Sectt. II-27—39,001—24-10-4.

(1940) Department.

SERIES.

G.O. No. 33 Edn.

Dated 2-1-1940.

[Despatch Abstract.]

Establishment - Board High School, Timmvarur - Sri K. Venkatarama - L.T. Assistant - Claim for arrears of salary - Petition against the orders of the Director of Public Instruction - Rejected.

G.O.	No.	Department.	Date.				
M.S.	1700.	Edn.	3-9-40.	P.	4619.	L.& M.	20-9
"	189.	L.& M.	16-1-36.				
P.	2834.	L.A.	16-10-41.				
"	444.	Edn.	22-2-38.				
"	690.	L.& M.	21-3-35.				
"	5025.	"	20-11-34.				

From

K.Venkataraman, M.A.,L.T.,
Assistant,
Board High School,
TIRUVARUR.

SECT. SECRETARY TO GOVERNMENT
1 AUG 1945
EDUCATION AND PUBLIC HEALTH DEPTT.

To

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

37803

Through

The President,
District Board,
TANJORE.

Through

The Headmaster,
Board High School,
TIRUVARUR.

Ref: (1) Proceedings of the Director of Public Instruction, Madras -Dis.No. 486/45 dated 14-2-45 rejecting my request for reconsideration of my claim for arrears of Salary. (Enclosure A)
P.7 indra
(2) My appeal dated 28-10-1943 to the Director of Public Instruction, Madras for consideration of my - claim for arrears. (Enc. B)
P.9 indra
(3) My appeal dated 6-12-44 to the Director of Public Instructon, Madras for reconsideration of my claim for arrears. (Enc. C.)
PP.17-19 indra

Sir,

I beg to submit the following for your kind consideration and favourable orders.

I was appointed as a permanent L.T. Assistant on Rs.100/- in the saale of Rs.100-5-150 on 1-9-1932 and I continued as such - till I was ousted on 13-8-1934 after nearly 2 years of permanent - service and I was appointed on the same day as a permanent Secondary Grade Assistant and I was posted as a temporary L.T. assistant on Rs.80/- in the then revised scale Rs.80-4-120. On 1-11-34 my pay as a temporary L.T. assistant was reduced to Rs.65/- in the Government scale Rs.65-5/2-100. My temporary L.T. post ceased on 24-5-1935 and I reverted to the Secondary Grade post and worked - as such till 15-6-1937 with a brief spell of promotion to the L.T. cadre in a leave vacancy of 2 months from 5-1-1937 to 4-3-1937. I continued to work as an L.T. Assistant from 15-6-1937 and I was - confirmed as an L.T. assistant on 5-2-1940.

I beg to submit that my pay on the first day of my service was Rs.100/- and after reappointment to the L.T. cadre my pay was refused to be fixed at Rs.100/- by the District Board. I could not raise the question of my pay while I worked as a temporary L.T. assistant. After confirmation I appealed to the District Board to fix my pay at Rs.100/-. I sent in a number of petitions to the President, District Board, Tanjore on 31-8-1940, 6-1-1941, and 9-4-1941. Then I appealed to the Director of Public Instruction on 5-12-41 and got my pay fixed at Rs.100/- as per proceedings R.C.No.2310-G/41 dated 26-6-1942 and letter dated 10-9-1942 of the Director of Public Instruction, Madras. This order was given effect to from 19-9-1942 the date of the District Board order Dis. No. 48634/41-A-13 dated 19-9-42 (Enc.I to Enc.B.) Then I appealed for arrears of salary to the President, District Board on 15-3-43 and again to the Director of Public Instruction, Madras on 1-11-43 resulting in Dis.No.1896/44 dated 22-5-1944 (Enc.I to Enc.C) Again I appealed to the Director of Public Instruction, Madras for reconsideration of my arrear claims on 6-12-1944 and this was rejected in DisNo. 486/45 dated 14-2-1945 (Enc. A).

P. 11 infra

P. 21 infra

P. 7 infra

I beg to submit that I have been appealing to the President, District Board and to the Director of Public Instruction all these years and my pay has been fixed at Rs.100/- only from 26-6-42 thus ignoring the long period of my service as an L.T. assistant prior to that date. The question of my pay was raised by me soon after confirmation in the L.T. cadre and I beg to submit that I should not be penalised for the inordinate delay on the part of others.

I have already been subjected to a lot of hardhip during my service in this Board. I was retrenched after 2 years of permanent service. Then my claim for promotion to the L.T. cadre was overlooked very often. The bifurcation of the District Board and the subsequent amalgamation has made my once juniors now my seniors. My confirmation was delayed considerably. Hence I beg to submit that my claim for arrears of salary be considered with the greatest

sympathy.

The arrears of salary now claimed by me amounts to - Rs.2118-10-0 as worked below.

Period of Service in the L.T.Grade.					Pay drawn.	Difference claimed per month.	Arrears for the period.		
From	To	Y.	M.	D.					
					Rs.	Rs.	Rs.	A	P.
13-8-34	30-10-34	0	2	18	80/-	20/-	52	0	0
1-11-34	23 6 35	0	7	23	65+2½	32½	252	7	0
5-1- 37	4- 3 37	0	2	0	65+2½	32½	65	0	0
5-6-37	14- 6 39	2	0	0	75+5	30	720	0	0
-6-39	14-6-42.	2	0	0	70	30	720	0	0
15-6-41	25-6-42.	1	0	11	75	25	309	3	0
							2118	10	0

In conclusion, I beg to submit that you may be pleased to consider the severe harships to which I have been subjected and to consider my claim for arrears of salary with the greatest sympathy and consideration and to issue orders sanctioning the amount of - Rs.2118-10-0 claimed by me as arrears of salary for the periods - during which I worked as an L.T. assistant drawing a salary which was by far less than the salary which I drew as an L.T. asst. even on the first day of service.

I beg to remain,

Sir,

Your most obedient servant,

G. Venkataramanan

11/8/1945

Board High School,
TIRUVARUR?
14-8-1945.

E. & P.H. (B).

The original of the petition, (received) thro' the proper channel, may be awaited till ~~1-10-45~~ 20/9/45

27/8/45.

20/9/45

Enclosure-A.

Proceedings of the Director of Public Instruction of Madras.

Dis.No.486/45 dated 14-2-1945.

Sub: Petition-Sri K.Venkataraman, Asst.-Secondary Schools-District Board, Tanjore for arrears of Salary.

Read: Petition dated 6-12-44 from Sri K.Venkataraman and (ii) Endt. L.Dis-35911/44 A-13 dated 26-12-44 of the President District Board, Tanjore.

The Petition is rejected.

Sd. T. Suryanarayana,
For Director of Public Instruction.

Tue copy/ for warded/ By orders

Sd. V. Srinivasan,
Superintendent.

To

The Presient, District Board, Tanjore.
Copy to Sri K.Venkataraman through the P.D.B. Tanjore.

D.Dis.No.5374/45

Forwarded.

Sd. A. Alagappa Mudaliar,
For President.
Dist.Board, Tanjore.
22-2-1945.

ENCLOSURE 2.

(6) 9 (6)

From

K.Venkataraman, M.A.,L.T.,
Assistant,Board High School, Orathanad.

To

The Director of Public Instruction, Madras.

Through

The President, District Board, T A N J O R E.

Through

The Headmaster, Board High School, ORATHANAD.

Ref: 1. The order of the President, District Board, Tanjore D.Dis.No. 48634/41 dated 19-9-42 fixing my pay at Rs.100/- per mensem in the scale of Rs.65-5/2-100 as per proceedings R.C.No.2310-G/41 dated 26-6-42 and the letter dated 10-9-42 from the Director of Public Instruction, Madras (Encl.I)

2. My petition to the President, District Board, Tanjore dated 15-3-43 requesting that the difference between Rs.100/- and the pay actually drawn by me for the periods I have ~~xxxxxx~~ worked as L.T. assistnat be disbursed to me (Encl.II)
3. The Order of the President, District Board, Tanjore L.Dis. A-13-8828/43 dated 29-4-43 communicated to me on 5-5-43 refusing to reconsider the orders already passed(Enclosure III)

Sir,

I beg to submit the following for your kind consideration and favourable orders.

I was a permanent L.T. Assistant drawing Rs.100/- in the scale of Rs.100-5/1-150 from 1-9-32 to 13-3-34 when I was retrenched and was posted as a permanent Secondary Grade Assistant, but was given a temporary L.T. Post in which I served drawing Rs.80/- a month in the then revised scale of Rs.80-4-120. On 1-11-34 the scales were revised by the Government and my pay was reduced to Rs. 65/- in the scale of 65-5/2-100. On 24-6-35 I was reverted to my permanent Secondary grade post. Again I was given an L.T. post on 15-6-37 and since then I have been serving continuously as an L.T. Assistant.

I beg to submit that on my reappointment to the L.T. cadre my pay as L.T. assistant was not correctly fixed and since a series of my requests to the President, District Board dating back to 23-1-40 were not considered, I preferred an appeal on 5-12-41to the director of Public Instruction as a result of which he was pleased to fix my pay as L.T. assistant at Rs.100/- per mensem in his order D. Dis.No. 48634/41-A-13-dated 19-9-42 (Encl. I) This order was given effect to from 19-9-42 only, though I was entitled to be paid at that rate for all the periods I have worked as L.T. assistant Viz.

From 13-8-44 to 24-6-35 & From 5-1-37 to 4-3-37 and
From 15-6-37 to 18-9-42.

I beg to submit that I submitted a petition on 29-4-43 to the President, District Board, Tanjore requesting him to pay me the arrears of pay for the above periods (Enc.II) and the petition was refused consideration (Enc. III)

Since I have been submitting petition after petitions to the President ever since 23-1-1940 to fix my pay at Rs.100/- and since the matter was under correspondence all these years, I humbly request that my claim for arrears may be caused to be reexamined and the difference between Rs.100/-and the pay actually drawn by me for the period I have worked as L.T. Assistant may be kindly sanctioned to me.

I beg to remain,
Sir,
Your most obedient servant
Sd. K. Venkataraman.

Board High School, Orathanad,
26-10-1943.

True Copy to Venkataraman.

Enclosure II.

Tiruvarur,
15-3-1943.

From

K. Venkataraman, M.A., L.T.,
L.T. Assistant,
Board High School, TIRUVARUR.

To

The President,
District Board, Tanjore.

Through

The Headmaster,
Board High School, Tiruvarur.

Sir,

With reference to your D.Dis.No.48634/41-A-13-D/19-9-42 I beg to bring the following to your kind consideration and favourable orders.

In the order referred to above, my pay has been fixed at Rs.100/- per mensem in pursuance of my appeal to the Director of Public Instruction dated 5-12-41 and the proceedings of the Director dated 26-6-42 and his letter dated 10-8-42. The order is given effect to from 19-9-42 the date of the District Board Order ignoring the previous services as L.T. and the pay I received. In R.C. No. 5451 D.B. of 32 dated 23-8-32, I was appointed permanently as an L.T. asst. and I continued to receive the pay of Rs.100/- till 13-8-34. Though technically ousted and given a permanent - Secondary grade assistant post from 13-8-34, I continued to serve as a temporary L.T. asst. from that day but the pay was however reduced to Rs.80/- for no fault of mine. I have represented in my appeal that this reduction was a piece of injustice to me as per G.O.No.48961-A-1 L & M dated 20-11-34. The Bifurcation of the - District Board resulted in another injustice to me in so far as 2 L.Ts. junior to me have been fortunate enough to be confirmed before me in the other part of the bifurcated District Board.

Again, I was unjustly denied L.T. vacancies when they arose and for 2 years from 24-6-35 to 15-6-37 I was a Secondary grade assistant though there was all along an L.T. post vacant but not filled up as represented in my appeal. I have been - working continuously as an L.T. Asst. from15-6-1937.

My pay has been fixed at Rs.100/- from 19-9-42. I have worked as an L.T. asst. during the period mentioned below and the pay I drew in the corresponding periods is given.

From 1-9-1932	to 13-8-1934.	Salary.	Rs.100/-	
From 13-8-1934	to 1-11-34	"	80/-	
From 1-11-34	to 24-6-35.	"	65/-	
			Plus personal pay Rs.5/- with a cut of 50% in the personal pay ie., pay - actually recd.	Rs.67½/-
From 5-3-1937	to 4-3-37	Rs.65/-		Do.
From 15-6-37	to 14-6-39	Rs.65/-		Do.
From 15-6-39	to 13-6-41	Rs.70/-		
From 15-6-41	to 18-9-42	Rs.75/-		
From 19-8-42	onwards	Rs.100/-		

I request that in the application of the order No. 48634/41-A-13 of 19-9-42, you will be pleased to issue orders sanctioning me to the difference between Rs.100/- and the pay actually received for the periods I have worked as an L.T. asst.

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

Sd. K. Venkataraman.

True copy
K. Venkataraman

ENCLOSURE III

(2) 15

(2) 8

Tanjore District Board Office,
Dated 29-4-43.

D.Dis. A-13-8828/43

To

The Headmaster, Board High School, Tiruvarur.

Establishment-Secondary Schools-Board High School, Tiruvarur-
Sri K.Venkatarama Ayyar-L.T. assistant -Difference of pay claimed.

Orders already passed cannot be reconsidered.

True Copy

(True copy forwarded by order)

Sd. K. Ramaswami Ayyar,
For President.

Enclosure (9) 17 (9) 9

From

K.Venkataraman, M.A.,L.T.,
Assistant, Board High School, ORATHANAD.

To

The Director of Public Instruction,
MADRAS.

Through

The President,
District Board, TANJORE.

Through

The Headmaster, Board High School, ORATHANAD.

Ref: Dis.No.1896-44, Dated 22-5-44 of the Director of Public Instruction, Madras, Communicated to me by the President, District Board, Tanjore on 10-6-44 Enclosure (1)

Sir,

I beg to submit that my claim for arrears of salary may kindly be reinvestigated on the following grounds:-

History of my service at a glance.

1-9-1932 Appointed as a permanent L.T., Assistant on Rs. 100/- in the scale of 100-5-150 for M.A.,L.Ts.

13-8-'34 ~~SALARY~~ Ousted as a measure of retrenchment, confirmed in the Secondary Grade and posted as a temporary L.T. assistant on Rs.80/- in the revised scale of 80-4-120.

1-11-1934. Salary Rs.65/- in the provincialised scale of -- Rs.65-5/2-100.

24-6-35 Reverted to the Secondary Grade.

5-1-37 to 5-3-37 Acting L.T. assistant.

15-6-37 Appointed in the L.T. cadre.

5-2-40 Confirmed as L.T. Assistant.

20-6-41. Two increments sanctioned.

26-6-42. Salary Rs.100/- as per the Government Orders.

2. I beg to point out that after reappointment in the L.T. Cadre on 15-6-37, my confirmation and sanctioning of increments were delayed for a long time though the rules of probation do not apply to me having been entertained in September 1932 and though there was an L.T. vacancy in which I could have been confirmed as proved in paragraph (4) of my first appeal to the Director of Public Instruction, Madras on 5-12-1941-Enc.(2) Before confirmation I dared not apply for fixing my pay at Rs.100 As soon as I was confirmed I submitted a number of requests to the President, District Board, Tanjore, and then to Government as detailed in paragraph. (4)

3. Hence I beg to submit that I could not have made my request earlier under the circumstances.

3. My case should not be considered as one of refixation of pay. Even on the first day of my service I drew a salary of Rs.100/- and only the barest justice has been meted out to me in fixing my pay at Rs.100/-. As I have pointed in my appeal -Enclosure 2, my confirmation was delayed, my Seniority was overlooked and my juniors have become my seniors owing to

the bifurcation and subsequent Amalgamation of the District Board. I have thus been subjected to severe hardship and my case deserves to be treated with fairness, justice and kind consideration.

(I) 4. Again as per G.O.No.2834, L.A., dated 16-10-41 arrear claims may be allowed up to a year before the date of detection that is, the date on which the underpayment is detected or brought to the knowledge of the President, District Board. My first appeal to the President, Tanjore for confirmation and fixation of pay at Rs.100/- was made on 23-1-1940 and I was confirmed on - 5-2-1940. My next request to the President was made on 31-8-40 and I received no reply. I repeated my request on 6-1-41 and this - request was promptly refused to be complied with in N.Dis. A 13 1224/41, dated 7-1-41 communicated to me on 24-1441 Enc. (3). I made a request for reconsideration on 9-4-41 resulting in P.D.B's Order R.C.A.13 16711/41, dated 6-6-41-Enc. (II). Then I preferred an appeal to the Director of Public Instruction, Madras, on - 5-12-41, resulting in R.C.No.2310-G/41 dated 26-6-42 and letter, dated 10-9-42 of the Director of Public Instruction, Madras. A copy of this order has since been refused to be furnished to me by the President in his L.Dis. A-13-28482/44, dated 15-10-1944. The above Government Order fixing my pay at Rs.100/- was first given effect, from the date of the District Board Order Viz., 19-9-42 and not even from the date of the Governemnt Order. I requested the President to pay me arrears of salary for the periods I acted as L.T. assistant. When this was refused I appealed to the Director of Public Instruction again resulting in order Dis No.1696/44 dated 22-5-44 of the Director of Public Instruction, Madras. In as much as I have been appealing to the President, District Board and the Government for a long time and as I have pointed out in Paragraphy 2 above I could not have made my request earlier, I request you to investigate and sanction my belated claim of arrears of pay.

(I) 5. In conclusion I beg to submit that paragraph 2 of G.O. No. 2834 L.A., dated 16-10-41 allows payment of arrears for - periods exceeding one year prior to date of detection in special cases. I request you to treat my case with the greatest considera tion and sympathy and give me the benefit of this rule and sanction arrears of salary for the periods I acted as L.T. asst.

I beg to remain,
Sir,
Your most obedient servant,
Sd. K. Venkataraman.

Board High School, Orathanad.
6-12-44.

(True copy.) K. Venkataraman.

Enclosure C-(1)

Proceedings of the Director of Public Instruction, Madras.

L.s. No. 1896/44 dated 22-5-1944.

Local Board Institutions-Secondary schools-Tanjore District - Board-Petition Sri.K.Venkataraman for payment of arrears of pay orders passed.

Read: Petition from Sri.K.Venkataraman, dated 28-10-43.
Letter from the President, District Board, Tanjore, No.A-13-30797/43 dated 9-3-1944.

In consultation with the Examiner of Local fund accounts, the director of Public Instruction is pleased to order that the petitioner Sri K.Venkatarama Ayyar be paid arrears of salary for the period from 26-6-42 to 18-9-42. His request for payment of arrears for the period prior to 26-6-42 is refused.

Sd. T. Suryanarayana,
For Director of Public Instruction.

True copy.
Order received by me on 10-6-1944. K. Venkataraman.

(12) Enc (2) 23

(12)

From

K. Venkataraman, M.A.,L.T.,
Asst. Board High School, TIRUVARUR.

To

The Director of Public Instruction, MADRAS.

Through

The President, District Board, TANJORE.

Through

The Headmaster, Board High School, TIRUVARUR.

Sir,

I beg to bring to your consideration and favourable orders the following memorial to revise the orders R.C.A.13-16711-41, dated 6-6-41 (Enc. I) issued by the Tanjore District Board on my appeal dated 13-4-1941. The facts of the case are detailed below.

1. I was appointed as a permanent L.T. assistant in R.C. No. 5451 D.B. of 32 dated 22-8-32 in the scale of 100-5/1-150. I served for 2 years from 1-9-32 to 12-8-34 receiving Rs.100/- and my increment paper was pending I was ousted as a measure of retrenchment since the District Board abolished 6 L.T. posts from 13-2-34. However, I was retained in the service as a permanent Secondary grade Asst. but was immediately posted as a temporary L.T. assist. and I served in that capacity till 24-6-35. Thus I continued as an L.T. assistant drawing Rs.80/- being the initial salary in the revised scale for L.T.'s viz. 80-4-120. I beg to represent that the District Board had done me an injustice by failing to fix my pay at Rs.100/- the salary I was then drawing and which also lay within the ambit of the new scale, and as such was my legitimate pay as per G.O.No.48961-I A-IL & M, dated 20-11-34. I beg to submit that I was treated as a new entrant which was not the case.

2. In December 1934 when I was in the temporary L.T. service the Board was bifurcated and I was drafted to the East Board. This resulted in serious injustice being done to me. At that time there were two other assistants, L.Ts. serving in the Secondary grade, and juniors to me in LT. service, but being fortunate enough to be drafted to the West Board, they have now become my seniors. One of them Mr.V.S. Subramania Ayyar continued to serve as an L.T. assistant from 6-4-1935 without any break as could be seen from enclosure II and the other Mr. Sivagurunathan Pillai was made to act as an L.T. at Orathanad in the place of Mr. Arunagirinatham Pillai who left service for good in October 1934, even prior to bifurcation. Considering my claims as a retrenched L.T., that post should have been given to me & had I been in justice posted so at Orathanad my status would not have affected at all in spite of retrenchment. However, as it was Messrs. V.S.Subramania Ayyar and Sivagurunatham Pillai were confirmed as L.Ts. without any break while I, who was unfortunately drafted to the East Board was reverted to the Secondary Grade on 24-6-1935.

3. Again in the East Board when L.T. assistants took leave Mr.G.S. Lakshmanaswami Naidu, a new entrant, was posted to act from 5-12-35 to 11-12-35 at Nannilam, and again from 17-12-35 to 22-1-36 at Kodavasal and again from 17-8-36 to 21-5-37 at Tiruvarur. All this time my claims were unjustly overlooked owing to no fault of mine and this added to the injustice done to me consequent on the bifurcation and helped to keep me d... without legimate promotion.

4. Again in R.C. A.13-12621/40 dated 20-4-1940 it was ordered that Mr. V. Govindarajalu Naidu who was ordered to do duty as temporary assistant at Tiruvarur be absorbed in one of the two vacancies of L.T. assistants in the school. This post has all along been kept vacant and it could have been given to me but was unjustly denied.

5. Under the circumstances mentioned above, I beg to represent that I should be deemed to have been an L.T. Assistant in spite of retrenchment since there was always an L.T. post available to be given to me in the L.T. cadre, but for some reason or other I was unjustly kept down owing to circumstances beyond my control, and for which I am not to to blamed.

6. I served as a Secondary Grade Assistant from 24-6-1933 to 15-6-37 and from the latter date I was posted to act as L.T. and I continued to serve in that capacity when in R.C.No.A.13-23088 D.B. 39 dated 5-2-40 I was made permanent on a Salary of Rs.65/- plus P.A. Rs.5/- in the new scale. ~~XXXX~~ Let me be permitted to state that I did L.T's work even while in the Secondary Grade owing to the shortage of Mathematics hands in the East Board. As an L.T. Assistant I was allowed to draw a salary of Rs.65/- and a personal pay of Rs.5/- only without giving me the bebefit of G.O.No.690 L & M dated 21st February 1935 according to which my pay could have been fixed at Rs.80/- as I was drawing that pay on 31-10-1934 though as mentioned in para 1 my pay ought to have been Rs.100/-

7. I further beg to represent that the present post is sustantially identical with that which I held before retrenchment as the work devolving on me is of the same nature.

8. I most humbly beg you to consider:

(a) that I was drawing Rs.100/- as an L.T. assistant before I was retrenched;
(b) that there has always been an L.T. vacancy in which I could have been appointed but unjultly denied;
and (c) that the nature of the work done by me has always been the same. I pray that you may be pleased to issue orders fixing my pay at Rs.100/- which was the pay on which I started in the Board service.

9. In this connection I may be permitted to refer to G.O. No. 5025 L & M dated 20-11-34 allowing reconsideration of cases of real hardship and the G.O.No. 48961-1-A. L & M dated 30-11-34 permitting the fixing of salary in the revised scale at a point correspondings to the pay drawn on 31-10-34 which in my case though Rs.80/- ought ~~to~~ to have been Rs.100/- as has been represented in para 1 and thse G.O.s may be liberally interpreted in my favour owing to the peculiarly hard and unfortunate conditions that ~~will~~ intervened and the technical objections if any may be waived in my favour and orders issued giving me the benefit of the initial pay of Rs.100/- which I drew when I entered service.

In conclusion, I most humbly beg to submit that the order of the Board R.C.A.13-16711-41 dated 6-6-41 (Enclosure I) refusing my request hits me hard and I request you will be pleased to consider the injustice done to me and right the wrong by graciously fixing my pay as an L.T. assistant at Rs.100/- even as an act of mercy, from 15-6-37 the date from which I have been continuously serving as an L.T. Asst.

In the alternative since Rs.100/- is the maxium of the present scale I request you to sanction advance increment so as to enable me to draw a salary of Rs.100/- which I drew even on my first appointment as an L.T. Assistant.

I beg to remain,
Sir,
Your most obedient servant,
Sd. K. Venkataraman.

Board High School, Tiruvarur,
Dated 5-12-1941.

(True Copy) K. Venkataraman

(14)

PROCEEDINGS OF THE PRESIDENT, DISTRICT BOARD, TANJORE.

R.C.A.13 16711/41 dated 6-6-1941.

27/14

(14)

Sub: Establishment-Secondary Schools-Board High School, Tiruvarur Sri K. Venkatarama Iyer, M.A.,L.T., Assistant fixation of pay - at Rs.100 per mensem and treatment of his service in the Secondary grade as service in the L.T. cadre requested.

Read: R.C.No. 1/41 dated 15-4-41 from the Headmaster, Board High School, Tiruvarur.

Order:- The assistant is informed that as the rules stand at - present, request cannot be complied with.
2. As he has put in continuous service in the L.T. cadre only from 15-6-37 his personal pay of Rs.5/- will be absorbed in the increment which was due to him from 15-6-39 and his pay will be Rs.70/- per mensem from that date.
3. The Headmaster is requested to submit an increment certificate for approval.

Sd. L. Margasahayam,
For President.

(True copy.) K. Venkatarama.

(15) 29 (15) 15

PROCEEDINGS OF THE PRESIDENT, WEST TANJORE DISTRICT BOARD.
D.B. of 35 D/6-5-1936.

Read: R.C.No.1 of 35 dated 1-4-35 from the Headmaster, Board High School, Orathanad, reporting that M.R.Ry. S. thathachariar B.A.,L.T., assistant of his school died on 29th March 1935.

ORDER: M.R.Ry. T.P. Sundaresa Ayyar, B.A.,L.T., Secondary Grade Assistant, B.H.S. Orathanad and temporary L.T. Assistant B.H.S.Pattukkottai is appointed to act as an L.T. Asst. in the B.H.S. Orathandd vice M.R.Ry. S. Thathachariar B.A.,L.T., deceased. He will continue as temporary L.T. Asst. in the B.H.S. Pattukkottai and join duty in the B.H.S. Orathanad, after the reopening of the school.

2. M.R.Ry. V.S. Subramania Iyer, B.A.,L.T. acting Secondary Grade Asst B.H.S. Orathanad in appointed to act as L.T. Asst. in the same school vice M.R.Ry. T.P.Sundaresa Iyer B.A.,L.T., acting as L.T. asst.

3. A.SundaraLingam B.A. Assistant, Tanjore is appointed to act as Secondary grade Asst. B.H.S. Orathanad vice M.R.Ry. V.S.S. Acting Secondary grade assistant on other duty as acting L.T. Assistant will draw Rs.25/- per mensem.

Sd. L. Marghasahayam,
for President.

True copy.
G. Venkatarahan.

Enclosure. 3.

From K. Venkataraman, M.A.,L.T.,
Asst., Board High School, Tiruvarur.

To The President, District Board, Tanjore.

Through The Headmaster, Board High School, Tiruvarur.

Sir, I beg to submit the following for your kind consideration and orders.

I was first appointed on 1-9-32 as a permanent L.T. asst. on Rs.100/- in the scale of Rs.100-5-150. I was retrenched on 13-8-34 and posted as a permanent Secondary grade Assistant. I have been acting as an L.T. assistant continuously from 15-6-37 and have been confirmed as an L.T. Assistant in the permanent post which I held from 12-7-37 in - R.C.No.A-13 23088/40 dated 14-12-40.

I beg to request you to consider the fact that as a permanent L.T. asst. I have drawn for 2 years a salary of Rs.100/-. It happens to be the maximum of the present scale of pay 65-5/2-100. So I request you to fix my pay as an L.T. assistant at Rs.100/- from the date of my continuous service in the L.T. cadre viz. 15-6-37.

I beg to remain,
Sir,
Your obedient servant,
Sd. K.Venkataraman.

Tiruvarur,
6-1-1941.

Current No.1 of 1941.

To The President, District Board, Tanjore.

Submitted. Sd. I.A. Maria doss.

N.Dis.A 13-1224/41 dated 7-1-41.

1. Returned to the Headmaster, Board High School, Tiruvarur.
2. The request of the assistant cannot be complied with.

Tanjore,7-1-1941. (True copy.) Sd. L.Margasahayam, for President;
K. Venkataraman.

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No 20/45

Submitted to the President, District Board, Tanjore.

P. Vilayuthan
Headmaster
B. H. S.
Tiruvarur

BOARD HIGH SCHOOL
TIRUVARUR.
12-8-45

(11) 33 (12)

R.C.A.13.No.48634/41. dated 3rd January 1941.

Enc :-One appeal and D.Dis files Nos.16711-41, 23088/39 and 262/35.

FORWARDED to the Director of Public Instruction, Madras.

2. The appellant was first appointed as permanent I grade Assistant with effect from 23/8/1932 in the scale of pay of Rs.100-5-150 and he continued as such till 13/8/34 from which date he was reverted as permanent II grade assistant in the scale of Rs.50-2-70 after giving him three months' notice of discharge as the District Board abolished six posts of I grade assistants as a measure of retrenchment. In the meanwhile, he was provided as temporary I Grade Assistant in the minimum pay of the revised scale of pay of Rs.80-4-120. The revised scales of pay prescribed by Government which came into effect from 1-11-34 did not recognise the II Grade in the scale of Rs.50-2-70 and so the appellant had to be appointed as Secondary Grade Assistant in the scale of pay of Rs.30-2/2-50, but he was continued as temporary L.T., Assistant on a pay of Rs.65/- per mensem and he continued as such till 24/6/1935, when he was reverted to his permanent appointment of secondary grade assistant for want of a vacancy in the L.T. cadre. As the teacher was reverted to a lower post and he could be paid only the maximum pay of the lower scale, his pay was fixed at Rs.50/- plus a personal pay of Rs.20/-. His pay was fixed as mentioned above with effect from 1--11--1934 in accordance with the instructions issued by Government in their memorandum No. 48961-1-A.1., L.& M., dated 30-11-1934. The teacher continued as Secondary Grade Assistant till 4-1-1937 and from 5-1-1937 to 5th March 1937, he acted as L.T.Assistant on a pay of Rs.65/- plus -- personal pay of Rs.5/-. Again he was reverted as Secondary Grade assistant and from 15/6/1937, he continued as L.T. assistant -- without any break and ultimately he was confirmed as L.T. Assistant with effect from 5--2--1940.

3. The teacher was serving in a school in the East area at the time of bifucation of the District Board of Tanjore and when that school passed under the control of theDistrict Board of Tanjore and when of that area, the teacher also went over to the East area along with the institution he was serving in. The reference to vacancies and appointments in the late west Tanjore District Board are not relevant to the appellant's case.

4. It has been alleged by the appellant that Sri C.S. Lakshmanswamy Naidu, B.A.,L.T., an outsider was given chances to act as L.T. assistant off and on by the East Tanjore District Board. He was directly appointed to the L.T. grade under the Communal Rotation Rules and he was given chances to act as L.T. assistant in short leave vacancies. If the appellant had a legitimate grievance and if he felt that his claims were overlooked when Sri C.S.Lakshmanaswamy Naidu was appointed, he ought to have appealed to the authorities then and established his claims. It is too late now to reopen this question. It has to be mentioned here that the appointment of Sri C.S.Lakshmanaswamy Naidu did not affect the seniority of the appellant. Sri C.S.Lakshmanaswamy Naidu is still a probationer in the L.T. cadre, whereas the appellant is a permanent L.T.Assistant.

5. The representations made in paras 4 and 5 of the appeal are not based on facts. During the year 1937-38, the defunct East Tanjore

p/t/o/

East Tanjore District Board abolished two posts of L.T. assistants but the abolition of one of posts was kept in abeyance till the end of that school year as there arose a necessity to create an additional section in V Form in the Board High School, Tiruvarur, and the appellant was posted to act in that vacancy. During the year 1938-39 the appellant was continued as temporary L.T. assistant owing to the creation of additional section in VI Form. The same temporary section continued in the year 1939-40 also and the appellant was continued in that post. As this temporary post had to be continued owing to the rise in the strength of the school, it was made permanent with effect from school year 1940-41 after obtaining the approval of the District Educational Officer, Tanjore. At that time, Sri V.Govindarajalu Naidu was a permanent L.T. assistant of the Board High School, Aiyampet and his post had to be retrenched as there was not sufficient strength for the continuance of that post. Being a permanent hand t he had to be absorbed in the post created permanently in the Board High School, Tiruvarur. The confirmation of the post was sanctioned by the District Board at its meeting held on 2/12/1940, i.e. long after the appellant was made permanent. Though the temporary post was eventually confirmed, it may be seen that no permanent post was vacant before the appellant was confirmed.

6. The G.Os. referred to in the appeal will not apply to the case of the appellant arising out of the abolition of certain appointments. The case was considered only with reference to the instructions issued in G.O. No.5025, L and M., dated 20/11/1934 and the proposals submitted by the East Tanjore District Board were approved in G.O.No.189, L. and M. dated 16/1/1936. (Y) (M) 30-3/4

7. The appellant's observation that the Board had done him an injustice is incorrect. He had been dealt with in the manner rules would permit. His endeavour to create an impression that the post of an L.T. assistant was vacant from the time of his discharge and that it was eventually made permanent does not proceed on facts. There had been no such post. Consequent on the abolition of his post, the appellant was provided as a II Grade assistant on Rs.70/-the maximum of the scale of Rs.50-2-70 and when the scales were revised by Government he was provided as Secondary Grade assistant on Rs.50/- in the scale of Rs.30-2-2--50 plus a personal pay of Rs.20/- He was given off and on chances to act as L.T. assistant but his service as acting L.T. assistant was ~~xx~~ not continuous. The abolition of the appellant's post was on 13-8-1934. There were breaks in his service as L.T. assistant during the period from 25/6/1935 till 15/6/1937. He was acting as an L.T. assistant only for about six months during this period from 25/6/1935 till 15/6/1937. He was acting as an L.T. assistant only for about six months during this period and for the rest of the period he was only a Secondary Grade assistant. It will not be possible to allow him during this period the salary of Rs.100/- he asks for. The treatment meted out to the appellant was one in strict accordance with the rules and the appellant cannot ask for nor will he be entitled to any more concessions. If on the abolition of his post, he feels he has been hard hit, it cannot be helped. It will always be the case when a retrenchment is made and reduction to a lower post and reduction in emoluments are inevitable.

The appeal will deserve no consideration and may be therefore rejected.

(18) (18) 35 E. & P.H.(B).

46/115 G.2/5

Memo. No. 37803-1B., dated, 21-9-'45.

E Establishment — Dt. Bd., Tanjore — Sri K. Venkataraman, Assistant teacher — B. H. S., Tiruvarur — Petition for arrears of salary.

PP. 1-5 ante

Ref: Petition dated, 11-8-'45 from Sri K. Venkataraman.

The P. D. B., Tanjore, is requested to ~~forward~~ the petition cited above, with his remarks, at an early date.

Thus 20/9/45. BM 21/9/45

To The P. D. B., Tanjore.

20/9/45

C.32.

In reply, please quote number, date and short title.

LOCAL ADMINISTRATION DEPARTMENT.

Received ..... *Registered* .....

From (Name) Sri V.Nadimuthu Pillai, M.L.A.,

(Designation) President, District Board,

Post Box ....., (Station) T A N J O R E.

Telegraphic Address .....

SECTL. SECRETARY TO GOVERNMENT
18 OCT 1945
EDUCATIONAL AND PUBLIC HEALTH DEPTT.

45074

To

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

R.C.A.13 *No.* 23002/45, *dated* October 1945.

Sir,

Subject :- ESTABLISHMENT - Board High School, Tiruvarur - Sri K. Venkataraman, M.A.,L.T., L.T. Assistant Arrear salary -- Payment of - Petition forwarded with remarks.

ENCLOSURES ..... TWO .....

SPARE COPIES .....

Reference :- Government memorandum No.37803/1-B- Edn. and P.H. dated 21/9/1945.

****

I forward herewith the petition of Sri K. Venkataraman, L.T. Assistant, Board High School, Tiruvarur, for payment of arrear - salary with the following remarks.

The petitioner put in a petition to the Director of Public - Instruction, Madras for fixing his salary at Rs.100/- in the scale of Rs.65-5/2-100 and it was forwarded to the Director of Public - Instruction, Madras in this office R.C.A.13.No.48634/41- dated 3-1-1941 with remarks thereon. Copy of this office endorsement on the petition is enclosed for favourof information. The Director of Public Instruction, Madras was in his R.C.No.2310-G-41. dated 26/6/1942, pleased to sanction the fixation of pay of the petitioner at Rs.100/- in the scale of Rs.65-5/2-100 with effect from the date of his order. Accordingly the pay of the petitioner was fixed at Rs.100/- in the scale of Rs.65--5/2--100.

The petitioner then put in petitions for payment of arrear salary for the period prior to 26/6/1942 to me as well as to the Director of Public Instruction, Madras. As the salary was refixed in the - scale, his request for arrears was not allowed. The request of the petitioner was also refused by the Director of Public Instruction, Madras in his Dis. No.1896-44. dated 22/5/45, as enclosed to the petition. As the question has been finally dealth with by the Director of Public Instruction the request of the teacher forpayment of arrear salary could not be entertained by the District Board.

The service of the petitioner in the L.T.'s post was not continuous and therewere too many breaks. No permanent L.T.'s post was vacant before the confirmation of the petitioner. He was confirmed only on 5--2--1940 in the temporary post which was then confirmed by the District Board on 2--12--1940. His substantive appointments has been only secondary grade. The request of the teacher for giving retrospective effect for the fixation of his

p/t/o/

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his salary is under the circumstances stated above, not co[illegible] reasonable and if may be refused.

President,
District Board, Tanjore.

RS.

E. of P.H.(B)

The quoted papers have been [illegible] for from the M.R.O. This may lie over.

18/10/45

DM 4/10/45

49 Estt.

(20)

Establishment - Board High School, Tiruvarur - Sri K. Venkataraman - L.T. Assistant - claim for arrears of salary - Petition against the orders of the Director of Public Instruction - Rejected

Hst - 3cf
for 3 cf

Cro 45074/45. From Sri K. Venkataraman, Asst Board High School Tiruvarur D. 11.8.45

From the DDB Tanjore RCA 13-23008/45 & 44/10/46

Gordy no. 33 Edn. dated 7.1.46

The petition is rejected. The DDB. Tanjore is requested to inform the petitioner accordingly

DM 5/1/46

To
The DDB, Tanjore
DPI.

Rejn 6-1-46

USK 4-1-46

Establishment Board High School Tiruvarur- Tanjore Dt- Sri K.Venkataraman - Assistant - Claim for arrears of pay- Petition against the orders of the D.P.I.

Petition from Sri K.Venkataraman Asst Board High School, Tiruvarur dated 11-8-45

From the P.D.B.Tanjore R.O.C. No 23008/45 dated 14-10-45

The petitioner was first appointed on ~~1-9-32~~ 23.8.32 as a permanent L.T.Asst on Rs 100 in the scale of Rs 100-5-150. On account of retrenchment, he was reverted as a permanent secondary grade teacher from 13-8-34. He however continued as a temporary L.T. Asst till 24-6-35. Subsequently, he began to act continuously as L.T. Asst from 15-6-37 and he was confirmed on 5-2-40.

2. With effect from 1-11-34, the scale of pay of L.T. Assts under district boards was fixed as Rs 65-5/2-100. His pay as temporary L.T.Asst was fixed in this scale at Rs 65 plus a personal pay of Rs 5p.m. as he was drawing Rs 70 p.m. prior to the introduction of the scale. His request for fixing his pay at Rs 100 in the above scale was negatived by the P.D.B. Tanjore in his proceedings Rc A.13-16711/41 dated 6-6-41. He appealed to the D.P.I. against the President's order and his pay was fixed at Rs 100 in the Director's proceedings Rc No 2310 G/41 dated 26-6-42. His pay was accordingly fixed by the Dt Bd from 19-9-42.

3. In March 1943 he petitioned to the D.P.I. that he might be granted the difference between the pay of Rs 100 fixed by the Director and the pay he had actually drawn during the periods he had previously acted as L.T.Asst i.e to give retrospective effect to the fixation of pay.

In consultation with the Accountant-

n consultation with the Examiner of L.F.Accounts the Director rdered that arrears of pay be paid for the period from 26-6-42 the date of the order fixing the pay at Rs 100) and 18-9-42 (the date from which it was allowed by the Dt Bd) and declined to comply with the request for the grant of arrears of pay for the period prior to 26-6-42. The petitioner's request for a reconsideration of the order was also refused in the Director's proceedings D.Dis NO 486/45 dated 14-2-45. The Assistant has now petitioned against the Director's orders for the grant of arrears of pay.

4.The petitioner was retrenched from the permanent post of L.T. Asst in 1934 and he began to act continuously as L.T. Asst again only from 15-6-37. As pointed out at B on page 37 C.F. there were too many breaks in his service as L.T.Asst. On reappointment as L.T. Asst he was eligible to draw only the minimum of Rs 65 in the scale of pay fixed by Govt and if he had any grievance against this fixation of pay he shoyld have represented immediately. The power to dispose of petitions on matters relating to pay has been delegated to the D.P.I. and he had already exercised his discretion and refixed the pay of the Asst from the date of his proceedings at Rs 100p.m. taking into account the circumstances of the case. There seems to be no case for the Govt to revise the Director's orders. The petition may be rejected.

For orders.

USK 26-12-47

BM 31/12/45 S

4/1/46.

A draft order is submitted below for approval

USK 4-1-46

BM 5/1/46.

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