

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

MS⁸ SERIES.

G.O. No. 2068 Edn

Dated

29-10-46

9

[Despatch Abstract.]

Leave - Mr. S. Duncan, Assistant Superintendent of Stationery and Stamps - Granted

Stationery Office - Mr. S. Duncan, Assistant Superintendent of Stationery and Stamps - Termination of re-employment and grant of leave - Orders passed.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	1617	Edn.	21-5-46				
"	334	"	18-2-46				
"	1784	"	2-11-45				
"	1752	"	26-6-45				
"	799	"	22-5-44				
"	1392	"	16-10-43				
"	285	"	23-2-43				

Further Papers.

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

Read. La 11 1702 Edm. Abbott

East Dept.

Subject

Public Services - Postal Services - Radio & Stationing
and Printing Service - Mr. Duncan, Asst. Secy of State
and Stamps - Termination of re-employment

Memorandum 45366 Ca/46-4 Edn d. 12.9.46

The Sgs is requested to inform Mr. Duncan that he will be relieved on 1-11-46 with reference to the l.o. quoted above.

To
The Ex^l ¹⁸⁹⁸
Office

✓ Copy to F₁.

27/5/46 2 Orders will issue separately in due ^{Course} the substitute for Mr. Duncan.

28.8.26

Reams
Hob
26946

SPK
28.846

4

Out today
10/10/46

Office of the Accountant.
Madras. ^{S.P.} ~~Genl~~ 19/10/46.
641

Forwarded.

The officer is eligible for the leave of
six months and 13 days applied for by
him from 1/1/46

~~U. P. Accounts Officer~~
Asst. Accounts Officer
19/10/46

To The Secretary to the Govt. of Madras.
Edn S.P.H. Dept.
Madras
C2011 Dept
C2

A draft order sanctioning leave to Mr. Duncan
has been sent to Fin. Its return may be awaited.

24/10/46
11/11/46

4 of (X)
1 of

Head. G.O. 1017 Cdn. No. 21.5.46
Memo. No. 45366 C2/46-4 Cdn. 17.9.46.
Subject: (4)

C2011 Dept 5
C2

Leave - Mr. S. Duncan, Asst. Supt. of Stamps and Stamps

Granted.

The following notification will be published
in the Madras Gazette: -
Notification

Mr. S. Duncan, Asst. Supt. of Stamps and Stamps

Not to
issue

granted] leave on average pay for 6 months and earned
leave for 17 days ~~average pay~~ in continuation, with effect
from 1-11-1946.

Mr. S. Duncan
Asst. Supt. of Stamps
and Stamps, Madras
The S.P.H.

15/10/46
16.10.46

17.10.46

The S.P.H. for full
to the P.S.H.

See

5

Read - Go 1392 Edn d. 16.10.43
" 1784 " 2.11.45
" 1017 " 24.5.46
Memo No 45366-4 Edn d. 17.9.46
C/o 45366 - From Mr. S. Duncan, letter d. 20.9.46
From the Sg S, Edt No A1.3354/46 d. 20.9.46
From the AG, Edt No G.4.588/641 d. 19.10.46
Subject -
Leave - Mr. S. Duncan, Asst Supt of Stamps and Stamps
- Granted -
Go 2068 Edn d. 29.10.46
In exercise of the powers conferred by Subsection
(5) of Section 241 of the Govt of India Act, 1935, H.E. the
Governor of Madras hereby ^{directs that} relaxes the provisions of
FA 86 ~~in favour of~~ Mr. S. Duncan Asst Supt of Stamps and
and that he be granted leave for
stamps ~~to avail himself of six months leave in respect~~
of his service prior to 1.11.45. ~~for 7.4.46~~

p2 - BK112

p76 - BK154

218

2. Mr. Duncan will be granted ^{in continuation} 17 days earned leave for the period of his employment from 1-11-45 to 31-10-46, which has been refused to him during the period of re-employment ^{but} ~~in the public interest~~.

3. The following notification will be published in the P.S.G. Gazette:—

Notification

Mr. S. Duncan, Asst. Supt. of Staty and Stamps, leave on average pay for 6 months and earned leave for 17 days in continuation with effect from 1-11-1946.

28/10/46
CWA
28.10.46

B. F. 1000

To Mr. S. Duncan
Asst. Supt. of Staty
and Stamps thro. the
Sof. S.
The Sof. S.
" A.C. thro. Fin
" S.O. for pubk
of the notit. in the Gazette
S.C.

Subject Mr. S. Duncan, Asst. Supt. of Staty and Stamps

(b)

Stationery Office - Mr. S. Duncan, Asst. Supt. of Staty and Stamps - Notice for termination of services

Mr. S. Duncan, Asst. Supt. of Staty and Stamps was retired from service with effect from 1-11-45 and re-employed for a period of one year from 1-11-45. ^{the period of} ~~the period of~~ re-employment expires on 1-11-46. He is to be given as a special case three months notice of termination of service within the period of re-employment instead of the usual one month's notice. Under Go No 1340 Pub (Ser) d. 10.6.46, the further re-employment of Mr. Duncan would appear to be inadvisable.

2. The post of Asst. Supt. of Staty and Stamps has been reserved for a war returned person - vide p. 17 of the pamphlet at (D). Recruitment has to be done by the Federal Public Service Commission. It is understood from Pub (Ser) that recruitment for reserved posts will be made by the Commission in consultation with or members of the work. It is therefore unlikely that a candidate will be available to take charge of the post of Asst. Supt. of Staty and Stamps on 1-11-46 even if the Commission successfully selects a candidate.

3. There is also a proposal under consideration separately for the amalgamation of the Press and the Stationery Office - a proposal which was considered once before and dropped. If the proposal materializes, there may be no need for the further re-employment of Mr. Duncan.

4. Mr. Duncan was specially brought out from England for this post and he is the only technical man in the Stationery Dept. Attention is also invited to the notes and orders in p. 4, 5 of Go No 799 Edn d. 23.5.44. For those reasons Mr. Duncan was re-employed for one year from 1-11-45.

Two alternatives are open for adoption:—

(1) to give notice to Mr. Duncan of termination of his services from 1-11-46 to Mr. Duncan; or

the period of
(2) to further extend his re-employment only till such
time as a war returned person selected by the Commission
is available to join the post.
For orders. Pub (Sec) may be requested to advise.

9/8/46
9.8.46 M — Pending the availability
of a War service candidate, Govt
has sanctioned the deputation of
Mr Siddique to undergo training
under Mr. Duncan. Duncan is to succeed
him on 1.11.46. This may be given to Mr Duncan.
Perkins N — A detailed
report from S. G. P. is awaited

9/8/46
9.8.46 The deputation of Mr. Siddique
was only as a safeguard in
case Mr. Duncan leaves suddenly
on 1.11.46.

In view of fair difficulties
I should be inclined to sound Mr. Duncan
if he would like to continue for
a short while more, say, up to
1.4.47.

Secy should see.



SRK

9.8.46

Box

45366
10.8.46

Box

Recommendation to Mr. Duncan to stay in India
for 3 months
he can't give him 3 months' notice as he is from
1.11.46. If he need arise he can be extended his
term by another month. we need not commit ourselves
for a head on 1.4.47.

9.8.46

Pub (Sec)

①

Public (Services) Department.

Under G.O. 1702 Edn. dated 26-10-45 Mr. S. Duncan was
re-employed for a period of ^{one} year from 1-11-45 subject to the
condition that he will be given 3 months' notice of termination
of services within the period of re-employment. The period of
re-employment will be over on 31st October 1946. The 3 months'
notice should have been served on him on 1st August 1946. 1st
August is past. Assuming that it will be possible to give the
notice on 1st September 1946 at the latest his period of re-
employment will have to be extended for one month i.e. till
the end of November 1946. This department may ^{suggest} that the
3 months' notice may be given as soon as possible ^{and} the period of
re-employment ^{extended} by a period necessary to cover 3 months'
notice. This will not in any case exceed a month.

2. With these remarks the file may be returned to the
E. & P.H. department who may be requested to circulate the case
to H.P.M. also.

13.8.46
13.8.46

The three months' notice required is "within the
period of re-employment". The exact meaning of this is
not clear. However as he was re-employed for one year
from 1/11/45 it seems Govt. can terminate his employment
on 1/11/46 if they want to

Pub (Sec) No.
1948/ub7
14/8/46

Box

H913

SRK



45966A

Please see p. 6 of G.O. No. 1702 Edn. dated 26.10.45
Mr. Duncan stated that the usual one month's notice
was too short a period as application for post
had to be sent to the officer on spl. duty, Defence
Dept., 3 months in advance. Hence he

③

Mr. Duncan was re-employed for a specific period of one year from 1-11-45. The provision in the order that he will be given three months' notice within the period of reemployment can only be construed as meaning that three months' notice will be given if his services are to be terminated before 1-11-46, i.e., before the expiry of the period of re-employment. If his appointment is to terminate on 1-11-46 there is no question of giving him any notice.

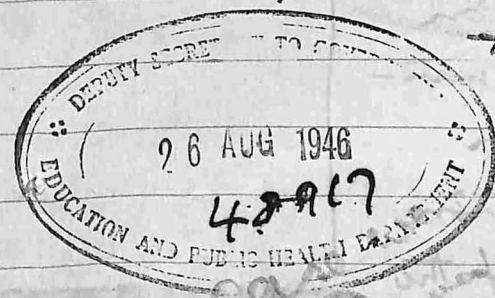
22/8/46

23/8/46

Σ4PH

C2

Legal u.o. 6051C-1
22/8/46



Fin and Legal have agreed with Adl. C.S. that the services of Mr. Duncan can be terminated on 1-11-46, ~~and that this~~ without giving any notice.

The question of giving three months' notice will arise only if the services of Mr. Duncan are to be terminated before 1-11-46. The S of S may ^{however} be asked to inform Mr. Duncan that he will be relieved on 1-11-46.

A draft on to the S of S is submitted. 2. The Commission proposed to recruit ^a returned persons for the post of Asst. Secy of State & Secy for during the period from 2-10-46 to 1-10-46.

According to 1. Memo No. 2013/46-4 (P.H. Sec), d. 14-8-46, appointments of war service candidates to the reserved vacancies in the Parent & Subordinate Services should be suspended until further orders. If a candidate is selected for the post by the Commission, it may be possible for him to join the post on 1-11-46 only if orders in this respect are issued by Govt by that date. Otherwise Mr. Siddique of the Govt Secy will relieve Mr. Duncan on 1-11-46.

3. The case may be circulated to Adl. (C.S.) & H.P.M.

27/8/46

CWA
28.8.46

would be given as a special case three months' notice for termination of services within the period of reemployment. Recently in connection with the refusal of leave to Mr. Duncan, he has been informed that he will be given leave from 1-11-46, and that he will be allowed to avail himself of the six months' leave refused in G.O. No. 1784 E.D. d. 2-11-45 along with the 17 days earned leave for the period of re-employment.

2. Fin may also see for remarks prior to circulation to H.P.M. and H.P.M.

SRK

15.8.46

Fin

ASST.

Fin (Pen.)

As observed by the Chief Secy. on p. 3 above, it is permissible to terminate Mr. Duncan's re-employment on 1-11-46, since the present sanction is only ~~for~~ for 1 yr. from 1-11-45 & the issue of 3 months' notice would be required only in the event of sub. terminating his service before the expiry of the term of 1 year.

The case may be returned to E.P.H.

15/8/46

16/8/46

Σ4PH

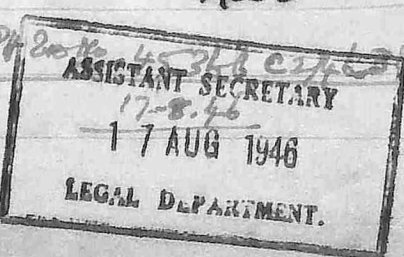
Σ4PH

Will Legal please see & confirm A above quickly?

SRK

17.8.46

Legal



Mr. Duncan may be relieved on 31.10.46 a.u. or 1/11/46 f.u.

If no substitute can be appointed we can let one of the Asst Secytlbs in the Press to take over pending appointment. Mr Siddiqui is being trained under Mr Duncan now.

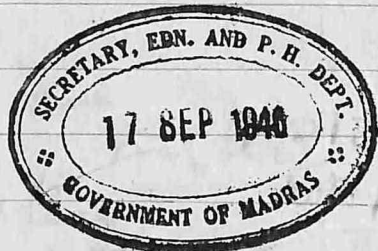
SRK
28.8.46

H.R. (Edn)

T.S.A.
H.8-46

H. PM

28/16/9/46



[Issued as Memo No 45366 E2/46 - 4 Edn. d. 17.9.46]

Please see Go 1017 Edn. d. 21.5.46 refusing leave to Mr Duncan. A draft order ^{she} may be sanctioned from 1-11-46 ^{to} be submitted. A draft order is submitted.

2. Fin may see before circulation.

15/10/46

wa
16.10.46

17.10.46

Finance

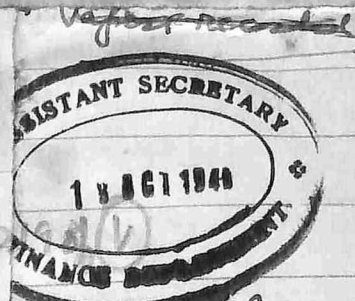
Fin (CR)

Fin (CR)

(Per Fin note on p.4 above)

Please see the draft order.

In his letter no. G.A.10 S.P. 1226 & 28-11-45, the AG enquired whether orders relating to 7A.86 will be issued in the case of Mr. Duncan when the 6 months leave is sanctioned to him on the termination of his service. This Govt then informed the AG that his presumption is



565/2 CR

Wt

3

correct. See pp 19-20 of 1784 EPH & 2-11-45. EPH may be requested to modify the Draft and sanction the leave in relaxation of 7A.86, as suggested by the AG.

Subject to the above remarks the draft may be accepted.

21-10-46



21.10.46

24/10/46

EPH

C2

A revised draft order is submitted with reference to the note of Fin above. It may issue.

2. The question of granting Mr Duncan 6 months leave at the end of his extended period of duty was decided

* The case was

7/2/46

in circulation when leave was refused to him in 1943-44.

* Go 1392 Edn. d. 16.10.43. Hence the case need not be decided.

1/2/46 X Recently in refusing leave to Mr Duncan, the case was at to

Go 1017 Edn. d. 21.5.46

1/2/46

H.R. (Edn). Hence the case need not be decided now.

28/10/46

wa
28.10.46

28.10.46

Finance

197-20-11-A HGS NRI, J^{rs} P-10-11-2. James
has placed it before at last in new
of A F of relations in new int. relations
all int. put together as suggested by the A.F.
int. put same under int. of High?
The A.F. in new place.

10/10/2022

10.00

Chavez