-3-1944, was a strictly temporary measure till the end of the academic year 1943-44. He cannot, on the strength of that exemption, construct a claim when an appointment came to be made in July 1944. The Commissioner's letter (C.F. 55-56) suggests that he appointed Krishnamoorthi to act as Lecturer in the leave vacancy of S. Krishna Ayyar from 14-8-1944, because he had not been made aware of the strictly temporary nature of the exemption at "A" above.

With reference to Secretary's orders on page) ante, a draft letter to the Registrar, University of Madras is submitted. Sri Sivarama Ayyar's case will be examined further, if necessary, after the receipt of the reply to the proposed ~~reference~~ reference.

I take it that we need not call Univ: Regr. why we despatch all this reference.

20-11-44

22.11.44 Sri Sivarama Ayyar's is [illegible] a job.

Learn Marks to briefly indicate.

The addition now made will perhaps serve the purpose.

22.11.44

[Letter No-39596-4 B Ed. B 22-11-44]

Cn.53353, from the Regr. University of Madras No A43769 28.11.44

A copy of the rules framed by the University, relating to qualifications of teaching staffs in arts and professional colleges, is at (2). It will be seen from rule 1(2) and (3) of the rules that a candidate with M.A degree (I, II or III class) can be appointed as a lecturer to teach Intermediate or B.A class students. But the affiliation of the degree course in the Salem College was conditional on the appointment of I or II class Honours graduates as lecturers - cf paras (i), (iii) and (vi) on p.75 cf and paras 2 & 5 of the Registrar's letter on pp 73-74 cf. | B

2/ According to the rules of the University, Sri T. Ratnam Pillai and Sri S. Sivarama Ayyar, who are III class M.As in History and English respectively, are eligible for appointment as lecturers. But in view of the condition at 'B' above, they were not continued as lecturers. Sri Pillai's contention is that by virtue of his having acted as lecturer in History for an aggregate period of over seven months in the years 1937 and 1938, he is a probationer entitled to re-appointment. The notes on page 2 ante would seem to indicate that his claim deserves consideration | That clinches the issue

4.12.44

Early on that footing

4.12.44

31. It does not appear that Sri Sivarama Ayyar's appeal can be allowed. There are two petitions (pages 65-69 cf) against his claim for appointment as lecturer in English.

~~2. to A may see the case for remarks, if any.~~

20.12.44

Now that the univ: has set its seal of approval to the appt: made and the Registrar's letter shows further that the appointees std: basic qualifications laid down (~~from: cf M.A~~) not only in the genl: rules which govern all appointments of M.A. degree but the specific qualifications reqd: for this particular affiliation (I or II class Hons: or M.A.), it seems that we cannot very well invoke the rules of probation in the case of Ratnam Pillai. Whatever validity and appropriateness that rules may have for ordinary application candidates ~~appointments~~ appointments [illegible] explained to the univ:, with reference to his previous probation] ~~for~~ appointment interposed by the univ: although it is pity that Ratnam Pillai's case does not appear to have been put to Mgr. Sivarama Ayyar, it can only be said that the univ: action in allowing an ordinary B.A. under exemption to work while the Adhoc committee had first appointed an M.A., albeit III class, seems rather unusual. But that is not the univ's concern.

For the result, all the petitions stand to be rejected: for orders.

[Held over for getting copies of c.7.81-85 reffd: to at P 2 & 4 on p.78 c.f]

5.12.44

5.12.44

9

17/12/44

A2

Too late to do this now!

18/12/44

Submitted in the English dept. of the Salem college, a few changes were made in 1943-44 consequent on the grant of leave for four

para 2 on p.55 cf

months ~~to~~ from 1-12-43 to the Lectures in English and the University did not object to the arrangements effected by the managements; it approved the appointment of an unqualified person to hold the post of Lecturer. It is not likely that the University will oppose if ~~Sri Ratnam Pillai's~~ changes are made in the History dept. in the middle of this year. But the approval of the Syndicate has to be obtained if Sri Ratnam Pillai's appeal were to be upheld. For orders whether the Registrar may be addressed in the matter. If so the draft below is for approval.

Sheet III on p57 of

Boss p10 and pages 1-2 of

57

19-12-44

24/12/44

Co 21.12.

[Letter No. 39576-3 B Edn dt 2-1-45]

Cno. 1160 From the Regr. University of Madras No. A.63 dt 1-1-45

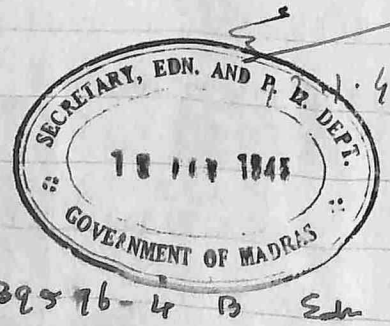
pp 87-88 of

p89 of

The Registrar's letter is not helpful. A further reference may be made to him. A draft letter is submitted.

12-1-45

15/1.



Letter No 39576-4 B Edn dt 16. 1. '45

CNo 4625 from the Regr. Univ. of Madras No 4345 dt 31.1.45

p91 CF

p93 CF

The Regr. repeats that the Syndicate considers that Sri Ratnam Pillai be declared eligible to read B.A. classes. His appeal may therefore be allowed. ~~The~~ the other appeals ~~petitions~~ may be rejected - vide 'M' on p11 ante



p9305

2. A draft order is submitted for approval.

27/2/45

20.2.45

24/2/45

23.2.45