

Σ J P. H (1946) Department.

AS.

SERIES.

G.O. No.

49.1 Edm.

Dated

6. 3. 1946.

[Despatch Abstract.]

Madras Educational Subordinate Service - Sri V. P. Narayana Menon,
Wireless Operator, R.A.F. - Appointment as secondary grade teacher - Orders
passed.

Back Papers.

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

Farther Papers.

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

(1)

There is no copy of the original letter in the file.

From
to P. N. Menon,
100/20397, Aer., Wire-less Operator,
No 3 Filter Room, R.A.F., S.E.A.A.F.

1082
18 SEP 1945
CHIEF SECRETARY TO GOVT.

100/20397, Aer., Wire-less Operator,
No 3 Filter Room, R.A.F., S.E.A.A.F.

The Chief Secretary to the Government
of Madras,
MADRAS.

The Commanding Officer,
No 3 Filter Room,
R.A.F., S.E.A.A.F.

Respected Sir,

I beg to submit the following few lines for
your honour's kind consideration and favourable
orders.

I am a Secondary grade trained teacher,
having passed in the T.S.L.C. examination held in the
year 1942 by the Madras Government and I have secured
an average mark of 48% (Ref. Certificate No. 12660/1942)

I regret to state that ever since the completion
of my Teachers Training Course, I have not been able
to serve in any of the educational institutions, as I
joined in the local A.R.P. organization in 1942, soon
after my training course, and after one year service

(2)

in the A.R.P., I again volunteered myself for enlistment in the Royal Indian Air Force as a wire-less operator and I am now serving with the Royal Air Force since the last 2½ years.

Now I beg to bring to your Honour's kind notice that I am very willing to go back to my trained profession as a Secondary grade teacher, but I understand that a person although he has passed in the T.S.L.C. examination is not eligible for appointment in Government Service unless he is educationally qualified for the Government Public Service Commission examination. In my case, I have been declared eligible for College Course of Studies in the S.S.L.C. examination held in the year 1936 by the Madras University and I have obtained marks above 40% in all Subjects except in English. As my Teacher's Training Course was completed according to the new Scheme, the only thing that prevents my eligibility for Government Service is lack of required percentage of marks in English in the S.S.L.C. examination.

In this respect I humbly beg to request your honour that my Continuous War Service in the Government of India Defence Department as well as in His Majesty's Forces may kindly be considered as a special qualification and exempt me from the above regulation regarding the Public Service

(3)

Commission thereby enabling myself eligible for appointment in the Government Service as a Secondary grade teacher, after my release from Service and for which act of kindness I shall ever remain grateful

I beg to remain,
Respected Sir,

S.E.A.A.F.
12/9/45

Your Honour's most obedient Servant
V.P. Narayana Menon

Copy Submitted to the Director of Public
instructions for kind information.

V.P.N. Menon

42541

Recommended and forwarded

Ad. Secy. 9/11.
3 Sub. Secy
K.P.

Pub. Secy

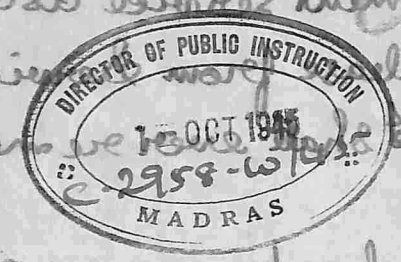
Ext. Secy.

Pub. Secy. L.O. 1082/45-1
22.9.45

21.9.45 - 10/11/45

24 SEP 1945

(4)(E)



Education & Public Health Department (C) ref

Endorsement no. 42541 C/45-1 Fdn dt. 28/9/45

Referred to the Director of Public Instruction for remarks.

Asst. Secretary to Govt.

TNS
27.9

The Director of Public Instruction.

Rec. No. 2958 W/45
Office of the Director of Public Instruction, Madras, dated 12-10-45.

From
Dr. B. B. D. (P.R.I.C.)
Offg. Director of Public Instruction, Madras.

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

Sir,
Sub: Eligibility for Public Service - V.P. Narayana Menon,
Wireless Operator, R.A.F.

Ref: Petition dated 12-9-45 from V.P. Narayana Menon and
Govt. Endt. No. 42541 C/45-1, Education, dated 28-9-45.

I have the honour to state that under the Service Rules, candidates for appointment as Secondary Grade Teachers in Govt. Educational institutions should possess the minimum general educational qualification proscribed for entry into Public Service and a Secondary Grade Trained Teachers' Certificate. The Petitioner though possessing a Secondary Trained Teachers' Certificate does not possess the required general educational qualification and hence is ineligible for appointment as a Secondary Grade teacher under the existing rules.

2. I recommend that in view of the War Service, the case of this candidate and candidates similarly placed may be favourably considered. In para. 5 of the Madras Civil Services (War Services Personnel) Recruitment Rules 1941, Government have directed that a candidate who has rendered War Service shall not be ineligible for selection to a service, class or category merely because he does not possess the educational or other qualifications proscribed in the special rules for such service, class or category, provided that the appointing authority can certify in the selection for technical services or posts that the candidate is in possession of technical qualification equivalent to those proscribed in the said special rules. There is no provision in the above rule for granting exemption from the possession of the minimum general educational qualification to those who possess the required technical qualification. I request that Government may be pleased to amend para. 5 referred to above and empower the appointing authority to grant exemption from possessing minimum general educational qualification also.

3. The petition is herewith returned.

TRB.17/90

for Director of Public Instruction.

Sd/
18/X

The Director's proposal may be supported in this Dept and the case sent to Pub. (Sec) for consideration.

31-10-45
31/10/45

1/11/45
S / Pub. (Sec)

Public (Services) Department.

Letter No. 62/45-1 dated 16.1.46
Ref.

(5)

To
The Secretary,
M.P.S.C. (with enclosures).

Sir,
Public Services - Recruitment of war service
candidates - Rule 5(a) of M.C.S. (W.S.P.) Recruit-
ment Rules - Amendment.

I am directed to enclose a copy of letter
No. Rec. 2958/W/45 dated 12-10-45. from the Director
of Public Instruction, Madras and to request under
section 266 (3)(b) of the Government of India Act, 1935,
that the Commission will be so good as to offer its remarks
on the suggestion of the D.P.I. in para 2 of his letter.

16.1.46
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7.5.46 (F)

7.5.46

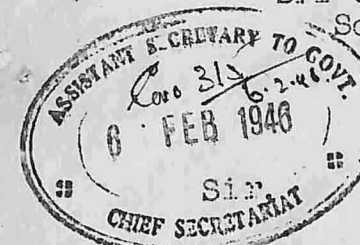
7.6.46

From

Sri C. Krishnaswami Chetty,
Secretary, Public Service
Commission,
Madras.

To

The Chief Secretary to the
Government of Madras,
Public (Services) Department.



No.372-B5/46-1, dated 4th February 1946.

Rules - Madras Civil Services (War Service Personnel)
Recruitment Rules, 1941 - Amendment - Your letter
No.62/45-1, dated 16th January 1946.

I am to say that in paragraph 2 of G.O. No. 3168, Public (Services),
dated 30-10-1944, the Madras Educational Subordinate Service in which
the post of Secondary Grade Teacher is included has been classed as a
Technical Service.

The qualifications prescribed for direct recruitment to the post in
Rule 7 (a) of the Madras Educational Subordinate Service Rules read with
Annexure II to those rules are two-fold, viz. --

- (1) an educational qualification in the shape of the minimum general
educational qualification prescribed in the schedule to the
General Rules, and
- (2) a technical qualification in the shape of a completed trained
teacher's certificate of the Secondary Grade.

In the case of a war service candidate applying for a 'reserved'
vacancy in the post of Secondary Grade Teacher, effect of rule 5 (a) of
the Madras Civil Services (War Service Personnel) Recruitment Rules is
that he is eligible for selection for appointment to that post even if
he does not possess either item (1) - Educational qualification - or
item (2) technical qualification or both, provided that the selecting
authority can certify that he possesses an equivalent of item (2) -
technical qualification.

Thus the position in the case of a Technical Service is that a war
service candidate must possess the prescribed technical qualification or
its equivalent, but need not possess the prescribed educational qualifica-
tion.

2. The war service candidate referred to in the letter of the
Director of Public Instruction, of which a copy has been forwarded with
your letter cited, possesses the prescribed Technical qualification,
viz., the Secondary Grade Teacher's Certificate. He need not possess
the minimum general educational qualification. He is therefore eligible
for appointment as a Secondary Grade Teacher.

In these circumstances, the Commission takes the view that there
is no need for any amendment of rule 5 (a) of the Madras Civil Services
(War Service Personnel) Recruitment Rules, such as that suggested by the
Director of Public Instruction.

Your obedient servant,

C. K. S. 5/2/46
Secretary.

c.k. 5/2/46.

[Faint, mostly illegible text, likely bleed-through from the reverse side of the page. Some words like "Madras Educational Subordinate Series" and "Appointment as secondary grade teacher" are visible.]

65/93

⑥ 11

Madras Educational Subordinate Series - Edn and P.H. Dept
Subordinate Series - Sri V. P. Narayana
Memon, wireless operator, R.A.F. - Appointment as
secondary grade teacher. Order passed.

11-2 cf
15 cf
19 cf
19 cf
19 cf

Petition from Sri V. P. Narayana Memon 12.9.45
From the D.P.O. No. 2958/45 of 12.10.45
From the Secy, Public Service Commission No:
872-85/46-1 of 4.2.46.

Order No. 491 Edn-d. 6.3.46
MS
A copy of the letter from the Public Service
Commission cited above is forwarded to the D.P.O. and
he is informed that the Govt agree with the
Commission's ^{view} that under the existing rules Sri V.P.
Narayana Memon is eligible for appointment as
a secondary grade teacher and that there is no
need to amend rule 5(a) of the Madras Public Service

F/5

Edn and P.H. Dept

b.No. 42541C. Petition from Sri V. P. Narayana Menon 12-9-45

b.No. 46726C. From the D.P.S. Rce no. 2958W/45-8 12-10-45

Eligibility for Public Service - Sri V.P. Narayana Menon, wireless operator R.A.F.

Please see the letter from the D.P.S on page 5 of. The posts of secondary grade teachers has apparently to be treated as a technical post. The intention of rule 5 of the Madras Civil Services (War Service Personnel) Recruitment Rules, 1941, seems to be that the appointing authority should have power to certify equivalent qualification irrespective of the fact that part of the qualification is technical and part non-technical. The sub para of para 4 under Part II of the pamphlet at 12 of (Y) seems to lend support to this view. The file may be sent to the Public (Service) dept for remarks.

18/11/45
24/11/45

Mr. Narayanan Nayar has been declared eligible for admission to University Course of study. The marks at the S.S.L.C. examination which a candidate should possess for being declared eligible for admission to the University Course of study and those required according to the Schedule to the Madras Provincial and Subordinate Services i.e. (the minimum general educational qualifications required for admission to Government Service) are compared below:-

Subject:	Admission to University course of study. (Percent)	Admission to Public Service.
English	40	40
Second Language.	35	40
Ely. Mathematics.	139	40
Ely. Science.	not less than 25	35
History & Geography	in any two subjects and	30
Optional.	not less than 35 in any	30
	two subjects. aggregate	35
	210 (Condonation of 2	
	marks were made in each	
	last time.	210

(War Service Personnel) Recruitment Rules, 1941, as suggested by the Director. Sri. V. P. Narayana Menon is referred to the D.P.S. for orders.

18/11/45
26/12/46
4/8/46

To The D.P.S. (with enclosure)
H. Leary, P.S.O.
Sri V. P. Narayana Menon
2nd/20397, No. 2,
Wireless operator
No. 3, S.L. Room
R.A.F. S.E.A.F.
(Para 2 only)

14

The rules for admission to the Secy. grade training course are those in the D.P.I.'s proceedings at "A". It will be seen therefrom:

(1) that preference is given to candidates who are S.S.L.C. holders declared eligible for admission to the University courses of study; and

(2) that candidates who have obtained 30% of marks at the S.S.L.C. Exam. in English, Ele. Mathematics and optional and 25% in each of the subjects Ele. Science and His. & Geog. are also admitted.

(1) above: The qualification of this class of candidates cannot be said to be far below the "general educational qualification" prescribed in the rules.

(2) above: In the case of this class of candidates, their qualifications are definitely below those prescribed in the rules.

For orders whether the Director's proposal will be supported. The file may be sent to Public. for remarks.

8/12/45 S

degrade li ter in the life of candidates referred to above. A's a minimum li to army war, D.P.I. my li authority li his exemption in K.P. of li life referred to A above.

Pub. (Sec.) Dept.

Candidates for appointment as Secondary Grade Teachers in the Madras Educational Subser.

should possess (1) the minimum genl. edul. qualification (and (2) a Secondary Grade Trained Teachers' Certificate. This is

a technical post and the petitioner possesses the technical qualification required for the post but not the



157

Minimum General Educational Qualification prescribed in the special rules. He is therefore ineligible for appointment to the post in question. The D.P.I. recommends that in view of the war service rendered by the candidate, his case and the cases of those similarly placed may be considered favourably.

Mar 5/6

158 (F)

file in Legal

Mar 5/6

Under rule 5(a) of the Madras Civil Services (W.S.P.) Recruitment Rules, the discretion vested in an appointing authority (it is proposed to amend the rule to prescribe 'selecting authorities' instead) can be exercised in the case of a technical post only in respect of the technical qualification prescribed for that post, and, in the case of a non-technical post, in respect of the general educational or other qualifications prescribed in the special rules. Thus ~~the~~ the above rule does not provide for the selecting authorities to grant exemption to candidates with prescribed technical qualification from the possession of minimum genl. educational qualification. It is to meet such cases that D.P.I. suggests that rule 5(a) of the M.C.S(W.S.P.) Rectt. Rules may be suitably amended so as to empower all selecting authorities to grant exemption in this regard.

2. The D.P.I.'s suggestion is of a general nature as there are many posts in the various subordinate services for which both the technical and the minimum genl. edul. qualifications are prescribed. Some of these are, the posts of Health Inspectors in the Madras Pub. Health Sub. Service, Veterinary Asst. Surgeons Gr. II and the Poultry Officer in the Madras Veterinary Sub. Service, Port Conservators in the Madras Port Sub. Service, Lecturers in the School of Indian Medicine and Health Visitors in the Madras Medical Subordinate Service, Headmasters and Asst. Teachers in the preparatory Trades Classes, Govt. School of Technology Madras and Lecturer in Textile Chemistry Govt. Textile Institute, Madras, in the Madras Industries Sub. Service and several other posts in other subordinate Services. Cases such as the one referred to

13338 Bk 114

1379 id

1376 id

of 229 id

1240 "

166 of Bk 114

by the D.P.I. are likely to arise in these services and may be numerous. It therefore seems expedient to issue a general amendment to rule 5(a) of the M.C.S.(W.S.P.) Rott.Rules empowering the selecting authorities to grant exemption to candidates with technical qualifications from the possession of the minimum genl. educational qualification, so that the selecting authorities need not have to come up to Govt. every time they are confronted with a case of this kind.

3. The general amendment proposed by the D.P.I. will not however meet the present case in view of E. & P.H. suggestion at page 2 ante as the concession is restricted only to Secondary Grade Trained candidates who are holders of S.S.L.C. holders declared eligible for admission to the University courses of study. This will have to be provided for in the amendment that may eventually be decided upon in this case.

The general amendment proposed will affect some of the posts within the purview of the Commission, e.g. Health Inspectors and Veterinary Asst. Surgeons Gr.II. It may therefore be consulted. A draft letter is submitted for approval.

It seems that the amendment suggested by the D.P.I. may apply to all cases including those of teachers. The selecting authorities will naturally select only those who are in their opinion likely to be able to discharge the duties of the posts for which they are selected. We may know what the Commission has to say in the matter. It will have some useful suggestions to make. The draft may come.

On 9.1.46
A.P. Sub.

12/1/46 CS 15/46

Issued as letter to the Commission No. 62/51 916.1-46.
From the Secy, M.P.S.C. letter No. 372/155/46-1 942-46

1.5.46
1.5.46
2 M. out. 2 cf.
1 on p. 2 ante

1133x3796
616 114

174
194

Please see the Commission's letter on p 9 CF. Its interpretation of rule 5(a) of the Madras Civil Services (War Service Personnel) Recruitment Rules, 1941 may be accepted and its view that there is no need to amend the rule, concurred in.

The file may be returned to E & P.H. for sending a reply to the D.P.I. They may send him, if necessary, a copy of the Commission's letter and say that the Govt. concure in the Commission's views.

According to rule 5(a) as interpreted by the Commission both the types of candidates referred to at A + B on p 2 supra may be appointed if the selecting authority considers that they are likely to be able to discharge efficiently the duties of the posts for which they are selected. If after appointment they are found not upto the standard required it is open to the appointing authority to terminate their probation. It is nowhere stated that inefficient war service men should be kept on in the posts to which they have been appointed. In the circumstances the view of E & P.H. Secy at X on p 2 supra need not be conveyed to the D.P.I.

5/3

[Office note removed & revised note put up]

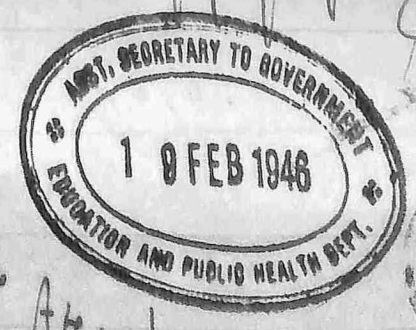
Pub (date) 6062/46-2
19/2/46
10190

Edw and P.H. Dept (C1)

A draft order is in hand

10/2/46

26/2/46 S



5346

18

POST COPY OF TELEPHONIC MESSAGE DATED 24th MAY, 1946.

From
The Director of Public Instruction,
MADRAS.
To
The Assistant Secretary to Government,
Education and Public Health Department.



REF: Technical Posts reserved for War Service Personnel -
Authority competent to decide general educational
qualifications.

28287

W/p 5.
With reference to rule 5 of the War Service Personnel
Recruitment Rules, please let me know whether in the case of technical
posts reserved for War Service Personnel, War Service men who are quali-
fied technically but who do not possess the general educational qualifi-
cations prescribed in the statutory Rules for the service may be selected
for appointment to those technical posts and if so, whether it is the
appointing authority or the Head of the Department concerned or the
Government who is competent to decide whether the candidate may be
deemed to possess or to relax the rule relating to the general educational
qualifications required in the special Rules.

M. Ramana
25.5.46
for Director of Public Instruction.

RR.25/.5. *Sol.*
25/5.

20
12.5.46
4.12.46

2

Enclosed w/ P. H. Dept.

A. on page 1 and

The question raised has to be answered in the affirmative provided the certificate required by the rule is recorded in the Public Ser. may see for remarks.

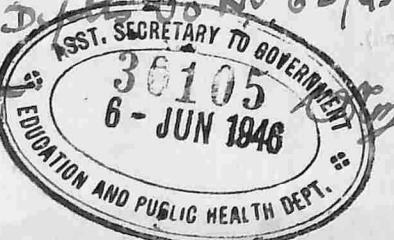
W
25.5.46

30/5/46 Pub. (Ser.) Dept.



EPH U.O. No. 2827-A-2
22/4/46
30/5/46

The EPH Dept may be requested to put up the file which was returned to them with this Dept. No. 62/45-2 d. 19.2.46



4.6.46 U.6.46

5/6/46 Ext. H. Pub. (Ser.) w.o. 1645/46-1 5-6-46

A similar question raised there - see 2.6.46 ci(2)

A ① 2)

EPH. Dept. (A)

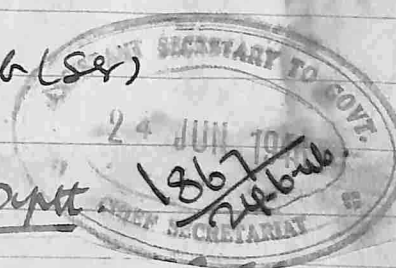
The paper refd. to by Pub. (Ser.) is put up at ⑤. May be sent to West Dept. for remarks.

PP
21.6.46 W
21.6.46

30/6/46

Pub. (Ser.)

Pub. (Ser.) Dept.



EPH U.O. No. 2827-A-2
22/4/46

p 7 of 9 ⑤

pp 11-12 of 9 ⑤

Compare Monday 9 ⑤

Please see the D.P.I.'s TM on p. 1 ante. A similar question was raised by him in his letter on p 5 of 9 Co No. 491 (Edm) d. 6.3.46 at ⑤. His letter was referred to the Commission for remarks. The Commission's reply is on p 9 of ibid. A copy of the Commission's letter isamp was communicated to the D.P.I. along with Co. No. 491 d. 12.5.46. The answer to the D.P.I.'s enquiry is that a who service candidate must possess the prescribed technical qualification or its equivalent but need not possess the prescribed educational qualification. It is the selecting authority who has to certify whether that the candidate possesses equivalent technical qualification. - pl see Co No. 106 Pub. (Ser.) d. 15.1.46 at ③.

The file may be returned to EPH.

28.6.46 2.6.46

30/6/46

Ext. H.

Edm. and P.H. Dept.

A draft Memo. to the D.P.I. is subd.

8.7.46 W
8.7.46 30/7/46



35289

33/9/7

p.1 N.F.

p.79 (V)
x/11
u/5

To the D.P.I.

Depd
W. H. W.8.7.46
8.7.46

8.7.46

Edn. and P.H. Dept. (A). 23

MEMO.

No. 28287

-A-3

d/

8.7.46

Recruitment of war service personnel to tech. posts - possession of ~~xxx~~ edl. qualfn.Ref:- From the D.P.I., ^{E.M.} dated 24-5-46. (12)

XXXXX. The attention of the D.P.I. is invited to the letter of the Secy., M.P.S.C. No. 372-B5/46-1, dated 4-2-46, communicated with G.O. No. 491-Edn., dated 6-3-46, ^{and he is informed that} ~~xxx to the interpretation of rule 5 of the M.C.S. (W.S.P.) Recruitment Rules given therein, a war service candidate xxxxxx must possess the prescribed tech. qualfn. or its equivalent, but need not possess the prescribed edl. qualfn.~~ The power to decide equivalent qualfn. should be exercised by the selecting authority w.r.t. G.O. No. 106-P(S), dated 15-1-46.

10/28/46
1-24/24/46
JAT

1/2/46

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