

E. S. P. H. (1946) Department.

MS. SERIES.

G.O. No.

11189 Dec.

Dated

5-6-1946

[Despatch Abstract.]

Schools - Teachers - Ban on employment and cancellation of certificates for political offences - Restoration in service and return of certificates - Orders issued - Papers recorded.

Back Papers.

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

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Mem	51095	Edu.	26-3-47.				

P.C. to go.

Line engaged
11/5

AS3
 28/11/46
 11/5/46
 T.M. d. 10-5-46 ② E.P.H. Dept.
 the D. P. I.
 Please furnish a list of teachers in the
 service of Govt and of the local bodies who have
 been debarred from service for political reasons
 since the year 1939.
 10/5/46.
 18/5/46
 10/5/46
 10/5/46
 Note. Please see the note from H. M. (Edu.)
 It is presumed that H.M. wants a list of teachers

2
however in Govt service as well as in local fund and
municipal service and who were debarred from service
for political reasons since 1939, is after the previous
Congress Ministry resigned. A list may be called for

from the D.P.I. Draft T.M. overleaf is subd for approval.

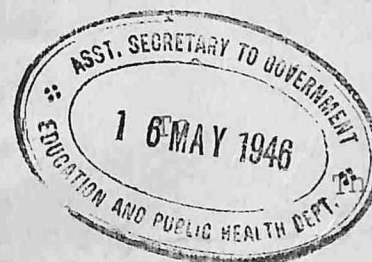
(The indexes
are also being
looked into.)

Thro' B.2 (re: Telamanta
School teachers)
9/10/5

EDUCATION DEPARTMENT.

Special
From

Mr. G.L. Lobo, B.A. (Hons.) (Cantab.),
Deputy Director of Public Instruction-in-Charge,
M a d r a s.



Secretary to Government,
Education and Public Health Department,
M a d r a s.

R.C. No. **1738** C/46, Dated 14th May 1946.

Sir,

26180

Subject:- List of teachers in the service of Government
and of the Local Bodies who have been debarred
from service for political reasons since the
year 1939.

Reference: Your Post Copy of Telephonic Message, dated
11th May 1946.

I have the honour to submit a NIL return in regard to
teachers in Government service whose appointments vest in my
Deputy Director of Public Instruction (Personnel). In regard
to appointments vesting in other subordinate officers I may have
to obtain particulars after sending out a Circular. I shall send
such a Circular if so directed by the Government.

2. The

2.

2. The required information in regard to teachers in the service of the local bodies is not available in this office.

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

M. S. S. S.
15-5-46
For DIRECTOR OF PUBLIC INSTRUCTION.

NB/16-5.

08135



Office of the Director of Public Instruction,
Madras, dated the 16th May, 1946.

D.O.

Dear Mr. Menon,

I am sending you a list of teachers whose certificates were suspended for political reasons by the Director. The list is not exhaustive as I have not enough time to search all the records.

Yours sincerely,

Sri I. Balakrishna Menon

Sri I. Balakrishna Menon, B.A.,
Assistant Secretary to Government,
Education & Public Health Department.

6

EAP.H.(B.1)



The main file has been submitted
to circulated to H.M. (Edn.), H.M. (L.A.), H.P.N.
and H.E. This may lie over till the main
file returns from circulation

cf
20/5/46
W.N.
21/5/46

Y
21/5/46 H.S.H.

LIST OF TEACHERS WHOSE CERTIFICATES WERE SUSPENDED FOR POLITICAL REASONS.

Name and address of teacher 1	Nature of offence 2	Nature of punishment. 3
1. N.C. Pappannan, Pupil-teacher Government Training school, Ranipet.	Proposed to offer satyagraha	Payment of stipends stopped
2. D. Ramamurti, Physical Train- ing Instructor, Wardlaw High school, Bellary.	Resigned his post and was arrested for holding an un- authorised meeting under the D.I. Rules.	Declared unfit to be a teacher -- Orders cancelled and permitted to be employed (Re. 1329 E/44 dated 21.7.44) in the same disposal file.
3. K.C. Jacob, Assistant High School, Ottapalam.	Resigned his post as a protest against Police action against student strikes of his school.	Collegiate Teachers' Certi- ficate cancelled -- Proc. 2121 E/42 dated 4.11.42-- Certificate restored -- Re. 564 E/45 dated 16.7.45.
4. A.B. Balakrishna Menon, Hindus- tani teacher, Malabar Christian College, High school.	Resigned his job and took active part in political agitation.	Declared unfit to be a teacher -- Re. 2121 E/42 dated 4.11.42 -- Orders cancelled -- Re. 564 E/45 dated 15.8.45.
5. M. Bhadumadhava char, Physical Training Instructor, Board High school, Kottur.	Kept under detention under the Defence of India rules.	Dismissed from Board Ser- vice and ordered not to be re-employed in any school. -- Permitted to be employed in an aided school on the assurance given by the management.
6. R.V. Radrappa Naidu, L.T. Assis- tant, Board High school, Koilpatti.	Convicted and sentenced to one year R.I. for political offence	Collegiate teachers certi- ficate cancelled.
7. Sambasadasiva Rao, Teacher Thurpupalem Higher Elementary school, Ongole.	Arrested under the D.I. rules for being in possession of some pro- judicial documents.	T.S.L.C. cancelled -- Please see the Govt. Memo dated 10.1.1944.
8. N. Thangavelu Padayachi, Committee Boys' school, Manjakupam, Cuddalore	Under Defence of India rules 3 months.	Suspension of certificate for 1 year -- 3209 B/41
9. J. Sivayya, Assistant, District Board High Mixed Higher Ele. School, Dhona, Kurnool.	Political offence convicted	Certificate cancelled -- 1135 B/41
10. A.K. Ambikacharam Thampan	Political - 18 months R.I.	Certificate cancelled -- 4189 B/42
11. O.K. Kunhiraman Nambiar, Malabar	Convicted under D.O.I.	Certificate cancelled - 4217 B/42
12. K. Kunhiraman	-do-	Certificate cancelled - 4370 B/42
13. I. Obayya, Teacher-Manager, Aided Hindu Days' school, Kambadur, Kalyandrug range, Anantapur.	6 months R.I. Sedition	Cancelled - 460 B/43
14. M.A. Kutti Krishnan 15. P. Sankararamayana Nair 16. K. Krishnamurthy Menon	Under the D. of I. Rules	Dis. 3438/43 Cancelled Service Register withdrawn Cancelled Cancelled - 4031 B/43
	-do- convicted	

TEACHERS - Ban on employment and cancellation of certificates for political offences - Restoration in service and return of certificates - Orders issued.

...

The Govt. have decided that the teachers who were sent out of service, or whose certificates were cancelled under rule 154 of the M.E.F. for participation in the ~~non-co-operation and civil disobedience~~ ^{political} movement of 1941-42, should be re-instated in service and their certificates restored ^{to them.} ~~after due enquiry.~~

2. In regard to the restoration of teachers' certificates which were cancelled for the reason mentioned above, the D.P.I. shall, ^{on his own motion or} on receipt of applications from the teachers concerned, ^{each of} scrutinise them and pass ~~necy.~~ orders.

3. (i) Ex. Authorities of Ml.Cls. P.D.Bs. ^{shall on their own motion or} are requested, on receipt of applications for restoration to service from teachers who were removed ^{or dismissed for same reason} ~~for~~ the reason mentioned, from municipal service and ^{local board} ~~and~~ ^{to} ~~examine~~ ^{verify} each case ^{on its merits} and issue ~~necy.~~ orders. ^{re-appointing them in their old place.}

(ii) The D.P.I. shall similarly arrange for the scrutiny of applications for ~~and~~ re-instatement in ~~Govt.~~ ^{from Govt. service} service, of teachers, if any who were removed or dismissed ^{for the same reason.}

(iii) In the case of teachers who were in aided schools ~~and~~ whose certificates were cancelled ~~but~~ will ~~now~~ be restored with refce. to ^{also} para 2 above, the D.P.I. should arrange for their being taken back to service to the extent possible, without causing undue hardship to persons already employed in ^{their} ~~places.~~

To the D.P.I. ✓
To the Ex. Authorities of Ml.Cls. (thro' C.M.Cs) concerned ✓
To all P.D.Bs. ✓

22/5/46
T.S.A.
21-5-46

⑦

E. & P.H. (B.1) 10

Press Note.

The Govt. have decided that teachers who were sent out of service and whose certificates were cancelled ~~under xxxxxx~~ for participation in the ~~non-co-operation and civil disobedience~~ ^{White} movements of 1941-42 shall be ~~restored~~ ^{reinstated in} to service and their certificates ~~given back after due enquiry into each case.~~ ^{Moved to Gen. The D.P.I. & Co} Executive authorities of Ml.Cls. and Presidents of Dt. Bds. have ~~been directed to examine applications from teachers~~ ^{to} either for ~~restoration to service~~ ^{reinstatement in} or for restoration of certificates or for both ^{as to how many} and to issue suitable orders. ^{(The Teachers concerned are) expected to send their} In the case of teachers who had been employed in aided schools the Director of Public Instruction has been further asked to arrange for their restoration to service to the extent possible without undue hardship ^{except} to other persons employed in ^{the same} places.

22/5/46

by Mr. W.

(clean copy is attached)

Applications to the appropriate authority in Govt. Dept.

The Government have decided that teachers who were sent out of service and whose certificates were cancelled for participation in the political movement of 1941-42 shall be ^{reinstated} ~~restored~~ to service and their certificates restored to them. The Director of Public Instruction and the Executive Authorities of Municipal Councils and Presidents of District Boards have accordingly been directed to examine applications from the teachers concerned for ^{reinstatement in} ~~restoration to~~ service, or for restoration of certificates or for both, as the case may be, and to issue suitable orders. In the case of teachers who had been employed in aided schools, the Director of Public Instruction has been further asked to arrange for their restoration to service to the extent possible without causing undue hardship to other persons employed in their places. The teachers concerned are expected to send their applications to the appropriate authority in each case.

M.V.S(ubramanian),
22-5-46.

TSA

22-5-46

60
22/5
23/5/46

Despd
61
23-5-46.



25096



Notes

13

Secretary, E. & P.H. Dept.

(9)

Please put up a note of teachers who have been debarred from service for political reasons.

TSAs in our camp
2-5-46

P20

Subject:-

Teachers - Ban
on employment and
cancellation of
certificates for
political offences.

The ~~present~~ ^{present} ~~den~~ (H) (L) is the action
 taken in the immediate in regard of teachers
 who were sent out of service or whose
 certificates were cancelled in connection with
 the 41-42 movement. His idea is that the
 action of cancellation of certificates must be
 revoked & the certificates restored to the
 teachers sent out of service under the
 restored to service; even in the case
 of those who have been ⁱⁿ a way for some
 time to the extent possible is within. Learning
 under the law to this purpose however.
 He will specify when to be done
 accordingly on the individual basis that have
 already come up before the board & do
 period in the future to be in the line
 on the basis that the action will
 accordingly by the authorities concerned as to the
 by the board to the extent of the
 teachers concerned; & the fact a plan
 will now be put out. Major the action is
 being taken on the line. Plan
 put up a whole thing on the basis.
 by
 the

There are three categories of teachers whose cases have to be considered, viz.,

- (1) Teachers in Govt. service;
- (2) those in the service of local bodies; and
- (3) those employed in aided schools.

(1) Teachers in Govt. service. It is understood that no teacher in Govt. service has been debarred from employment for political activities.

(2) Teachers in the service of local bodies.

pages 232 and 212 of
Statutory rules under
M.P.M. Act and M.L.K.
Act respectively.

Rule ³4 of the rules relating to appointments and punishment of officers and servants of local bodies runs as follows:-

"No officer or servant of a municipal council local board who is convicted of a political offence or of an offence involving moral turpitude or who has been detained under the Defence of India Rules shall be retained in its service except with the special sanction of the Govt."

The expression "or who has been detained under the Defence of India Rules" was inserted in 1943 - vide G.O.No. 2052 L.A. dated 2-7-1943.

The expression "of a political offence, or" was removed from the rule in 1938 and a Press Note was issued as on p.13 of G.O.No.2181 L.A. dated 11-6-1938. This expression was re-inserted in the rule in 1941 - vide G.O.No.1480 L.A. dated 30-5-1941. It was also stated at the same time that the rule ~~will~~ ^{would} have no retrospective effect - vide G.O.No.1481 L.A. dated 30-5-1941. Since issuing the rules, the following cases of teachers who were convicted of political offences came to the notice of Govt.

(1) ~~in~~ Anjaneyalu, Hindustani teacher, West Godavari Dt. Bd., Govt. sanctioned the re-employment of this teacher as the offence committed by him was before the issue of G.O.No.1480 L.A. dated 30-5-1941.

(2) Sri K. Subbaramayya, Teacher in the service of the Municipal Council, Ongole. This teacher was sentenced for three months imprisonment for political reasons in 1931. Subsequently he passed his B.A.L.T. and also served as a teacher in the Besant Memorial School, Adyar and the Madras Corporation for a short time. The Municipal Council, Ongole, appointed him as a teacher in November 1942. The Commissioner raised the question whether the appointment was legal. With reference to the orders cited above, the Govt. stated that it was not legal - vide G.O.No.74 Edn. dated 16-1-1943.

The rule first cited above applies not only to teachers but also to other employees under local bodies. It will look invidious if the ban is removed in respect of teachers alone. Presumably the intention is to remove it in respect of all employees under local bodies. In that view, L.A. has to be ~~first~~ ^{first} and that Dept. requested to amend the rules

as was done in 1938. Pending the amendment of the rules there does not seem to be any objection to instructing local bodies to reinstate teachers who have been removed from service with reference to the rule in question.

(3) Teachers in aided schools. According to rule 154 of the Madras Educational Rules, the D.P.I. can cancel the certificate of any teacher if the teacher's character or conduct is shown to be bad or if the teacher is found to be negligent in the discharge of his duties. It is understood that this rule has been widely interpreted and that the certificates of teachers have been cancelled if they had participated in political agitation and been convicted. It is not known the certificates of how many teachers have thus been cancelled. All that is now necessary is to ask the D.P.I. to revoke the orders of cancellation issued by him when orders are passed the petition in the cf. may be sent to the D.P.I. for disposal with reference to the orders. L.A. and Public (General) may see for remarks.



ETP.H.no. 25096 B.1/46-1

15-5-46

3 P.m.

Recd. (H) (Dn.)
devis. Sec.
in the name of the
Dept. of the
L.A. has to be
first and that Dept. requested to amend the rules

2. Sept.

Please see the notes on pp 1-4 ante.

So far as this Deptt is concerned, only one case
came to notice in 1943. Sri R. K. Ramamurthy, a Sti-
pendary student of the Chingleput Dist. applied
for the post of a demonstrator in the manufac-
ture of glazed pottery under the Chingleput Dist.
Bot. He voluntarily stated in his petition that he
was a released political prisoner. The Asst.
Dist Magistrate, Chingleput reported that Sri Rama-
murthy had been convicted for being in possession of
prejudicial matter and sentenced to undergo 6
months R.D. The Commr. of Police reported that
Sri Ramamurthy had deliberately ^{resigned} a post post
and sent copies of his resignation letter contain-
ing objectionable matter to prominent pro-
fessors & H.E. the Governor. Having regard to
the report of the O.S.D. Chingleput was informed
that Sri Ramamurthy should not be employed
as a Demonstrator or in any other capacity.
Barring this there is no further action to be
taken against the individual. (16/5/46)

L/5
new

4/6
new

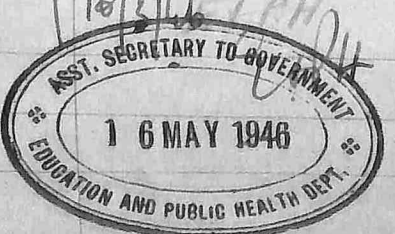
new

4/9

4/5
19/5/46
16/5/46
14/5/46
15/5/46

Pub. (Genl A.) D.M. 16/5/46-1 ALA

16.5.46



16/5/46
16/5/46

E. & P.H. (B.1) Dept.

Please see the notes of L.A. and Public (General) Depts.
on p.5 ante.

The L.A. Department have not offered any remarks on
the question of amending the rule mentioned at the top of
p.3 ante so as to remove the ban generally in respect of all
employees of local bodies who have been convicted of a politi-
cal offences.

The points for orders are:-

- (1) whether ~~the~~ rule ³/₄ of the rules relating to
appointments and punishment of officers and servants of local
bodies should be amended, the words underlined in pencil in
the rule being omitted as was done in 1938;
- (2) whether pending the amendment of the rule, orders
should be issued as at 'A' on page 4 ante;
- (3) whether orders may be issued to the D.P.I. as at
'B' on page 4 ante; and
- (4) whether a Press Note should be issued stating that
action is being taken on the above lines.

The file may be circulated to H.M. (Edn.), H.M. (L.A.),
H.P.M. and H.E.

J. Balakrishna Murthy
Asst Secy. 16/5/46

S. Subramanian
17/5/46

Amendment of rule in 1 may be
considered later; in the meantime
orders may be issued as suggested
in 2 & 3 above immediately.
Of course a press note also may be issued

TSA

17-5-46

I agree with proposals as set out above.

I agree
16/5/46

I accept the minutes
16/5/46



34

1950/10/10
1950/10/10

50156

SECRETARY TO GOVERNMENT
REF CE
25 SEP 1946
AND PUBLIC HEALTH DEPT.
reform

R. Narasimha

To
The Secretary to Government,
Education and Public Health Department.
RR.28/8.

P.T.O.

Copy of letter Re.No.0.3.6234/46², dated 8-8-1946 of the President, Dt.Bd.
Kurnool.

Sub: Education Elementary-Kurnool District Board-Re-instatement of M.Konda
Reddi fixation of his pay etc. orders - requested.
R.E; Your proceedings No.385-B.1/46 dated 11-6-46.

M.Konda Reddi whose certificate was cancelled for offering Satyagraha,
is reinstated as teacher Board Ele.School, Nallamkalapalli, as per your proceed-
ings cited above, according to which his certificate has been restored. He was
drawing Rs.22/- per mensem at the time of his removal. Please let me know whe-
ther he can be allowed to draw the same pay as, he was drawing at the time of
his removal from service, and if the period of his absence from duty can be
treated as leave to which he is eligible.

The former of early orders is requested...

/True copy/

R. Narasimha

for Director of Public Instruction.

32/82 ✓ 24 E+H Dept (B2)

Mem No 50156 B2-45 dnd 17.2.47

Teachers - Re-employment on restoration of
Certificates Cancelled for political offences -
fixation of pay, Seniority etc.

Ref: Letter from the D.P.I. Re 3955 B5/46 d 23.8.46

p 1 CF

p 8 CF (K)

The D.P.I. is informed that the teachers
who are re-employed ^{under local rules} in pursuance of the
orders issued in Memo No 25696 B1/46-2
Bd. d 22.5.46, should be given the
benefit of their past services for the purpose
of pay, increments, Seniority etc. The
period of their absence from duty from the
date of their removal from service to the
date of their re-employed re-employment
should be treated as one on such leave
as they are eligible for under the rules.

To The D.P.I.

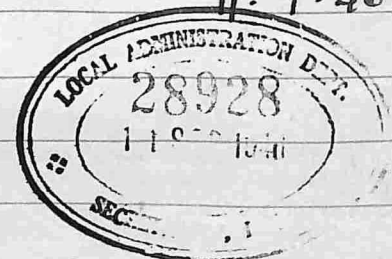
4946 9.9.46 9.9.46 9.9.46

P.T.O

2-25 the draft memo covers the cases
 Note: - It seems desirable to issue instructions
 in respect of teachers under all managements, also.
 The draft memo over leaf is for approval.

CPB
 9.9.46
 9.9.46
 10/9/46 / Hojw

Thru P. & C. T.
 RPH No 50156 B2-1
 11.9.46



L.A.
 LAD

The draft may be
 perused.
 11.9.46 / 11.9.46 / 12/9/46.

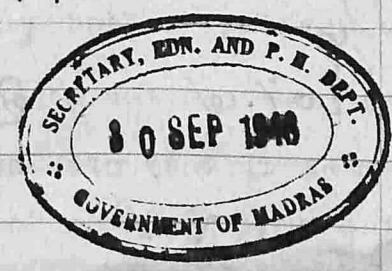
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 3 dis teachers, perused?
 done 12/9/46

ASST. SECRETARY TO GOVERNMENT
 14 SEP 1946
 54116
 EDUCATION AND PUBLIC HEALTH DEPT.
 RA No. 28928-1-G
 13.9.46

16 E & PH Dept B2. 3

The file may be circulated to H.M (Edn) and
 H.M. (L.A.) for approval of the draft on
 pages 1-2 ante

CPB
 17.9.46
 17.9.46
 17/9/46 / 18.9.46



TSA
 19.9.46
 H.M. (Edn.)

H.M. (L.A.)
 28/9

pg 7 (K)

With reference to the minutes of H.M (L.A.)
 on p2 ante, it will be seen from para (1)
 of para 3 of Memo No 25096 B1/46-2 Edn d22.5.46
 that the intention is that the teachers in

Question Should be re-instated in Service with full benefits of their past Services etc. Teachers who secured employment during the interim period will take their Rank below these teachers.

The instructions in Memo no 25096B1/46-2 Bdn d 22.5.46 were issued only after full examination of the question and H.M.C.A. also ^{saw} that file. The later

2 The file may be circulated to H.M.S (Bdn) and (L.A) for the approval of the draft memo on p1 ante.

CB 21.1.47. 21.1.47)

DM

23/1/47

3

1/1/47

(S) (LA)

TSA

8.2.47

07

15/2

The file could not be put up earlier as Govt. 1118 dated 5-6-46 was in another file and became available only a few days

