

E & P. H.

(194 6) Department.

MS SERIES. ①

G.O. No.

458 Edn

Dated

5.3.1946

[Despatch Abstract.]

Madras Educational Rules - Rule 92 - grant of fee concessions to pupils governed by Aliyasanthanam and Marumakkathayam Laws - Orders passed.

Back Papers.

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

Further Papers.

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

R.C.No.2285-E/45.

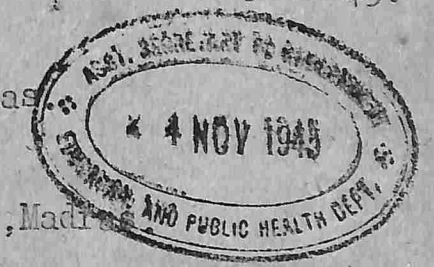
Office of the Director of Public Instruction, Madras, dated 23-11-45.

From

Dr. S.R.U.Savoer, M.A., D.Sc., I.E.S.
Director of Public Instruction, Madras.

To

The Secretary to Government,
Education & Public Health Department, Madras.



Sir,

Sub: Madras Educational Rules- Rule 92 - Grant of fee concessions under - to students belonging to communities governed by Aliyasanthanam Law - Orders of Govt. requested.

53544

Slip 14 in form D
in page 44 of the
all E-R BIL 151.
Prescribed limit Rs.120
in case of college

I have the honour to report that one N.Sambasiva Jathanna has been admitted as a student in the College of Engineering, Guindy. He comes from "Billava" community of South Kanara District. He has applied for fee concession under Rule 92 of the Madras Educational Rules. His father's annual income is reported to be Rs.1740/- which is in excess of the limit prescribed under the Rules. But the student states that as his community follows Aliyasanthanam Law of inheritance, his uncle is his rightful guardian and is therefore responsible for his maintenance etc. The Collector of South Kanara who was addressed in the matter confirms the statement of the student - vide copy of his letter L.Dis.11968/45, dated 29-10-45 enclosed. The annual income of the uncle of the student is given as only Rs.350/-, and on this ground the student claims the concession.

2. There is no provision under Rule 92 Madras Educational Rules under which the guardianship of the Uncle can be recognised in the case of Aliyasanthanam or Marumakathayam families though there is a reference to Marumakathayam families in Rule 33 of the Madras Educational Rules.

3. I therefore request orders of Government whether the guardianship of the uncle in such cases where he is claimed as the guardian may be recognised for purposes of Rule 92 Madras Educational Rules in the case of communities governed by Aliyasanthanam and Marumakathayam law or whether the uncle

P.F.O.

: 2 :

uncle alone should be considered as the rightful guardian in all cases even when the parent or parents are alive.

TRB.23/11

for DIRECTOR OF PUBLIC INSTRUCTION.

Copy of the letter L.Dis.11968-45, dated 29-10-45 from the Collector, South Kanara District, Mangalore to the Professor in charge, College of Engineering, Guindy.

"Education - Rule 92 of the Madras Educational Rules - claim of concession - Billava Community - Aliyasanthanam law of inheritance - claim - request.

Read: Your letter R.C.29-180-B-45, dated 11-10-45.

The Billavas in this District are governed by the Aliyasanthanam Law of Inheritance. Under this law, a nephew has to look to his uncle for his legitimate maintenance expenses. In practice, however, parents educate their children but it cannot be claimed as a matter of right."

(True copy)

for DIRECTOR OF PUBLIC INSTRUCTION.

SL
23/11

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Edn and P.H. Dept

T. M. by post

the Secy to Govt, Edn and P.H. Dept

The D. P. S.

M. E. R. Rule 92 - Fee concessions

to students belonging to communities

governed by Aliyasanthanam Law.

Ref D. P. S.'s letter No: 2285-E/43-8

23.11.45

Please furnish information on the following points:-

(1) Whether the student N. Sambasivaiah was referred to in the letter claimed or was granted fee concessions under rule 92 M. E. R. while he was studying in the intermediate and the High School

4
classes.

(2) whether the concessions are granted in practice to students governed by Marumakkattayam Law under similar circumstances

The originals of the applications for admissions made by the student to the Eng. College and to the intermediate classes may also be obtained and forwarded to Govt for reference.

[P. C. 1580]

10/1/46

4/12/45

C.F. 32.

EDUCATIONAL

Department

Received

Registered

From (Name) Dr. S. R. U. Savor, M.A.D.Sc

To

I.E.S.,

Designation Director of Pub. Instruction

The Secretary to Government,
Education and Pub. Health Dept
Madras.

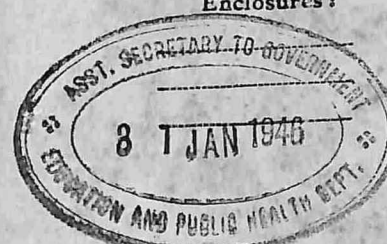
Station

MADRAS

Enclosures:

R.C. No. 2285 E/45 dated 30-1-1945

194



Sir,

Sub: M.E.R. Rule 92 - Fee Concessions to students belonging to communities governed by Aliyasanthanam Law
Ref: T.M. from Govt. dated 4-12-45 on this office letter R.C. 2285 E/45, dated 23-11-45.

The information called for by Government in their T.M. cited above is furnished hereunder seriatim.-

- (1) It is reported that the student was in receipt of the concession both in the High school and in the Intermediate classes
- (2) There does not appear to be any case in which concession under Rule 92 Madras Edl. Rules has been sanctioned to a student governed by Marumakkattayam Law in circumstances similar to the one under reference
- (3) The originals of the applications for admission made by the student to the college of Engineering and to the Intermediate class in St. Aloysius College, Mangalore are herewith enclosed for perusal and return.

P.R.K. 30/1/46

For Director of Public Instruction.

30.1.46

6

33/50

88p2

67/53

5

Edu and P.H. Dept

Madras Educational Rules. - Rule 92. Grant of ^{C1} fee concessions to ~~students~~ ^{pupils} governed by Aliyasantham and Marumakkathayam laws. Orders passed.

Ref letter from the D.P.O Re No: 2285-B/45 of 28.11.45.

Order (Edu) 458 Edu. dated 5-3-46
MS

p2 nf

The D.P.O is informed that in the case of ~~students~~ ^{pupils} governed by Aliyasantham and Marumakkathayam laws the income of both the guardian (uncle) and the parent should be ascertained, as well as the fact who ~~was~~ ^{has} actually been looking after the education of ^{the} pupil and each case dealt with with reference to the income of the persons who has actually been ^{defraying} ~~looking~~ ^{the} ^{cost of} the education of the pupil.

The case of the student ^{mentioned} ~~referred to~~ in his

Letter cited above should be disposed of
 accordance with the instructions ~~submitted~~
 in para 1 above.

24/2/46

27/3/46

To the D.P.S.
 with 10/- (with encs)
 6-3-46
 147-94
 2 DCS.

O.No. 53544.C.45. From the D.P.I. Re. No. 2285/E/45 dated 23-11-1945 and 30-1-1946. (6)

M.E.R. - Rule 92 - Grant of fee concessions to the students governed by the Aliyasanthnam Law -

The papers in the c.f. relate to the grant of half fee concessions under rule 92 of the M.E.R. a student belonging to the 'Billava' community in the Engineering College, Guindy. The student's father is a Sub-Registrar on a pay of Rs. 145/- a month. According to the orders issued by Government the student is not eligible for the concession as his father's income exceeds Rs. 1120/- ^{per annum}. The student has claimed the concession on the ground that his family is governed by the Aliyasanthnam Law under which the uncle is his legitimate guardian and that his guardian's annual income is less than the prescribed limit. The Collector of South Kanara has certified that the "Billavas" are governed by Aliyasanthnam Law and that under this law a nephew has to look to his uncle for his legitimate maintenance expenses. He has stated that, in practice, however, parents educate their children though it cannot be claimed as a matter of right. The case is more or less ^{similar} ~~analogous~~ to the case dealt with in the L.F. in which the concessions were refused to a student governed by the Marumakathayam law. It will be observed that while applying for admission to the St. Aloysius College, Mangalore, the student gave the name of his guardian as U.A. Monappa (apparently his uncle) and while seeking admission in the Engineering College he stated that his father was his guardian.

For orders.

In view of 'A' above, the grant of the concession may be refused.

6/21+45
 13/10/151

11/2/46 S Rule 92
 relevant in Affair 18 refer to
 parent or guardian - but is the person
 who educates the child that has to be
 taken into account. It should be a person



2
141 444.

A₄.

I agree.

15246

A draft order is subd.

$\frac{1000}{28} = 2146.$

$$\frac{0.571}{373746}$$