

Education & Public Health (1946) Department.

Ms. SERIES.

G.O. No. 2037 Education.

Dated the 26th October 1946.

[Despatch Abstract.]

Duncan Mr. S. - Assistant Superintendent of Stationery and Stamps - Grant of free return passage to England - Refused.

Stationery Office — Mr. S. Duncan, Assistant Superintendent of Stationery and Stamps - Grant of free return passage to England - Refused

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	379	Fin	5-5-26				
"	143	"	16-2-26				
"	315	"	30-3-25				
"	163	"	25-2-24				
"	572	"	7-6-20				

Further Papers.

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

FROM: M. Karamatullah Esq., I.C.S.,
THE SUPERINTENDENT OF STATIONERY,
(MADRAS) AT GUINDY,
SAIDAPET P.O.

To
The Secretary to Government,
Education and Public Health Deptt.
MADRAS.

No.A2/2325/46. DATED 28/8/46.

Free return passage - Mr. Duncan S. - Assistant
Superintendent of Stationery and Stamps -
sanction - requested.

1. Mr. S. Duncan, Assistant Superintendent of Stamps and Stationery,
was first appointed to the said post on Rs.400/- in 1920 for a period
of three years on agreement vide G.O.No.512 Finance dated 7-6-1920
Again as per G.O.No.163 Finance dated 25/2/24 he was re-engaged for a
further period of three years from 6/4/23 on a pay of Rs.600-50-700 per
mensem. Thereafter he was taken into the permanent service on a pay of
Rs.750/- per mensem in the scale of 500-25-700-50-1000 vide G.O.No.143
Finance dated 16/2/26.

2. In the proceedings of the Public Department No.315 dated 30/3/25,
his post was declared to be a "Special post". Benefits of the Special
leave rules were also granted to him in G.O.No.379 Mis Finance dated
5/5/26.

3. After the date of his compulsory retirement, viz. 1-11-43, he
was granted two extensions of service of one year each and was re-employed
(after retirement on 31-10-45) for a period of one year from 1-11-45 vide
G.O.No.Ms.1702 Education dated 26/10/45. His duties as Assistant
Superintendent of Stamps and Stationery will terminate on the after-noon
of 31-10-46 and he will finally lay down his office on 1-11-46 and will be
going home.

4. As per agreement executed by him in 1920, and renewed in 1923, he was
entitled to a free return passage on the termination of his agreement.
As he was retained in service in the Public interest beyond the period
of his engagement and granted extensions of service and re-employed in
the same post for one more year, thus keeping him employed continuously
until his final retirement, it is requested that Government will be
pleased to grant him a return passage on his final voyage homewards.

PK.28/8/'46.

M. Karamatullah
31/8/46

SUPERINTENDENT OF STATIONERY.

28/8

Done today
CWA 7/10
Very Urgent

CH 50980. From the Secy S, letter No. 42/2325/46 d. 28.8.46
Subject
Duncan Mr. S. Asst. Supdt of Staly and Stamp - Grant of
free return passage to England
Memo No. 50980 C2/46 - 2 Edn d. 7.10.46

CH 50980 d. 3
C2
3

32

The Secy S recommends the grant of a free return
passage to England to Mr. Duncan, Asst. Supdt of Staly and
Stamp who is due to quit service finally on 1.11.46. Mr.
Duncan is entitled to passages under the Superior Civil
Services Rules subject to certain conditions. The Secy S
requested to state whether Mr. Duncan has got any passage
left to his credit, for his journey to England. This
refce should be treated as very urgent.

The Secy S
3/10/46
CWA
5.10.46

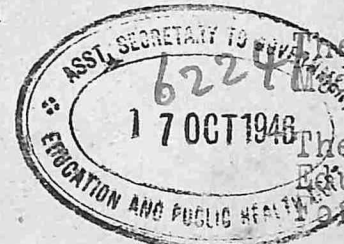
By
7.10.46

No.G.A.Pass.893..

Office of the Accountant General, Madras,
Fort St.George, Dated 15th October 1946.

From

To



The Accountant General,
Madras.

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

Sub.- Mr.S.Duncan - grant of free return passage to England.

Sir,

With reference to your Memo.No.50980-C-2/46-2, Education,
dated the 7th October 1946 on the subject noted above, I have the
honour to state that Mr.S.Duncan has no credit balance in his
passage account to meet the cost of his journey to the United
Kingdom on retirement.

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

rv.

W. Venkatarman
Assistant Accountant General.
SN

20/10/46
ca

21/10/46
ca
No. 58065 - from the S.O.s, letter No. B3.4370/45.d. 1. 10.46

subject

Stationery - paper for printing cloth rubin cards - local

purchase.

Memo No.

The S.O.s have brought to notice of Govt that there does

not seem to be any provision for printing cloth

rubin cards for use in the service to come and the matter

(5)

Do ~~141~~
~~267~~

p1 of CN 50980 - From the Sg 9, letter No 12/2325/46 d 28-8-46
p5 of " 62441 - From the A.G., letter No 9.A.Pas. 893. d 15.10.46

Subject

Duncan Mr. S - Asst. Supt. of Staly and Stamps - Grant
of free return passage to England - ~~Refused~~
Order 2037 Edu D 26.10.46
ms

70163 Fin
55.2.24

p80 (C)

The Sg 9 is informed that according to para 13 of
the contract renewed with Mr. S. Duncan Asst. Supt. of Staly
and Stamps in 1924, he is not entitled to the benefit of
free return passage home in ^{the event} of his eventual absence
in permanent Govt service. At the end of this period of
contract Mr. Duncan was made a permanent Govt servant
and ~~thereby lost his claim~~ ^{the clause was subsequently become inoperative} for a free return passage home.
Subsequently however, he became entitled to passages under
Part 10 of the Superior Civil Services Rules subject to certain conditions.

2/8

~~Since~~ The A.S. ^{now} reports that Mr. Duncan has no credit balance
in his passage account to meet the cost of his journey to
the United Kingdom. The Sg. S. is ^{therefore} requested to inform him
that no free return passage home can be granted to him

+ J. D. M.
15/1

20
J. D. M.

The Sg. S.
copy to A.S.
(See for S. f.)

18/10/46
W. A.
19.10.46

21.10.46

(6)

File No 50980 - From the Sg. letter No A2/2325/46 d. 28.8.46

Subject

Duncan Mr. S. - Asst Supt of Staty and Stamp - Grant of free return passage to England.

2512 Fin
7620

para 1 of the agreement on p 5 of C

para 14 of the agreement on p 6 C

163 Fin
5034

p 72 C

para 1 of agreement on p 5 of J

p 30 J

para 4 of

A

SRK

28.8.46

Mr. Duncan was recruited by the Secretary of State for India in 1920 on a contract basis for a period of three years for employment as Asst Supt of Staty and Stamp under this Govt on a fixed pay of Rs 400 p.m. He was provided with a second class passage to Bombay and with free second class travelling by rail and road from Bombay to Madras to join his appointment. One of the conditions of the contract was that the Govt will provide him with free second class travelling by rail and road from his station to his port of embarkation and with a second class passage back to England at the public expense provided that he shall actually quit the service in India and shall leave India on his return to England within such time as he may be directed. Subject to certain conditions. At the expiry of the contract period of three years, Mr Duncan was re-engaged ^{by Govt} on contract for another period of three years from 4-1-1923 on a pay of Rs 600-50-700 p.m. on conditions similar to those in the ^{and} first contract. Hence he was entitled to a free return passage to England at the end of his second contract period. Mr Duncan was however made a permanent Govt servant at the end of this second period of contract on a pay of Rs 500-25-700-50-1000 p.m. which was personal to him. He has thus continued in service in India and had no occasion to avail himself of the free return passage to England. Since Mr Duncan is to quit the service of Govt finally on 1-11-46, the Sg. recommends the grant of a free return passage to England. The recommendation of the Sg. may be accepted or it may be considered as unfulfilled obligation contracted by the Secretary of State for India in the first instance and by Govt in the second instance.

2. The case may be considered but and for remarks.

3. The Sg. has signed the letter to Govt in green ink. There is no formal order unless specially permitted by Govt. Lt Col. Macdonald was while he was Sg. was permitted to use green ink in signing letters to Govt.

Under G.O. 5704 d. 26.2.36. For orders whether the Supt
may be told that the use of green ink in signing letters to
Govt is not permissible or whether he may be permitted
to do so as in the case at (3).

12/9/46

I think we can let Mr. Karanmullah
to use any colour of ink he likes
without making a fuss about it.

SRK

14946

Extracts of para 3 of the note above and D.S. orders
have been taken for separate action since Secy has raised
certain queries on the subject. The case may be sent to
Pub. Sec. for remarks.

16/9/46

Smy

16946

No need to pursue to get the green ink
in to file. Pub. Sec. may see & agree to A
or P. ante.

B. P. C.

Pub. Finance

Public (Services) Department.

C.No. 2930/46

The facts of this case are as follows:- Mr. S.
Duncan, the present Assistant Superintendent of Stamps
and Stationery, was first appointed in 1920 on a contract
for 3 years. The contract provided, among other things,
for a return passage home at the end of the contract
period. This contract was renewed for another 3 years
in 1924 and the renewed contract also provided for a
similar return passage home. In 1926 he was made

G.O. No. 512 Finance dated
7-6-1920
(A) P. 62

Portm A on p. 102

G.O. No. 163 Finance
dated 25-2-1924 (C)

in a Para. 11 on p. 79
did

14394, dated 16.2.1926 (D) P. 30
concluding sentence in
paragraph 2 on p. 102

P. 80 of (C)

Para 13 of the contract
definitely says that Mr. Duncan
will not be entitled to the
benefits of clause 11.
23.8.46

P. 83 of bound book file below
P. 84 ibid

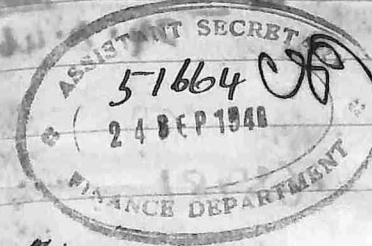
(B) P. 20

1 separate passages are concerned -
G.O. No. 205 Pub. (Ser) 10.2.1937

(W)

A 5/23.8.46

Pub (Ser) G.O. 2930/46-1
24.9.46



capacity. He is due to quit service on 1-11-1946. The
Superintendent of Stamps and Stationery has recommended
the grant of the return passage provided in the original
contract. E & P.H. support the recommendation.

2. Under para 13 of the contract as renewed in
1924, which relates to the conditions of Mr. Duncan's
service in the event of his eventually permanent
absorption under this Government, there is no provision
for the continuance of the return passage home pro-
vided in para 11. Hence it must be regarded that the
return passage home has lapsed.

3. Subsequent to Mr. Duncan's permanent absorption
under this Government, in the issuing rules determining
his conditions of service, provision has been made for
the grant of passages - see amendment II issued in
G.O. No. 1138 Public (Services) dated 4-11-1929 as
amended in G.O. No. 466 Public (Services) dated 5-4-1930.
Under the above amendments Mr. Duncan is entitled to
passages under the Superior Civil Services Rules sub-
ject to certain conditions. If under these rules
Mr. Duncan has any passages to his credit he can uti-
lize it for the final return journey home. E & P.H.
may consult the Accountant General on the point of
and then pass orders.

The file may be passed on to Finance.

BR 11/1946
23.8.46

23.9.46

P. 88/7

16/9/46

Fin (CESA)

The notes of GPH and Public Services may be
referred. This Dept may agree with the view of
Public Services above.
28/9/46 E.P.H.

EPH. Dept
C2

Please see the notes of Pub & Fin on p 2-3 auto.
With ref. to A' on p 2, and a draft on to the A'ly
is submitted.

3/10/46
CWA
5.10.46

7.10.46

[Forwarded as Memo to 50980 C2 p 2 Cdr d-7-10-46]
C2 62441 - from the A'ly, letter to C. A. Sec. 893 d. 15.10.46

The A'ly reports that Mr. Duncan has no credit
balance in his passage account to meet the cost of his
journey to the United Kingdom. In the circumstances
the S of S may be informed that Mr. Duncan cannot be
given a free return passage home.

A draft ^{order} is submitted. Finance may
see before issue.

18/10/46
CWA
19.10.46

7.10.46

Finance
Finance (C8R)

EPH 2016 50980 C2 p 2
- 3 Cdr

(Finance last saw on p 3 auto.)
The draft memo may be perused and
the case returned to EPH.

22.X.46
CWA
24.10.46

CWA
22.X.46

EPH
C2



EPH 57022 CWA
24.10.46



The draft order may now issue.

24/10/46
CWA
25.10.46

7.10.46

at present no return will be given until H93 p return will be made with the necessary papers.