

put in 18
Edna P.H. (1945) Department.

Ms. SERIES. (1)

G.O. No.

395 E.D.

Dated

16.3.45.

[Despatch Abstract.]

Pension - Sri S. Muthukrishna Ayyar, retired Lecturer, Teachers' College,

Saidapet - Request for enhancement.

Back papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
80.	245	Edn.	7-5-44				
80.	600	Edn.	5-4-43				
80.	3200	Edn.	5-9-42				

Further papers.

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

From
S. Muthukrishna Ayyar, M.A., L.T.,
Instructor, Madras Cadet Training School, Madras.
To The Chief Secretary to the Government of Madras,
Madras.

Through
The Principal, Cadet Training School, Madras.

Sir,

With reference to G.O.No. Ms. 245 of the Finance (Pension) Department dated 7-5-1944, G.O.No. 600, P.W.D., dated 5-4-1943 and G.O.No. 3200 Ms. P.W.D., dated 5-9-42, I beg to represent that

(1) I have been serving under the Madras Provincial Government continuously from 14th January 1914 without any break and I have so far put in more than 30 years and 8 months of service,

(2) in spite of this my pension has been fixed in the first of the G.Os referred to, at Rs. 113-12-0 which is Rs. 33-4-0 less the half pension due to me viz., Rs. 147/-,

(3) apart from any technical rules, 5 years 3 months of my service at the beginning of my career and at least 1 year and 5 months of my service in the Madras Cadet Training School have been completely ignored in the calculation of my pension,

(4) one can ill afford to lose nearly 7 years of hard earned service, resulting in such a big slice of one's bread cut off for the hard days ahead, when the purchasing power of a Rupee is bound to continue at nearly a third of its prewar level,

(5) even the full pension due to me is a low sum when compared with that of other Gazetted Officers and this decrease of Rs. 33- is nearly a fourth of my half-pension,

(6) in arriving at Rs. 113-12-0, the special pay of Rs. 50/- sanctioned in G.O.No. 3200 M.S., P.W.D., dated 5-9-42 was not taken into account at all- even though this additional pay was sanctioned for the definite purpose of ensuring that I should not suffer in any way, in respect of my pay and pension, on account of my deputation to the Madras Cadet Training School from the Educational department, where I was drawing at that time a monthly pay of Rs. 300/- as Geography Lecturer, Teachers' College and an allowance of Rs. 30/- per month which counted for pension,

(7) though I have been allowed to retire from the Educational Department from 17-4-43, I have been working under the same Government of His Excellency the Governor of Madras, doing the same kind of work, before and after 17-4-43 and my pension has been kept wholly in abeyance.

On these grounds, I appeal to His Excellency's Government to be good enough to remove a great hardship caused to a hard working and loyal public servant ~~that~~ through the operation of new technical rules regarding pension and be pleased to restore the half pension due to me (a) by including at least a portion of my service in the Madras Cadet Training School, if not the whole period, under service qualifying for pension, viz., the period from 17-4-43 to 17-5-44 by treating it as extension of service ~~or~~ if necessary-- which will just enable me to complete the minimum of 25 years of service required for a half pension. (Even then) I might be losing 5 years of my total service, (b) and by ordering that my special of Rs. 50/- be taken into account for purposes of the calculation of my revised pension.

I beg to remain,
Sir,

Your most obedient servant,

II Forwarded and strongly recommended. S. Muthukrishna Ayyar has been my chief academic instructor since the opening of this School, and have proved invaluable

30.11.44

2

Public (War) Dept
Edn. + P.H. Dept. no.
Nes 1/12/44

Pub. (war) no
59397/unt
6.12.44

48. 782
4/12/44 5.12.44

ASST. SECRETARY TO GOVERNMENT
6 - DEC 1944
EDUCATION AND PUBLIC HEALTH DEPT.
E + P.H. Dept

Fin. (Pen) no

3
5.12.44 S W
11/12/44

EXP. no 57380 A-1
11.12.44

ASST. SECRETARY TO GOVERNMENT
12 DEC 1944
PUBLIC DEPARTMENT

Fin (Pen)

Pub (war) may be requested to put up G.O. 3200 rs. P.W.D
2 5-9-42 (in which a special pay of Rs. 50/- was
sanctioned to the petitioner) which is required for the
disposal of this current.

65122

14.12.44

Public (War) Dept

The G.O. referred to above
is put up at A. This may be
returned to Finance.

Pub (war) no. 61276/unt
6.12.44
15.12.44

UNDER SECRETARY
18 DEC 1944
PUBLIC DEPARTMENT

ASST. SECRETARY TO GOVERNMENT
20 DEC 1944
PUBLIC DEPARTMENT

66923

15.12.44
16/12/44

16/12/44
Finance

Education and P.H. Department 3

PENSION - Sri S. Muthukrishna Ayyar, retd. Lecturer,
Teachers' College, Saidapet - Request for enhancement

READ:- From Sri S. Muthukrishna Ayyar, petition
dated 30-11-1944.

ORDER (MS.) No. 395 Edn., dated 16.3.45.

Sri S. Muthukrishna Ayyar is informed that
the period of his re-employment in the Cadet Training
School cannot be treated as extension of service.
The special pay of Rs. 50/- drawn by him in the Cadet
Training School till 17-4-1943 will be taken into
account for purposes of pension. Separate orders
will issue modifying the amount of pension already
granted.

To
Sri S. Muthukrishna
Ayyar (thro' the DPI).
Copy to the A.G. (thro' Fin. Dept.)
" " Pub. Dept.

17/3

6.3.45

From

Rao Sahib S. Muthukrishnan, M.A., L.T.,
Retired Instructor, Madras Cadet Training School,
and Lecturer, Teachers' College, Saidapet,
No. 21, Ramanathan Street,
Tyagarayanagar.

To

HIS EXCELLENCY THE GOVERNOR OF MADRAS.

Through

The Director of Public Instruction,
M a d r a s.

Sir, May it please Your Excellency,

to permit the Memorialist to submit this appeal against the decision of the Government conveyed in G.O. No. 395 Edn., dated 16-3-45 and that of the Director of Public Instruction, communicated in L.Dis.No. 1437 J/44 dated 31st May 1945 in reply to the Memorialist's petition for revision of the pension sanctioned in G.O. No. Ms. 245 of the Finance (Pension) Department dated 7-5-1944 on the grounds specified below:--

(1) The sanctioned amount of Rs. 113-12-0 falls short of the monthly pension of Rs. 147/- for which the Memorialist would be ordinarily eligible on account of his service of 29 years and 3 months in the Educational Department and about 1 year 8 months in the Madras Cadet Training School after 17-4-43 by Rs. 33-4-0 a month.

(2) This decrease in his pension is nearly a quarter of the full pension due to him, which is itself a low figure when compared with that of other Gazetted Officers.

(3) One can ill afford to have such a big slice of bread cut off in the hard days ahead, when the purchasing power of a Rupee is bound to be nearly a third of its pre-war level.

(4) And that 5 years and 3 months out of his total service of 29 years and 3 months in the Educational Department have been completely ignored, even though 4 years and more of that period related to Sub-protem appointments which, he was assured, would be included under service qualifying for pension.

(5) Though he was allowed to retire formally from the Educational Department from 17-4-43 he continued to work under the same Government of His Excellency doing the same kind of work before and after 17-4-43 and his pension too was kept wholly in abeyance (vide G.O. No. 600 P.W.D., dated 5-4-43).

2. On these grounds the Memorialist appealed to the Government and to the Director of Public Instruction to be good enough to reconsider his pension application and restore the half-pension which, apart from any technical rule he has earned by his long and faithful service, either by considering the necessary portion of his service in the Madras Cadet Training School as an extension of his service or, by confirming him in the posts which remained vacant during the period 1917-20 -- one in the Arts College, Rajahmundry and the other in the Teachers' College, Saidapet. In this connection the Memorialist furnished the necessary relevant details regarding those two posts and his claim for confirmation in them -- just to facilitate the verification of the necessary data.

"When the Memorialist was appointed to a permanent vacancy in the Arts College, Rajahmundry, in July 1917, caused by the promotion of the late Mr. R. Tatachariar to the Madras Educational Service as Lecturer, Training College, Rajahmundry, he was the seniormost amongst the officiating Assistant Lecturers. This Assistant Lecturer's post in the Arts College remained vacant from July 1917 to the end of February 1920 as proved in the letter of the Principal, Arts College, Rajahmundry, dated 19-8-44 (a copy of which was enclosed for reference). Again the second Assistant's post in the Model High School attached to the Teachers' College, Saidapet, in which he was confirmed from 1-8-1920 without prejudice to his

to his officiating appointment in the Government College, Kumbakonam, had also remained vacant from 21st September 1919 to 1st August 1920. Fortunately too no one else in the Department could get the benefit of this vacancy except the Memorialist, as the only other Officer who could do so -- the late Mr. C. Raghavachariar could not have a lien on two posts at the same time. (An extract from the acquittance roll of the Teachers' College was enclosed for reference.)"

3. In these circumstances, the Memorialist pointed out that he could be confirmed as Assistant Lecturer, Arts College, Rajahmundry, from 5-7-1917, (the date of confirmation of the late R. Tatachariar in the Madras Educational Service) to 1st October 1919 and thereafter as Assistant, Model High School, from 1-10-1919 to 1-8-1920 so that his total service qualifying for pension might be raised to well over 25 years.

4. The Memorialist has since been informed through the G.O. and the Proceedings referred to that the period of his reemployment in the Cadet Training School cannot be treated as extension of service and that nothing more can be done at this distance of time by the Director in regard to his confirmation in the two posts.

5. With reference to these two orders (communicated in G.O.No. 395 Edn., dated 16-3-45 and the Proceedings of the Director of Public Instruction L.Dis.No. 1437 J/44 dated 31-5-1945) the Memorialist begs to represent

(1) that if he had applied in time for confirmation in the two posts referred to he is sure to have been confirmed as he was the seniormost amongst the officers who had successfully completed their probation or if the Department itself in the usual course had taken up the question of filling up permanent vacancies then and there he ought to have been confirmed from 1917 as the successive Principals under whom he worked had been recommending his confirmation year after year.

(2) The Memorialist should not be made to suffer for either of these unintentional omissions.

(3) In the case of another Officer who retired from the Teachers' College with only 24 years and 1 month of total service to his credit the Government sanctioned the full pension due to him.

(4) In the case of the Memorialist with over 30 years of total service only 2/5 pension has been sanctioned, and

(5) obviously the technical rules and the general policy have stood in the way of showing any weight to the principle of equity.

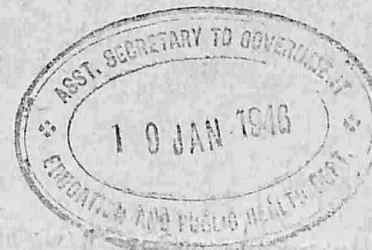
6. Under these circumstances, the Memorialist has been forced to appeal to His Excellency as the protector of the legitimate interests of Government servants and as the upholder of the principle of equity in dealing with hard cases, to reconsider the adverse decision of the Government and go to be good enough to sanction the full pension by treating the period of service in the Madras Cadet Training School as extension of service (at least a portion thereof) or by giving him the lien in the two posts already referred to which are still vacant or if necessary by exercising his special powers conferred upon His Excellency as the representative of His Majesty. Above all the Memorialist begs of His Excellency that he might be given an opportunity to present in a personal interview the human and the equity aspects of his case. The Memorialist begs leave to take this opportunity of thanking His Majesty's Government for the recognition of his long and faithful service by the award of the title Rao Sahib conferred on him in June 1945.

I beg to remain,
Your Excellency's most obedient servant,

Dated 28th December 1945.

S. Muthukrishna Ayyar

A copy of Brigadier C.W. Palin's impression about the Memorialist's work is enclosed.



(TRUE COPY)

3133

Sd/- Col. C.W. Palin I.A.,
Principal,
Madras Cadet Training School.
30-12-44.

Governor's Secretariat.

Referred to the Secretary to Government,
Education and Public Health department, for favour of
advice in circulation.

S.S.V.O.-
285/eb.2
17-1-46.

17446.
A.P.S.G.

T.M. ⑥ Edu. & H. Dept. (A)

From: The Asst. Secy., E. & H. Dept.,

To: The Dy. D.O. I.

Pension - Sri S. Rethukrishna
Ayyar, Retd. Lecturer, Teachers'
College, Saidapet.

Please furnish urgently ^a copy ^{each}
of - - ① Director's Proceedings L.Ds.
No. 1437-T/44, d/- 31-5-45; and

② the petn. of Sri Rethukrishna
Ayyar on which ^{Director's proceedings} ~~no. (T)~~ were passed.

The personal file of Sri Rethu-
krishna Ayyar may also be sent.

Signed
K.B.
5/2/46
P.C. to go.

4.2.46
K
5/2/46

7
TELEPHONE MESSAGE (BY POST) DATED 6--2--1946.

From

The Deputy Director of Public Instruction, Madras.

To

The Assistant Secretary to Government,
Education and Public Health Department.

7806
p. bank
Ref: Your T.M. dated 5-2-1946 regarding pension of
Sri S. Muthukrishna Iyer.

p. suite
below +
p. suite
A copy of the Director's Proceedings L.Dis.1437 J/44,
dated 31-5-1945 together with a copy of the petition dated
23-9-1944 of Sri S. Muthukrishna Iyer are sent herewith.

2. The personal file of Sri S. Muthukrishna Iyer is
also sent herewith.

7.2.46
Deputy Director of Public Instruction.

RVR 7/2/-

Copy of letter S. Muthukrishnan, M.A., I.T., Instructor, Madras
Cadet Training School, Madras to the Director of Public Instruc-
tion, Madras. dated 23-9-1944.

2 C/15 CF
With reference to G.O.No.Ms.245 of the Finance (Pension)
department dated 7-5-44 communicated to me in Proceedings Dis.No.
1822/44 dated 15-5-1944 of the Director of Public Instruction,
sanctioning a superannuation pension of Rs.113-12-0 with effect
from 17-4-43 but keeping it wholly in abeyance during my period of
service in the Madras Cadet Training School, I beg to represent
that,

(1) that the sanctioned amount of Rs.113-12-0 falls short of the
monthly pension of Rs.147/- for which I would be ordinarily eligibl
on account of my service of 29 years and 3 months (excluding
my service in the M.C.T.S.), by Rs.33-4-0 a month,

(2) this decrease in my pension is nearly a quarter of the hal
pension due to me which is itself a low figure when compared with
that of other Gazetted officers.

(3) One can ill afford to have such a big slice of bread cut
in the hard days ahead, when the purchasing power of a Rupee is
bound to be nearly a third of the prewar level.

(4) in the calculation of my pension even as it is (i.e., in a
arriving at the figure Rs.113-12-0), my special pay of Rs.50/-
sanctioned in G.O.No.3200 M.S. in P.W.D. dated 5-9-1942 has not
been taken into account, even though it was definitely intended
to ensure that I should not suffer in regard to pay and pension
on account of my deputation to the M.C.T.S., from the Teachers'
College, Saidapet where I was drawing a monthly pay of
Rs.300/- and an allowance of Rs.50/- which counted for pension, and

(5) and that 5 years and 3 months out of my total service of
29 years and 3 months have been completely ignored, even though
4 years and more of that period related to Sub-protem appointments
which, I was assured would be included under service qualifying
for pension.

Instruction
On these five grounds I appeal to the Director of Public /
to be good enough to reconsider my pension application
and restore the half-pension which, apart from any technical rule,
I have earned by my long and faithful service, by confirming me
in the posts which remained vacant during 1917-20 and in the Arts
College, Rajahmundry, and the Teachers' College,
Saidapet. I beg to furnish the relevant details regarding

facilitate the verification of the necessary data.

When I was appointed to a permanent vacancy in the Arts College, Rajahmundry in July 1917, caused by the promotion of the late Mr. R. Tatachariar to the Madras Educational Service as Lecturer, Training College, Rajahmundry, I was the Senior most amongst the officiating Assistant Lecturers. This Assistant Lecturer's post in the Arts College remained vacant from July 1917 to the end of February 1920 - Vide Annexure I. Again the Second Assistant's post in the Model High School attached to the Teachers' College, Saidapet in which I was confirmed from 1-8-1920 without prejudice to my offtg. appointment in the Government College, Kumbakonam had also remained vacant from 25th September 1919 to August 1920. Fortunately no one can get the benefit of this vacancy except myself, as the only other officer who could do so - the late Mr. C. Raghavachariar cannot have a lion on two posts at the same time - Vide Annexure II.

In these circumstances I beg to request that the Director of Public Instruction will be good enough to have me confirmed as Assistant Lecturer, Arts College, Rajahmundry at least from 1st September 1918 (if not from 5-7-1917, the date of confirmation of the late R. Tatachariar in the Madras Educational Service) to 1st October 1919 to 1-8-1920, so that my total service qualifying for pension might be raised to well over 25 years.

In conclusion I pray that the Director of Public Instruction may be pleased to do bare justice to a hard working and loyal public servant who had always unstintingly given of his best to the Department during a period of nearly 30 years, wherever he was ordered to ply his oars.

Annexure I True copy.

"The post in which you officiated as Assistant Lecturer in Mathematics in this college was vacant from 1-6-1918 to the end of February 1920".

C.D.S. CHETTI,
Principal, Govt. Arts College, Rajahmundry.
19-8-44.

Annexure II Extracts from the pay bills of the establishment of the Teachers College, Saidapet.

"Second Assistant, Model High School - Vacant from 21-9-1919 to 1-8-1920

Confirmation in that post from 1-8-1920 - S. Muthukrishna Ayyar."

Copy of Proceedings L. Dis. 1437 J/44 dated 31-5-45 of the Director of Public Instruction, Madras to the Principal, Teachers' College, Saidapet.

Sub Pension - Sri S. Muthukrishna Iyer, late lecturer in Geography, Teachers' College, Saidapet.

Ref: Encl of the Principal, Teachers' College, Saidapet, NRC.No.338 D/44 dated 3-10-1944.

The Principal is requested to inform Sri S. Muthukrishna Iyer that his case has been examined in detail and that nothing more can be done at this distance of time.

MUHAMMAD,
for Director of Public Instruction.

(TRUE COPIES)

Deputy Director of Public Instruction.

Edn. and P.H. Dept.(A).

MEMO. No. 3133-A-122 dated 12/2/46

Pension - Sri Rao Sahib S. Muthukrishna Ayyar, retd. Lecturer, Teachers' College, Saidapet - Enhancement.

The attention of the D.P.I. is invited to the petition dated 28-12-1945, from Sri Rao Sahib S. Muthukrishna Ayyar, addressed through him to H.E. the Governor, on the subject cited above. He is requested to offer his remarks on it very urgently, with special reference to the request that the pensioner may be confirmed with retrospective effect from 1-8-1919. 5-7-1917.

To the D.P.I.

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18/1/46
A-1-A-EDC
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R.O.C. No.
28-J/46.

A ⑨ 15

Office of the Director of Public Instruction,
Madras, Dated 16th February 1946.

SUBJECT:- Pension - Sri Rao Sahib S. Muthukrishna Iyer, late
Lecturer, Teachers' College, Saidapet - Memorial to
His Excellency the Governor. *W.1-2 a/c*
REFERENCE:- From Sri Rao Sahib S. Muthukrishna Iyer, memorial to His
Excellency the Governor of Madras, dated 5-1-1946.



Submitted.

10114

2. The memorialist requests that his pension may be enhanced either by treating his service in the Madras Cadet Training School after 17-4-43, the date of his retirement as extension of service or by giving the benefit of the vacancies that existed during 1917 and 1919 in the Subordinate Educational Service in the Government Arts College, Rajahmundry, and the Teachers' College, Saidapet.

K/3 3. As regards the first request, Government have definitely ordered in G.O. No. 395 Education dated 16-3-45 that his service in the Cadet Training School cannot be treated as extension of service. As regards the other request the following remarks are offered:

The memorialist was officiating as assistant lecturer in the Government Arts College, Rajahmundry, from 13-7-1917 to 5-9-1918. The entire period has been taken into account as service qualifying for pension under Article 371, Civil Service Regulations. After 5-9-1918, the memorialist was transferred to the Government College, Kumbakonam, as Assistant lecturer and his officiating service here

P.T.O

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d. rank

could not be reckoned for pension as he was not officiating in a substantive vacancy. Thus it may be seen that his request to confirm him from 5-7-1917 in the Government Arts' College, Rajahmundry, is inadmissible. He could have been confirmed in the post had he continued to officiate in the same post even after 5-9-1918. His statement that the post of school assistant in the Model School, Teachers' College, Saidapet, was vacant from 21-9-1919 is not correct. The Principal, Teachers' College, Saidapet, has reported that one Sri C. Raghavachari was officiating in the post from 21-9-1919 to October 1920.

4. In the circumstances stated above, it is submitted that the maximum period of the memorialist's officiating service that would qualify for pension consistent with the rules has been taken into account in recommending his pension. Besides, Government have also condoned the deficiency of 10 days by which his qualifying service fell short of 24 years - vide G.O. No. 245 Finance (Pension) dated 7-5-44.

R. Raghavachari
18.2.46
For Director of Public Instruction, Madras.

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

AN/18/2/
SR
18/2

E. P. H. (A)

T.M. by post. --- B

From the Asst. Secy., Edn. and P.H. Dept. 17
To the Dy. D.P.I. (10)

Ref:- Director's letter ROC.No.28-J/46,
dated 16-2-46: Pension, Sri Rao Sahib
S.Muthukrishna Ayyar, formerly Lec-
turer - Memorial to H.E. for enhance-
ment.

Sri Rao Sahib Muthukrishna Ayyar

The memorialist has stated in his

5 H 1/2
memorial that the vacancy in the post of Asst. Lecturer,
Govt. Arts College, Rajahmundry, lasted from July 1917
to Feby. 1920. Pl. say whether after 5-9-1918, the
date ~~from~~ ^{on} which he was transferred to the Govt. College,
Kumbakonam, the substantive vacancy in the post in
the Arts College College, Rajahmundry, continued to
exist and whether any ^{other person} ~~one else~~ has been given a lien
in the post for purposes of pension.

P. C. 650

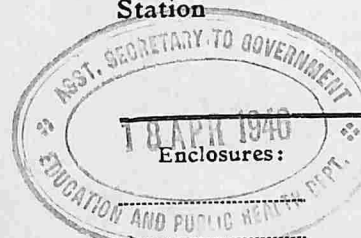
h
22.2.46

SRM
23/2/46

C.F. 32 (a).

Education Department
From (Name) Dr. S.R.U. Savor,
M.A., D.Sc., I.E.S.,
Designation Director of Public
Instruction,
Station Madras.

Received _____ Registered _____
To
The Secretary to Government,
Education and Public Health
Department.



Enclosures:

ROC.No. 28-J/46. dated 16th April 1946.

Sir,

Sub: Pension - Sri Rao Sahib S. Muthukrishna Iyer,
late lecturer, Teachers' College, Saidapet.

REF: Telephone Message dated 23-2-46 from the Assistant
Secretary to Government.

The substantive vacancy in the post of assistant
lecturer in the Arts College, Rajahmundry, continued to exist
till the end of February 1920. But one Sri P. Krishnamachari
officiated in the vacancy from 6-9-1918 to 7-7-1919 and Sri
K. Satyanarayana officiated in the vacancy from 8-7-1919
to February 1920. These periods should be reckoned for pur-
poses of pension for the officers referred to above as they
were only officiating incumbents at that time.

R. S. Muthukrishna Iyer
for Director of Public Instruction.

RR.17/4. sol
17/4

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[Faint, mostly illegible handwritten notes in Devanagari script, possibly a list or ledger.]

35/5

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Despatched with cover 31/5/46

2
 Mr D. P. J
 (with a letter cover)

(12)

21

Enclosure as P. 48/46

memo No. 3133 A-5-Ed., dt 30.5.46 (A)

Pension - Sri Rao Sahib S. Multukrishna Hegde
 Retired lecturer, Deccan College, Sardarpet.
 From the D. P. J. No 28 J/46 5.16.2.46

The D. P. J. is requested to
 inform Sri Rao Sahib S. Multukrishna Hegde
 that H. E. the Governor has examined his case
 but sees no reason to interfere with the
 orders already passed.

K
28.5.46

RM
29/5/46

Petition - Sri S. Muthukrishna Ayya, ret'd. Teacher, Teachers' College, Saidapet - enhanced pension - request.

Petition from Sri S. Muthukrishna Ayya D. 30-11-44.

Sri Muthukrishna Ayya was granted a pension of Rs. 113-12-0 p.m. with effect from 17-4-43 in G.O.

4 p 9 of 4 (W) Rs. 245 Lin (Pen) D. 7-5-44. He had rendered a qualifying service of 23 years 11 months & 20 days for which he was ordinarily eligible for a pension of Rs. 109/- only p.m.

ps 2 of A's report on p. 1 of.

ps 3 of 4 (W)

The Govt. condoned a deficiency of 10 days by which the qualifying service fell short of 24 years and sanctioned the enhanced pension of Rs. 113-12-0 p.m. in the above G.O. although he was a gazetted officer at the time of retirement, and the concession of condonation is not usually given to gazetted officers - please see rules in Pt 1-3 n.f. of G.O. at (W).

2 - The requests contained in the petition are:-

(1) inclusion of the period of ^{of} ~~qualifying~~ service in the Madras Cadet Training School ^{from 17-4-43 to 17-5-44} under service qualifying for pension by treating it as an extension of service if necessary to enable him to complete the minimum of 25 yrs service for full pension and

(2) inclusion of special pay of Rs. 50/- for purpose of calculation of pension

3. Item 2(1) - above: The officer was attached as teacher in the Teachers College, Saidapet and was appointed to the Cadet Training School from 15-8-42. After serving for a period of 8 months & 20 days (i.e. till 16-4-43) he

Office retired from service on superannuation. This period counted for pension. ~~The question~~ After retirement, he was re-employed from the same date in the Cadet Training School. The request is apparently to treat the re-employed service as qualifying for pension which is inadmissible under the rules. As the Officer's case was recommended by the Principal of the Cadet Training School only for reemployment (please see p. 3 of F.O. at (I)) the question of treating the period of service in that school from the date of superannuation as an extension of service did not arise. There does not appear to be any new ground to reconsider the case now and treat it as an extension of service which would then render the service qualifying.

Item (2) in para 2 above :- It is seen from F.O. 3200 P.W.D. & 5-9-42 that the allowance of Rs. 50/-

was granted not for any specific addition to duty or for any ^{more} special responsible work - please see in this connection Secretary's remark at '14' on p. 4. n.f. of the F.O. at (A). Hence the allowance cannot be classed as duty allowance which counts for pension but should be taken only as a deputation (local) allowance (as defined in Pt. 23-B C.S.R.) which does not qualify for pension.

3. In the circumstances mentioned above, the requests contained in the petition are inadmissible and Finance may suggest that they be negatived. The case may be sent to Govt. H. for disposal, as petition is addressed after the sanction of pension are dealt with in the Administrative Dept.

That seems to be correct. of abt. 11. 589 C.R.

WS

Govt's order at 4 n.f. of (A) was based on the D.P.'s letter at (A) who the D.P. itself wanted an "allowance". It has to be treated as deputation allowance which does not count for pension. It is treated as special pay for additional duty it cannot count for pension.

WS



The requests of Sri S. Muthukrishna Ayyar are detailed in para 2 of the Fin. Dept. note on page 1 ante.

Inclusion of service for the Cadet Training School for pension - So far as this request is concerned, this Dept. may agree with the views of Finance.

Inclusion of special pay of Rs. 50/- for calculation of pension - Sri Muthukrishna Ayyar was receiving a duty allowance of Rs. 30/- p.m. as Deputy warden of the Hostel attached to the Teachers' Training College, Saidapet. (13-6-42) prior to his appointment as Instructor in the Cadet Training School. This duty allowance ~~was not~~ ^{was} included in his pension. Had he continued in the Teachers' Training College, he would have, in the normal course, continued to draw this allowance as deputy warden till 16/6/43, the date of his retirement & this would have counted for his pension.

The orders in circulation allowing him to draw an allowance of Rs. 50/- p.m. reads as follows:-

"It is important that it is made worthwhile for an Educational Officer to come & work in the Cadet Training School. And some deference is due to his S.P.'s opinion."

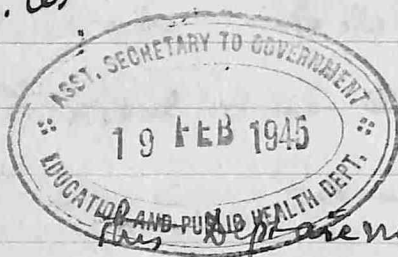
It did not mention that the allowance should be treated as deputation (local) allowance which would not count for pension. In view of the orders in circulation that it is ^{made} worthwhile for an Educational Officer to accept the job & in view of the fact that if the allowance is not treated as duty allowance in Muthukrishna Ayyar will be at a disadvantageous position in having taken up his appointment in the Cadet Training School.

Article 486 W C.S.R. 137/18497

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it seems that the allowance of Rs. 50/- may be treated as duty allowance & the officer may be allowed the benefit of it till his retirement. P.W.D. may see G.O. for remarks, ^{if possible} before circulation.

3/1/45
12.1.45
17/1/45
18 JAN 1945
341



Dept. are no longer concerned with the Cadet School. Public are. The file may be passed on to the Public.

Slg 18/1/45
Pub/Fin
P.W.D. no. 341 9/45-1
19.1.45

Public (War) sept.

This dept may agree with the views of Edu. & P.H. Dept at pp. 3-4 above and the file passed on to Finance.



22/1/45
22.1.45
The allowance of Rs. 50/- shd. be counted for purposes of pension. The Warden's allowance of Rs. 50/- per m. drawn by him at Sankar Training College counted for pension.

Fin. (Pen)

25.1.45
Pub. Warden, No 3269/45-1.
25.1.45

In the circumstances stated by Eob. H. at 14/1/45-4 above Finance need not object to the counting of the allowance of Rs. 50/- in the Cadet Training School for pension if the allowance is taken to mean an allowance granted as duty allowance.



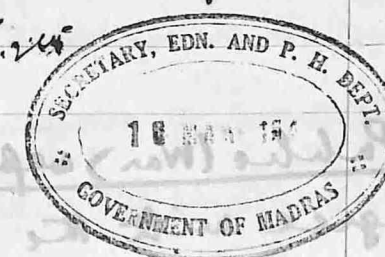
Submitted that the warden allowance will count for pension as it is an allowance given for increase of work or responsibility. Substituting the definition of 'Duty Allowance' (Article 23-B C.S.R.). In this case the warden allowance must therefore have counted for pension. As the calculation of arrangements in this case is not in the file it is not possible to verify the same. If necessary, Eob. H. may be requested to consult the A.G. whether this has been taken into account before Finance. Also for the remarks.

07214
31.1.45
Not necessary. We may agree to his proposal. 17.2.45

15
Accept the proposal of the Dept. Sri Muthukrishna Dyyar has drawing ^{with a view of the} at Cadet Training School, may be taken into account for the purposes of calculating his pension. The pension orders issued in G.O. 245 dated 7.5.44 has to be modified in consultation with the A.G. The case may ~~therefore~~ be transferred to Fin. for further action.

20.2.45
Draft an order on two points in two portions and say that further order re modified pension will come separately.

24.2.45
A draft order is submitted. For order as to circulation. 6.3.45
16/3/45
14/4/45



From Sri Rao Sahib S. Muthukrishna Ayyar, to H. E. the Governor, dated 28-12-1945.

From the D.P.I., Roc. No. 28-J/46, dated 16-2-46 and 16-4-46.

PENSION - Sri Rao Sahib S. Muthukrishna Ayyar, retired Lecturer's College, Teachers' College, Saidapet - Enhancement.

Please see the note from the Governor's Secretariat on page 3 of Sri Rao Sahib S. Muthukrishna Ayyar was

a Lecturer in the Teachers' College, Saidapet. From 15-8-42 he was appointed as an Instructor in the Cadet Trg. School, Adyar, and where he served he retired from that post on superannuation on 16-4-43. From 17-4-43 he was re-employed as Instructor for about 1 year and 8 months. The officer had rendered a qualifying service of 23 years, 11 months and 20 days, for which he was ordinarily eligible for a pension of Rs. 109/-. In consideration of his officiating service of 5 complete years which would not count for pension, the Govt. condoned a deficiency of 10 days by which the qualifying service fell short of 24 years and sanctioned a pension of Rs. 113-12-0 - G.O. 245 Fin. dated 7-5-44. Subsequently, the special pay of Rs. 50/- drawn by the officer in the Cadet School has been taken into account for the calculation of pension and the pension raised to Rs. 117-13-0: - G.O. 152 Fin. dated 18-2-46.

2. The request of the petitioner at c.f. 1-2 is that he may be granted full pension:-

either (1) by treating the period of his re-employment in the Cadet Training School from 17-4-43 to 17-5-44 as qualifying service; or

(2) by confirming him retrospectively in the Subordinate Educational Service in the post of (1) Asst. Lecturer, Govt. Arts College, Rajahmundry and (2) School Asst., Model School, Teachers' College, Saidapet, which remained vacant in the years 1917-20.

Course (1) above: Unless the period of Sri Muthukrishna Ayyar's re-employment in the Cadet School is treated as an extension of service the Service rendered by him after 17-4-43 will not count for pension. This request was considered by Govt. in December 1944. It was found then that as the Principal of the School had recommended only the re-employment

Pp. 1-2 CF.

Pp. 11-12 CF
4 15 CF

A/3 CF.

E/5 CF

x para (1), CF 1.

para 1, C/1 CF

C/3 NF

C/15 CF

LF

P

x Date of Superannuation

of the officer, the service in question could not be treated as qualifying, ^{negative} the request was therefore turned down - G.O. 395.Edn., dated 7-5-44. 16.3.45.

Course (2) on p.1 ante: The petitioner was officiating as Asst. Lecturer in the Govt. Arts College, Rajahmundry, from 13-7-1917 to 5-9-1918. This period has been taken into account as service qualifying for pension. After 5-9-18, the petitioner was transferred to the Government College, Kumbakonam; ~~as~~ his service in that college could not be reckoned for pension as he was not offg. in a substantive vacancy. In the vacancy in the Rajahmundry College, from 6-9-1918 to Feb. 1920, two other officers officiated and ^{the D.P.I. reports that} this period should be reckoned for pension for those officers. The D.P.I. has reported that the petitioner's statement that the post of School Asst. in the Model School of the Teachers' College, Saidapet, was vacant from 21-9-19 to Oct. 1920 is not correct and that another officer was offg. in ^{that} ~~the~~ post during the period. ^{CF 12} In the circumstances there is no case for the grant of full pension. /w/

3. It may be mentioned that Sri Muthukrishna Ayyar has termed his representation as "Appeal" to H.E. the Governor. As under rule 19 of the M.C.S. (C.C.A.) Rules, the officer has no right of appeal in this matter to H.E., the representation should be treated as a petition, w.r.t. Sectt. Instruction 109(1). It does not comply with the rules and orders governing the submission of petitions to H.E., ~~to~~ in this respect; viz., that it has not been submitted within six months from the date on which the orders previously passed in the matter were communicated to the petitioner. /w/

4. May be sent to Finance for remarks ^{with reference to para 2 above} before

circulation. (The personal file of the officer is kept below)

23.4.46 /w/ 23.4.46 JSM 24/4/46 S

Submitted that Finance may concur in the views of R.H.H. at A & B above. 29/4/46 30/4/46



CF 15
The petitioner's request in this regard cannot be granted. /w/

p. 33 BK-112

p. 57, BK-145

Btn. dated 28.12.45
(K) was passed on 16.3.45.

X CF 3

Box

23409

25.4.46

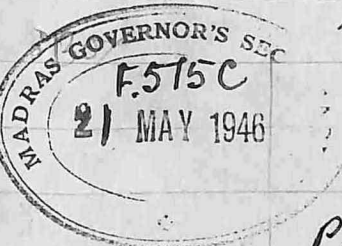
26 APR 1946

24066

17.5.46

The requests of Sri Ravi Sahel S. Muthu-Brishna Ayyar are at "P" on p.1 ante. This Dept. have held that there is no case for granting him full pension. Finance agree.

File may be circulated to H.E. through H.N. (Edn.) and H.P.M., w.r. to A.P.S.G.'s note on CF 3.



Personal file including

HOD (K)

PSJ H.E. has examined the case but sees no reason to interfere with the orders already passed. /w/

A draft memo is submitted. /w/

28.5.46 JSM 29/5/46

9 suppose his head not to be considered. /w/

[Joined as Memo. 3133-A-5-Edn., d/ 20.5.46.]



Essential as P.H. Dept. /w/

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[17.06.14. 1877-4-5812. unmet 20 Gen 18]