Scott. II-37--37,000--19-11-45

E & P H.

(1946) Department.

MS SERIES.

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Dated 18. 4. 46.

[Despatch Abstract.]

Appeal - Somasundaram Pillai Sri M. - Ex-headmaster Board High School, Kodavasal - against reductions as L.P. Assistant - Rejected.

6/47
e-3 sheets

2

Board High School,
Kodavasal,
27th April, 1945.

From

Srá. M.Somasundaram Pillai,B.A.,L.T., Headmaster,
Board High School,
Kodavasal. (Tanjore Dt.)

30 APR 1945

To

The Secretary,
Local Administration Department,
Government of Madras,
M A D R A S.

Through

The President,
District Board,
Tanjore.

Sir,

Subject:- End of August 1942-- Unexpected transfer from Board High School, Papanasam--Domestic calamity-- Personal ill-health-- Privilege leave & leave on medical grounds-- applied for-- reluctance to sahction--petition dated 27th September,1942 to cause sanction.

2. Situation in B.H.School,Ayyempet 1932--situation in B.H. School,Papanasam.-- charges framed -- explanations called for - Precedure not in conformity with the rules--Petition dated 11th and 19th October 1942-Protection and guidance sought for.
3. Issue of the Government Memorandum No.6486 (S) B/42-1 Edn. dated 12th November,1942.
4. Enquiry held on 10-12-1944 and 29-121944--Futher enquiry on 1-5-1945.

U1

mis-put-up

XX/00///

I have the honour to submit to your kind notice and consideration that, in spite of the above Memorandum and of my repeated prayer and requests to pass orders on the situation, no orders have yet been passed. The matter is kept in abeyance in spite of my explanations thereof. I am subjected thereby to be in continuous anxiety benumbing all my enthusiasm and energy which I am expected to show towards the discharge of my duties, not to speak of the fall of my pretige and estimation caused, in the eyes of assistants , pupils,and subordinates and demoralising effect produced in the institution.

Not satisfied with this policy, fresh crusades have been launched against me. After the issue of the charges already submitted to your kind notice I have been honoured with fresh wreaths of charges and they are tacked on to the previous ones to keep, as it were, the whole affair in suspense.

Under this unbearable procrastination, it is no longer possible to put up with this kind igneble ind insulting treatment at the hands present President, as he seems to be plannig, enraged at my sucess in my appeals against his orders , on two or

P.T.O

30 APR 1945

ree pervious occasions, to smash me down by getting hold of somethi-- substantial and adding it to the old ones to animate them, as it were, and thus make the whole appear streng and serious.

Of these fresh sets of charges ~~the proper pro-~~ ~~cedure~~ I now desire to submit the 7th and 8th sets, the former pertaining to the school discipline and the other pertaining to the exhibition held at Papansam School in May '42.

In ~~The~~ framing these charges the proper procedure laid down in the rules has not been adopted as usual. Neither the petitions or reports on which the charges were based were forwardedto me as the the administrative interest would require, as the first step, in elic--iting the truth; nor the statement due along with the charges as per rules.was sent. It was denied to me even after repeated requests and representations.

But, on my repeated pressure to pass orders , dates were fixed ~~for~~ for enquiry, though I never wanted it, unfortunately, the dates fixed often ended in cancel--lation at the eleventh hour. When held, as it happened on 10th and 29th December 1944, it took place in stations ,not connected with scene of action, ignoring my requests thereof. This deprived of me of the facilities, I would have commanded, in exposing the Truth in all its nakedness.Further i have to content myself to be an ignoramus as t to what charges would be taken first,what witnesses would be called upon to bear ~~with~~ evidence on them and what details they would have already placed before the President .The issues raised by me in my explanations and communications never saw the light of day at the time of enquiry. The relevency of the witnesses to the charges which they bore evidence to, sprung on me with a great surprise, often. Subjects not dreamt of among the charges get also a sudden access ~~into~~ into the enquiry.

Once again, as before, the 'futher Enquiry' date falling on 1-5-45 is held in the Panagal Buildings,Tanjore , a place not connected with scene of action. I am also kept in the dark as to the witnesses summoned and what charges would be taken up. The rumour goes that ~~in~~ some pupils and teachers of this institution have been summoned .

So finding it utterly futile to contest my points before the President I have requested him to spare me from attending

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the enquiry on the grounds of its valuelessness to me, in the absence of my knowledge of relevent details and concrete instances which I may have to face and of the lack of adequate scope to defend myself against without previous knowledge, quite essential for the purpose.

30 APR 1945

In the light of these highly disadvantageous circumstances purposely thrust on me, I earnestly pray you, Sir, to issue necessary advice to me for my guidance as well as directions to the President to do the needful. I sall be highly grateful to you if I am no longer left in the hands of the President to be waiting for orders and am given an early decision, your self, as I have sufficiently waited in obedience to your Memorandum under refrence, as I feel that circumstances allowed to prevail around me are totally against the tone and discipline of the school as well as the honour and dignity of the Headmaster. The interference of the President even in the disciplinary affairs of the school pertaining to the internal management of the school is a matter of daily occurance and it is reducing the headmaster to a position of ridicule and figure-head in the eyes of all. The disciplinary regulations found in M.E.R have become a mockery. I am sincerely anxious to be away from service as has been repeatedly represented, under any form, either resignation or retirement, as I have only a year and half more for retirement. I also assure you, Sir, that I do not fight shy of knowing my wrongs and repent for same

Regarding the charges concerning the strike, light may be kindly thrown on them on the fellwing aspects:-

Relevency of points chosen for the charges; of such charges against a hradmaster; of the privilege of the President to take cognisance of disciplinary actions of thes headmaster; of the need for the procedure of the kind adopted; its effect upon the tone and discipline of the school; the justifdcation of a strike under any circumstances and the truth behind the charges in the light of the fellwing note.

Note.

On 30-11-'44 the day of strike, all the classes excepting IV & V forms Pupils attended school.

2. VI Form selection examination commenced that day at 11.A.M. What is the truth in saying that the gates were locked up at

10-30-A.M. and the pupils were kept outside the gate.

3. The day was not rainy.

4. The gates were not locked till 12 noon that day.

5. There was no representation whatever about the need for changing the hour.
The present time was fixed on the strength of the poll taken of pupils and teachers. The morning session lasts from 10-30.a.m. to 1-30-p.m. and the evening session from from 3.p.m. to 5-15 or 5.30 .p.m. to find adequate time for listening to the education broadcast, 2-05.p.m. to 2-30.pm. Trichy and 3 to 3-30-p.m. Madras and for a large number of boys who return home for dinner at midday.

6. Board High School at Tiruvarur, the biggest intitution under the Board commences its morning session at 10-30-a.m. The S.S.L.C. examination this year commenced at 10.A.M.

7. If the pupils were prevented from coming inside by keeping the out door gates locked up, where is the need to use the word 'strike'! The so called strike lasted in the fore.noon session only.

8. The strike was organised by a group of boys and elders professing the congress creed.

9. As per M.E.R. 76, the ordinary school day sall consist of not less than 5 hours. If so how could it be said that 10-30-a.m. is too early an hour to commence the school and 5-30.p.m. too late an hour to close the school as stated in the charges.

10. It is sais that a telegram was sent to the presiednt, using the word 'strike'

II

Regarding the charges connected with the exhibition a simple request was made to give the names of persons from whom the the subscriptions collected, the amount collected, the date on which it was collected, with out giving this simple information I have been called upon repeatedly to submit my explanation,. ignoring all my representations on the matter a telegram for the explanation was sent to me unnecessaryly on 23.3.45 and a sum of R 1-10-0 being the cost of telegram has been recovered from my March pay. Files concerned are herewith submitted.

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

Copy submitted to the President.
Enclosures are already available with the file.

Re No 6A/45 Line-8.
T. 5.45.

13994

From

Sri.M.Somasundaram Pillai, B.A.,L.T.,
Headmaster, Beard High School,
Kodavasal,(Tanjote Dt.)

Beard High School
Kodavsal,
8th May, 1945.

To

The Secretary,
Local Administration Department,
Government Of Madras,
Madras

13 MAY 1945.

Through

The President,
District Beard,
Tanjore.

Sir,

Subject:- Beard High School,Papanasam - June 1942- disciplinary measures- K.Krishnan, V.Form ~~xxxxx~~ pupil- Intereference of the President-appeal to the Director of Public Instruction- not in order- enquiry by the President- no action required at present, R.C. No.863.E/42 dated 20-3-43 of D.P.I. Madras.

2. In continuation of my petition R.C. No. 6/45 dated 27-4-1945 relating to a question of discipline connected with Beard High School, Kodavsal, I here with submit for your kind consideration and orders,the file relating to Beard High School Papanasam,refering to a situation of the same kind.

3. The situation under reference took the form of a charge against me in a quite unheard of way and it is the 8th of the series of charges levelled against me in R.C.No.A.13. 29910/40 dated 15--8--'42 of the President, District Beard, Tanjore and submitted for your information seeking protection in my petition dated 11-10-'42.

4. Immediately after the receipt of the orders of the President (Enc. No.2) an appeal was made to the Director of Public Instruction, requesting him to enlighten me as to the relevency of the order of the President, interfering with internal discipline of the school.But no action was taken on the grounds that the Headmaster was not in order in addressing the Director,(vide.Enc.No.8) in spite of the fact that the District Educational Officer ,Tanjore made a surprise visit to he Institution on or about the middle of october 1942 and made enquries of the affair,calling upon Messrs. N.G.Sankara Iyer, B.A.,L.T., L.Muthukumara Meepanar,B.A.,L.T., and R.Thiyagasambandam Pillai assistants of the school. This took place after my transfer.

5. Thereupon I waited and waited. No enquiry as foreshadowed took place till it peeped its head into the enquiry held on 29--12-'44, neary 2½ years after the date of occurance.

6. The enquiry held, and proves even to this hour an enigma to me. The complainants the pupil and his father were not at all summoned: nor the teachers mentioned by me in my appeal.In short the issues raised by me therein (vide Enc.No.6),not even a single item, came up for discussion. No carex was taken to know anything about the mis--conduct of the pupil alleged. My representaions found no place in the enquiry. Of course they are not wanted.(vide Enc.No.1 para 9)

7. Two assistant of the school,Sri.R.Ekambara Nattar, Tamil pandit and Sri. James Vedanayagam B.A.,L.T., were dragged in as witnesses to my great surprise. By no warp of thinking the relation-ship of the witnesses to the can be understood; the latter especially, is a new name added to the list of witnesses once furnished.It is not known how he came to be added.This arbitarary selection of witnesses has been refered to in my communication dated R.C. No.6/45 dated 27-4-45 to the President and enclosed in my petition to the Government dated 27--4--1945. These witnesses were made, as it seemed to me, to say the Pupil in question was beaten to death by the Headmaster.Realising this to be the only theme of the enquiry, I did not raise my voice against it for want of facilities tomake the matter appear in its true colours. If this enquiry had been held in time and ... in the scene

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of action itself,proper light could have beenn thrown on the situation to some extent at least. In ~~that~~ the absence of ~~that~~ those facilities ,perhaps perpesely deprived of,ighoring my request,I was not able to command certain records of the school as well as the evidance of certain ~~o~~thers assistants of the school. Sri.L. Muthukumara Moopanar mentioned in my appeal, was present at the time of enquiry. But he was not called upon.This disadavantage also has ~~xxxx~~ been referred to already. A close purusal of the petitions ~~x~~ of the petitions of the pupil and father will clearly reveal the mischief behind the scene, when looked at with an eye of impartiality (Enc.Nos 3+4)

8 Under these circumstances, my emotion which has felt the pangs of this kind of in toleration and encouagement of indisciplene in the school and the interference ~~xxxxxx~~ with the sacred rights of the Headmaster, impels me to divulge my heart in full; but reason overpowers my feelings and advises me to refrain from such a process. I only thirst to submit that DISCIPLINE, the bed-rock on which the school-edifice stands and grows suffers a severe earthquake and without protection from higher authurities and timely help no Headmaster can hope to control the school in these days of party politics, of communal and private considerations enveloped in social and economic disturbances of the country.

9. I therefore earnestly pray to bestow your kind and earliest attention to this sickening and discouraging atmosphere in the school and extend your valuable help so that the Headmaster may feel strong, safe enough to maintains the tone, discipline and prestige and efficiency of the school and thereby maintains his own honour and dignity as well.

I heve the honour to be,

Sir,

Your most obedient servant,

7/5/45

Headmaster

Submitted on 12/5/45

12/5/45

Headmaster

R.C. No.199 of42.

Papanasam,
28th August,1942.

From

Sri.M.Somasundaram Pillai, B.A.,L.T.,
Headmaster, Board High School,
Papanasam, (Tanjore District.)

To

The Director of Public Instruction,
Madras

Through

The President,
District Board,
Tanjore.

13 MAY 1943

Sir,

I have the honour to submit herewith a copy of the the Proceedings of the President, District Board, Tanjore R.C. No. 3106/42 dated 15-7-1942 and request you to be good enough to enlig-hten me as to whether the Order of the President is in order and whether I am to take disciplinary action against the pupil or not. The order of the President has also been issued without hearing any word from me on the situation and Iam kept in the dark even to this hour about the details of the complaint.

The situation is this: on 2-7-52 I was handling VI Form in the 6th period and I had to continue it for a few minutes after the bell. Immediately after the bell I felt disturbance from V Form, sitting behind VI Form, separated by some small inadequate screens and therefore cautioned it; but no response.Yet I continued the class . Finishing my work I passed by that class and found a pupil bawling out from his seat to another boy in the row at the ether end. I slapped on the back at once. He turned round and frowned on me. Then only I recognised who the pupil was. When I asked him why he made such a noise ignoring my caution he continued to frown and when I persisted for a reply he answred in an imperious tone 'I asked for a book'. Again I questioned him about the need for such an action in the class room. He repeated the same reply in the same tone. This failure on the part of the pupil to realise his mistake and express any sign of repentance induced me to attempt another slap and warn him. But as I raised my hands he caught hold of them and prevented my aim.

This further aggressive sprit of the pupil made me order the boy to come out of the class room. This brought the reply "why". Thereupon I entered the class and insisted on the pupil coming out. Again the reply is "why" only. This open defiance neces-

necessitated me to get hold of his hands and make him go ou . He began to threaten xx me. But without yielding to his threat I made him go out of the school with the instruction that he should not enter the class without my permission. He left the school premises with a big threat.

Next day,3---7--42, he did not attend xxx school. Perhaps he was busy preparing a complaint aided by his xxxxxx uncle, an L.T. assistant in the school. Fourth and Fifth July happened to be Saturday and Sunday. On Monday, 6--7--'42, the pupil was found xxx sitting in the class . He was sent for/and asked why he entered the class~~es~~ without permission. He replied that his father asked him to sit in the class and that an order in writing was required. So saying he went on his way to attend the class ignoring my repeated warning that his father had no right to issue any order in the xx school affair, and that any further disobedience would lead to serious consequences, and attended the class the whole day. the very same evening I had a talk with the uncle assistant about the situa-tion and told him that he would be excused if/he tenderd his apology.

From 7--7--'42 he did not attend xxx school till the receipt of the Proceedings of the President under refrence. From the date of receipt of this order he began to attend the class as the president gave him permission and forbade the Headmaster to take any action against the pupil.

In this connection I also submit your kind notice that Sri.L.Muthukumara Moopanar, acting L.T. assitant of the school, who happens to be his maternal uncle is found to be mainly respons-ible, for this behaviour on the part of the pupil and for the subsequent procedure in addressing the President in the name of the pupil's father and the orders thereof. He is a philosophy graduate appointed to act as History assistant in the school and he wants to be such with minimum History work. He is also attending xxx school from his village Sundarapermalkoil, 3 miles/off the station in spite of the orders of the president to reside at headquarters from the x reopening of the school after summer vacation.

Another situation is the threat which the boy uttered ouside th school premises. His threat became so grave and real that the people of my family got alarmed at it

and deputed two servants to escort me on my way back from Kumbakonam at about 8.P.M. on Saturday the 4th July excepting sene serious harm to my life at Sundaraperimalkoil which lies on the way. When I reached home I found all the members of my family anxiously waiting for my safe return. The whole situation was quite astounding to me and I came to know the whole story behind it from my people.

Afetr this incident I also came to know that the same pupil behaved impolitely and impertinently~~arly~~ the same fore-noon (2-7-1942) towards a secondary grade assitant of the school when he checked him for his annoying talk in an indirect way with a pupil of a diffrent xxx xxx class about the two girls of IV Form standing very near the seat The other boy was punished last year for his misbehaviour towards a girl pupil of IIIForm.

The conduct of the Pupil as detailed above is therfore clearly conclusive of breach of class-room discipline, open defiance and threat on 2-7-42 when checked, and glaring disobedience on 7--7-42 grave moral delinquency as exhibited in his petitions (to the District Educational Officer) by misrepresentations of the situation, leading to deliberate falsehood. My assurance to excuse him on tendering apology fell on deaf ears.

Under these circumstances I feel constrained to obser-ve that the order of the President has interfered with the discipl-inary powers of the xxxxxxxx Headmaster vested in him as per E.S.R. without any graund for it and this kind of interfrence has already given a blow to discipline of the schoolland is expected to affect further the tone and pretige of the school. Even if the Headmaster had acted wrongly the line of action taken by the President to correct him should have taken a different shape.

As et is impossible to aim at the orderly progress and efficiency of the school without foundation of discipline which leads tothe formation of character among the pupils that sit under its roof, I earnestly prayxx for your sympathy and protection xxx against the the moral violence inflicted upon the Headmaster. I need xxx not add how inopportune this procedure is at the present circumstances of the country.

Exc. 33

3rd July, 1942.

From K.Krishnan, Vform Victoria Board High School Papanasam.
residing at North Street Sundaraperumalkoil,
Tanjore District.

Sir,

Iam a student of the Vform ,Victoria Board High School, Papanasam, Ihave been studying in the same school since IV class and have not failed in amy class except in the V class.I have been maitaining good conduct and have not been punished at all, all these years. I have been seccuring fairly high marks in all the examinations. My age is 18.I am a Hindu.Moopanar enjoying half fees'concession.I come of a Poor family.I reside at my own Village with my Parents at Sundaraperumalkoil,a village 3miles from Papanasam.

On the 2nd July '42 during the usual recess of five minutesbetween the 2nd and 3rd periods I went to the IV form B section shed to borrow a fountain pen from my friend, Mr.S.Kanakasabai. I was asking him whether his pen would write well etc., At this time,Mr. R.Thiagasambandam,Teacher IiI form A section walked that side,called me near him and asked me what I was doing there.IsaidI was there borrowing a pen for use in the next vernacular Translation period. He abusedme and orderedme to go back to my class room.While I was returning I was murmuring within Myself that it was only a recess period and I could not understand why that teacher abused me.Mr Thiagasambandam the same teacher almost followimg me up and just after I took my seat in my class room, called out to me by my name and I went out and followed him. He took me to the back entrance of the main building adjoining the headmaster's room and accused me in abusive words that I was loitering about and particularly near the classes where there are girls. girls. I deniedit and told him that I am not of that type. So saying I left him abruptly and went back to my class room.

In the afternoon of the same day just at the beginning of the 7th period and last period, the tamil pundit had not,yet arrived, the boys in my class were all talking and making noise.Suddenly I felt a heavy blow just above my waist at the back,I turned round and saw the headmaster. He asked me why I was making noise.I asked told him I asked Mr.Thirunavukkarasu for the loan of a book."What for " the Headmaster asked.So asking the beat me with his hand on my right and left shoulders and chest.I replied for reading only. He asked me to get out. So saying hepushed me violently all the time beating me. He was pushing me out all the distance delivering several blows. I was weeping.I was in a state of fear, I did not know the cause. I requested him to permit me to take my books from the class room. He refused and pushed me out. I returned home.I am afraid toge to school now.I want your protection and d instruction as to attending the school further. I am not attending the school to day out of fear and pain all over the body. My father too is away attending a friend'marriage.

Yourr obediehtly.
sd. K.Krishnan.

(True Copy)

To

The District Educational Officer.Tanjore.

Copy to the President District Beard Tanjore.

" " Director of Public Instructian Madras.

N.R,C.A/42 /8-7-42.

Forwarded to the Headmaster.Board High School.For remarks and immediate return.

sd. T.V.Annargundaram.

Proceedings of the President, District Board, Tanjore.
R.C.No.3106/42 dated 15--7-42.

sub:- Education -secondary-Board High School,Papanasam--using violence against a boy-- complaint against Sri.M.Somasundaram Pillai,B.A.,L.T., Headmaster--orders passed.

ref:- Petition dated 3-7-42 from Sri. M.K.Kandasamy Moopanar,Mirasdar, North street, Sundarapermalkoil.

O r d e r.:- It is brought to the notice of this office that the Head Master , used violence against k.Krishnan, a pupil of V Form of the Board High School, Papanasamat the beginning of the 7th period on 2--7--42 and pushed out of the school. It is further reported that when the boy attended the school on 6--7--42 he ordered him to get of t the school threatening that he will didmiss him.As the pupils applies for the protection of the District Board, the Headmaster is hereby instructed that pending the issue of final orders by this office in the matter he should allow the boy to continue in the school and that he should not take any further action so far as this incident is concerned.

2. K.Krishnan, pupil of V Form is hereby permitted to attend the school.

L.Marghasahyam.
For president.

To The headmaster, Board High School,Papanasam.
Copy to Sri. M.K.Kandasamy Moopnar, Mirasdar, North Street, Sundarapermalkoil.

(True Copy)

Headmaster

Exh. A

From

Sundaraperumalkoil
7th July ,

M.K.Kandasamy Moopanar, Mirasdar,
North street, Sundaraperumalkoil,P.O.,
Tanjore District.

Sir,

My son K.Krishnan,student V form, Victoria Board High School, Papanasam, showed me on the 4th instant on my return a copy of his complaint to you dated the 3rd instant. I asked him to go to school yesterday and if asked to go out again, i instructed him to get a letter from the Headmaster to that effect.

My son went to the school yesyerday and took his seat in the class room. His class teacher took,the attendance register and mar marked him also present. Abouy at 10-30 A.M., he was sent for by the headmaster to his room.The headmaster asked him on whose authority he entered the school.My son repliedthat I had asked him to attend the the school as usual. The headmaster told him,'your father is not controlling the school,You get out,IF you do not I will dismiss you and see that you will not be admitted in any other schools also."(or words to the same effect).The headmaster spoke to him in the tamil language throughout(mixing up english words) and in a threating voice. My son told him that I wanted a letter from heim. He refused saying that his word is law and asked my son to get out.

I amafraid to send my son to the school in the circumstances without your permissin. Irequest that an enquiry into the matter be instituted immediately . Myson is in the Physics section. a new sub subject to him and any loss of attendance will cause serious damage to his studies. I therefore request you to treat this matter urgent.

(True Copy)

Yours sincerely,
sd, T,K,Kandasamy Moopanar.

To

The District Educational Officer,Tanjore.

Copy to the President,District Beard ,Tanjore.

" " " To The Director OF Public Instruction,Madras.

7/7/42
Headmaster

M. R.C. A/42 dated 15.7.42.

Forwarded to the Headmaster, Board High School, Papanasam for remarks and early return.

Sd). T. V. Appaswamidasan
Dt. Educational Officer
Tanjore

Re 749/A/42 dt 31.7.42

The attention of the Headmaster is invited to this office No 749/42-A, dt. 7.7.42 and he is requested to resubmit the petition with his remarks by return of post.

(Sd) K. [illegible]
Dt. Educational Officer
Tanjore

12

To

The Headmaster,
Board High School.
Papanasam.

Sir,

With reference to your endorsement dated 22-7-'42, I submit the facts.

On 2nd July 1942 during the recess period on my way latrine I noticed the petitioner and Kanagasabai a pupil of IV standing between the V.F and IV.F-A sheds near the girls' desks IV.F.-A. I heard K.Krishnan say to his friend "Which do you like Black or red ?(refers to the colour of the girls).I went my way.On return I found these pupils in the same place and in the same manner. Scenting some unhealthy talk I questioned the petitioner as to why he was standing there. He replied that he was borrowing a pen from his friend.Again I quetioned him that his business did not reqdire such a long time. To this he gave me an evasive and impertinent answer I asked the boy to go to his class in as much as his business was over by then. He walked to his class murmering.On his entering the class I heard the whole class behind me laudhing. By now I was between III A and the back entrance of the main building.I turned round and called him and asked him as to the cause of his murmur and consequent laughter in the class. He replied"Why do you assume yourself too much? You always suspect others.There are others for the business.I am not a man of that type. See others and find out if you can. Afetr all it is only a recess period during which we can go and come as we please." So saying he abruptly left me. The boys reply all along was in Tamil.

The petitioner is a grown up boy. His stay in the xxxxxx in the said place for almost the whole xxxx of the recess in company with his friend, one who was punished for behaving indecently toward the girl pupils on a previous occasion,the nature of his conversation in a place where his presence is unaccountable, his murmur and the consequent laughter in the class,his subsequent impertinent intrespective reply, etc; these will conclusively prove what sort of boy the petitioner is.

Many of these points have been admitted by the petitioner.It is understandable as to how a teacher could think of abusing a boy for the simple answer of standing there borrowing a pen from an honest boy of the type of the petitioner.

It is beyond comprehension as to how a boy V Form could think of writing a petition to the higher authorities unless it be by pleading of some elderly persons interested in him with whose collaboration only there can be twisting of facts. A boy who thinks that he has a grievance and that can be redressed by addressing the authorities should answer why he forget the authority, namely the headmaster, on the spot.

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

Sd.R.Thiyagasambandam.

Board High School,
Papanasam.

(True Cop).

7/7/42
Headmaster

R.C. No.199/42-
dated:

Board High School,
Papanasam.

Resubmitted with following enclosures and remarks:

1. Copy of the order of the President.
2. Copy of the Appeal to the ~~xxxxxxxx~~ Director of Public Instruction.
3. Copy of the report from Sri.R.Thiyagasambandam Pillai, secondary grade assistant.
4. Two original petitions of the complainant.

2. The first petition is dated 3--7--42. This is suggestive that the draft to address the higher authorities should have been prepared on 2--7--42 itself overnight. Hence the anxious waiting for an opportunit to carry out some evil plan already conceived.

3. According to the statement of the pupil himself he is an a

4. Para 3 of the petition dated 3-7-'42 contains delibrate falsehood by its refrence to a heavy blow, several blows, weeping, in a state of fear, did not know the cause, pain all over the body, etc.

5. If the boy was really afraid and was in a state of fear who gave him courage to attend the [illegible] Monday 6--7--42 in open defiance and disobedience to the threat of dismissal f the Headmaster? ith the pain allover the body and unable to atten school, hee did he manage to prepare this petition, get it typed and post it? Did he do it himself or someone did it f him ? if his father was away on 3--7--42, who advised him t resort to this ~~xxxxxxx~~ course of action? Does he admit then that t this was done without his father's knowledge and consent his father know english?, or is the boy himself capable writing this ?

6. The above psychological issues arising from the stat the pupil himself clearly reveal the mischievous plan it. It should be from none other than Sri.. Muthukuman Meepamar, B.A.,L.T., the uncle assistant as he has ign assurance of the headmaster to excuse the pupil on hi -ing an apology and as such ~~xxxxxxxxxxxxxxxxxx~~ he d be charged of grave professional misconduct.

7. It is therefore prayed that the teacher and the pup te be punished prpopexly for maintaining the tone, pr and discipline of the school. What a tragedy is it that i service the culprit gets honoured and the innocent gets condemned and dishonoured

(True Copy)
~~xxxxxxxx~~ Board High School,

(True Copy) Sd. M.Somasundaram.
Headmaster.

From the Headmaster, Board High School, Kodavasal, to the Diatric Educational Officer Tanjore.

R.C.No.749.A.42 d
31-7-'42

I have the honour to bring to your kind notice that refrence was resubmitted with my remarks in R.C.No.199/42 1942 from Board High School, Papanasam. A Copy of my Director of Public Instruction against the Ordres of District Board, R.C. No.A.13.31e6/42 dated 15-7-'42 enclosures was also submitted to you.

Though it is now ~~xxx~~ seven months since i have not reached me. As a charge also framed scorestands against me and as Iam anxious t situation I request you to be good enough ~~xx~~ rders on the situation as it involves t t of discipline in their school by the Department makes me feel helpless

[True Copy]

Copy R.C. No.1883.A/42 dated 20-3-43 of the Director of Public Instruction, ~~xxxxxx~~ Madras communicated in Dis.No.290/43 dated 29-3-43 of the Divisional Inspector of Schools, Madura.

Sub:- Complaint against Sri.M.Somasundarm Pillai, Headmaster, Board High School, Papanasam.

Read:- Letter R.C.No. 373 Tan/42 dated 4th February 1943 from the Divisional Inspector of Schools, Madura.

In view of the fact the Headmaster was not in order in addressing the Director and that the President District Board Tanjore is holding an enquiry, it is not proposed to take action at Present on the petition.

L.Dis. No. 1522/43 dated 8-4-1943.

Communicated to Sri.M.Somasundaram Pillai, Headmaster, Board High School, Kodavasal.

(True Copy)

7/5/43
Headmaster

R.C.No.G-B-/45 dated12-5-'45

Board high school,
Kodavasal,
12th May, 1945.

From

Sri.M.Somasundaram Pillai,B.A.,L.T.,
Headmaster, Board High School,
Kodavasal, (Tanjore District.)

To

The Secretary,
Local Administration Department,
Government of Madras,
Madras

Through

The President,
District Board,
Tanjore.

Sir,

Subject:- application for leave--My petition dated 27-9-1942 to the Government of Madras- Joining duty at Kodavasal on 17-12-42. Charges framed- explanations submitted- repeated requests to pass orders - no orders yet passed.

I have the honour to bring to your kind notice that it is now more than 2½ years since I went on leave and in spite of my explanation submitted on 15--1--'43(Enc.No.2) and the reminders of request no orders have yet been passed. To my D.O. dated 17-10-1944 I was informed that the question was one under enquiry in memorandum R.C.A.13.No.29910of'44 dated9-11-'44. After this dated two enquries were held on 10-12-'44 & 29-12-'44. This question was not at all taken up. I am at a loss to know what enquiry the President is going to hold, when he is going to hold and what witnesses he is going to summon to give disposal to this simple affair.

In this connection I also desire to submit that on the strength of a return given by the President, the amount of salary due for the leave period was included as payment made in the income-Tax return for the year 42-43 and I was made to pay tax for that amount also.

I am therefore compelled to observe that, in this abnormal delay practised, I read nothing but a tortuous treatment and a provocative injustice even to the most slavish mind.

Hence I devoutly pray you, Sir, to pass necessary orders paying adequate compensation for this deadly delay as I have been put to much pecuniary inconveniences besides mental worry and dejection, in these days of acute economic storm and stress.

My service Register also remains without any entry after 31-12-1941.

I have the honour to be,

Sir,

Your most obedient servant,

12/5/45

Headmaster

R.C.No.A.13-29598/42. Tanjore District Bo...
Dated 9--1--194...

Sri.M.Somasundaram Pillai, B.A.,L.T.?
Headmaster, Beard High School, Kedavasal.

Subject:- Establishment-Secondary schools -Beard High School,Kedavasal-Sri.M.Somasundaram Pillai, B.A.,L.T., Headmaster-Charged framed against- explanation called for.

The following additional charges are framed against Sri. M.Somasundaram Pillai, B.A.,L.T., Headmaster, Beard High School, Kedavasal.

1. That he disobeyedthis office R.C.29598/42, dated 13-11-'42 requring him to appear before the District Medical Officer, Tanjore for medical examination immediately on receipt of the order.

2. That he overstayed the leave sanctioned to him in this office R.C. No.29598/42, dated 9--9--'42.

3. That he was absent from duty witout even applying for leave of absence from 12-12-'42 to 17-12-'42.

He will submit in writing so as to reach this office on or before 17-1-43 his statement of his defence and also state in writing whether he desires to be heard in person in respect of the several charges.

(True Copy) Sd. L.Marghasahyam,
For President.

R.C.NO. 36/Ss. 42-43. Beard High School,
Kedavasal, 15th January,194...

From
Sri. M.Somasundaram Pillai,B.A.,L.T.,
Headmaster, Beard High School, Kedavasal.

To
The President,
District Board,
Tanjore.

Sir,

Reference:- R.C. No.A.13-29598/42, dated 9-1-1943.

I have the honour to bring to your kind notice that my leave question has been exhaustively dealt with in my petititon to the Government dated 27-9-42 and as such there is no need for any explanation at this stage but to have passed orders, by this time, though not already, and to have given an opportunity to the Government to declare its decision as expected in its Memorandum No.6486(S) B/42-1.Edn. dated 12th Dcember 1942, and have helped me also to arive at a decision regarding the fate of my service under this Board, instead of continuing to tease me and disturb my peace of mind which I am sadly in need of to do my duty properly.

Let me however repeat that on grounds ofdomestic calamity and ill-health, supported by Medical certificate the leave was applied for in time. It is not possible for a cripple to walk erect because an order to do is issued.If the sanctioning authority can ignore these factors and these various issues raised by me in my petititon to the Government let the will and pleasure of the authority prevail as I am incapable of staying it.

In this connection let me also point out that all t communications addressed to me during the leave period treated me as one 'On leave'at Papanasam' and the new view of 'Overstay' contradicts it and belies what any reasonable man is led to expect thereof.

Regarding the call to appear before the Dist Medical officer for the extension of my leave applied for on Medic certificate the'overstay'view entertained, points out that that ca should have arisen,to avoid inconsistency in the proceduse, as the first period of the leave should automatically on the extension peri also. Did the authority plan to treat the first period as 'Overstay' and the extension period as one on Medical leave ? If so,the inconsistency thereof is evident. This is why perhaps I was

(2)

was providentially prevented from appearing before the District Medical officer by special illness at that ximx period and I was saved from incurring unnecessary expenditure in the shape of payi medical examination fees. A report intimating my inablity to appear on account of illness was duly made to the District Medical Officer on 20-11-42 and the Medical Officer, I understand, has also intimated the same to the xxxx President, District Board. Whom I found myself fit to appear, it xx proved too late in the day to be of any use for the purpose of extension. Do these circumstances warrant that I have 'disobeyed'?

Concerning the period from 12-12-1942, I submit that it mx mxkxx marks the joining time which I am entitled to, under Fundamental Rule 105, owing to joining a post in a new station from the old one on account of transfer. The need to apply for 'leave of absence' does not therefore arise.

Considering the serries of wrongs done to me for the past 5 years and the handicaps created by the the President in discharging my duties, especially thrusting the services of a vertable drunkard as an assistant under me, wherever I am and wherever I go, ignoring all my reports against xx him, I do not think it worthwhile to represent anything in person to an authority who has this frame of mind Much injustice has been done to me. If it is so destined that it xhxnkx should come to a climax, let it come. It may be for xxxx some good as truth should xx suffer before it triumphs.

(True Copy) Sd. M.Somasundaram.

From
M.Somasundaram Pillai, B.A.,L.T.,
Headmaster, Board High School,
Kodavasal.
R.C.No.166/43, dated 12-7-43.

To
The President,
District Board,
Tanjore.

Sir,

Reference:- R.C.No.A.13-39398/42, dated 9-1-43- this office R.C.No.36 Ms./42-43, dated 15-1-'43.

Though it is nearly six months since the explanation called for was submitted no orders have yet been passed. As I am anxious to decide certain issues connected with my future service, xx request the favour of early orders on the situation.

(True Copy) Sd. M.Somasundaram
Headmaster.

From
M.Somasundaram Pillai, B.A.,L.T.,
Headmaster, Board High School,
Kodavasal.
R.C.No.166/43, dated 28-8-1943.

To
The President,
District Board,
Tanjore.

Sir,

Reference:- This office R.C.No.166/43, dated 12-7-1943.

I have the hebour torequest you to pass early orders on t this office R.C.No.166/'43 dated 12-7-'43, as the question is pending nearly year.

(True Copy) Sd. M.Somasundaram
Headmaster.

12/5/Thi
Headmaster

---

19 47 To 16 REGISTERED 7925/45

M. Somasundaram Pillay B.A.L.T
Headmaster, Board High School
Kodavasal

The Secretary
Local Administration Department
Government of Madras

Through The President, District Board, Tanjore

Sir,

In Continuation of my petitions dated 27.4.45 7-5-45 and 12-5-45 as well as the previous petitions dated 27th September 1942 and 11th October '42 I have the honour to submit herewith a Copy of the orders of the President reducing me to the position of an assistant and posting me to Tirutturaipondi (Re A.13.No 29910/40 dated 31-5-45) and request you to be good enough to cause the orders to be kept in abeyance as the President has passed orders without giving me, in spite of repeated requests, the statement of allegation on which each charge has been based along with the various other circumstances to be taken into consideration, in passing orders, as laid down in

P.T.O

20 -2- 48

in the Rules and without meeting the dis adv[…]
and handicaps pointed out by me in […]
petitions under reference and as I have […]
been given an opportunity to know the findings
of the President, beforehand, for meeting the same
before passing orders.

I have the honour to be,
Sir,
Your most obedient Servant

Kattumannarkoil
7th June 1945

(True Copy)

[signature] 7/6/45
Headmaster

Submitted to the President, District Board, Tanjore with reference to Rc A13/29910/40 dt 10.7.45. The original Petition was submitted on 7-6-45 itself.

[signature] 15/7/45

-1- 49 . 21 47

M. Somasundaram Pillay B.A.L.T.
Headmaster, Board High School, Kodavasal
(under Reduction)

20746

17

The Secretary,
Local Administration Department
Government of Madras

28 JUL 1945

Through the President,
District Board, Tanjore.

1. In continuation of my petition dated 7.6.45, enclosing the order of reduction, I have the honour to submit below details regarding the history of my service, of my salary, of the charges framed, of the enquiries held and of the kinds of punishment inflicted and pray to decide, in the light of these details, whether the punishment inflicted is unjust and unmerited, or not, whether it is vindictive and remorseless, or not.

2. History of my Service

a. Entering Local Board Service on 3rd September 1918, under the South Arcot District Board, I am this day covering nearly a period of 27 years. Of this, a period of 20 years marks the period of my High School Headmastership from June 1925, preceded by the Headmastership of Middle Schools for a period of 3 years. This whole period of service, I can say without fear contradiction, has been appreciated by all the successive District Educational Officers. My retirement falls on November 1946.

3. History of my pay

(a) As Headmaster of middle schools I drew Rs 100/ per mensem. When I was [appointed] as Headmaster of [illegible] Board High School in 1925, by late Sir A.T. Panneerselvam, I was taken in the scale of Rs 150 - 10/A - 250, the scale then in vogue. By the year 1934, when the Bobbili scale was introduced, I was drawing Rs 240/ per mensem. With the introduction of that scale the maximum pay of the Headmasters was cut down Rs 170/ the maximum of the new scale. On the representations made to the

8. In concluding this petition, let me repeat my prayer to help me to get relieves from this service, as early as possible, as the present circumstances in which I have to work, are totally uncongenial to the cause of education discipline, truth and justice. The struggle has lasted for nearly 6 years from 1939 and it has told much upon my health. The one great compensation, I crave for is Victory for India.

I have the honour to be
Sir,
Your most obedient Servant

25/7/45

Kattumannarkal
(Via) Chidambaram
Dated 25th July 1945.

C.F. 33.

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) Tanjore.

Telegraphic Address

To

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

Rc.A13 *No.* 29910-40 *dated* 22nd August 1945

Sir,

*Sub:- Establishment - Board High School, Kodavasal- Sri M.Somasundaram Pillai, Headmaster - Reduction as L.T.Assistant - Petitions forwarded with remarks.

Ref:- Government memorandum No.20023-1-B-Edn. dated 26-5-45.

I am forwarding herewith the petitions dated 27-4-45, 8-5-45, 12-5-45, 7-6-45 and 25-7-45 of Sri M.Somasundaram Pillai, formerly Headmaster of Board High School. Kodavasal, now L.T.Assistant of Board High School, Thiruthuraipoondi, with the following remarks:

Regular charges were framed against the petitioner and on enquiry he was found guilty of the several charges. The charges under which he was found guilty go to prove that he is quite unfit to be an headmaster and he was therefore, after mature consideration, reduced to the status of an L.T.Assistant in my proceedings R.C.No.29910/40 dated 28-5-45, Copy of which is enclosed together with copies of Appendixes A to C for favour of information.

The points and objections raised by the petitioner in his petitions are frivolous and are after thoughts. The charges and the final orders passed thereon after judical enquiry will by themselves prove how considerably and comprehensively the matter has gone into and the full scope given to the petitioner to defend himself.

Orders of reduction passed in Rc.No.A13-29910/40 dated 28-5-45 were acknowledged by him on 6-6-45. The appeal time expired on 6-8-45.

The burden of every petition of his is "prestige and discipline", while he has done all in his power to shatter the prestige and discipline of the every institutions in which he was Headmaster and his tone and style of his letters either to me or to higher educational authorities has been in direct violation of all principles etiquette and discipline. His continuance as Headmaster any longer would have pulled down the last remnant of the reputation of the District Board High Schools. I would say in one word that he had shown himself an autocrat, intolerant of rules and principles impertinent to the highest degree towards his superiors in office and tyrannical towards his assistants and subordinates and his own students.

DEPT. SECRETARIAT TO GOVERNMENT
AUG 1945
MADRAS

28463

ENCLOSURES 5 petitions + a copy of order with Appendixes A to C.

SPARE COPIES

He lacks the sympathy and patience so essential in a teacher. He has shown himself unfit to be a teacher and much less fit to be a Headmaster. In view of his long service, very lenient view has been taken and he is allowed to complete his service as an assistant.

JS. President.

Proceedings of the President, District Board, Tanjore.
R.Dis.29910-40 Dated 28th May 1945.

Sub:- Education - Secondary - Establis ment - Charges framed against Sri M.Somasundaram Pillai, B.A., L.T., Headmaster, Board High School, Kodavasal - Orders passed.

Read:- Findings dated 26-5-45 forwarded by the Vice-President, District Board, Tanjore as a result of the enquiries on the several charges framed against Sri M.Somasundaram Pillai, B.A., L.T., now Headmaster, Board High School, Kodavasal.

2. Other connected records.

O R D E R.

The Vice-President, District Board, Tanjore has under my delegation conducted the enquiry into the several charges (Appendix A) framed against the Headmaster Sri M.Somasundaram Pillai, B.A., L.T., on 10-12-44, 29-12-44 and 1-5-1945 and has forwarded his findings thereon to me. These are found in Appendix B. I have carefully perused the records of enquiry and connected papers and I entirely agree with the findings given. The Vice-President, District Board, has found the Headmaster guilty in respect of charges Nos.I,II,IV,VIII,IX,XII,XIII, XIV,XIX,XX,XXI,XXII,XXIII,XXIV,XXV to XXVIII additional charge regarding the exhibition in the Board High School, Papanasam and the new charges Nos. (i) to (vi) framed about the Students' strike in the Board High School, Kodavasal on 30-11-44. These come under the heads (i) acting arbitrarily and in excess of powers (ii) culpable delay resulting in loss (iii) dereliction of duty (iv) disobedience of orders (v) impertinence (vi) mis-appropriation and improper handling of public funds and (vii) inefficiency and want of tact. I have taken great pains to see whether there was any possibility of making the headmaster realise his responsibility at least in future and discharge his duties properly. In every one of the explanations given by him to the various charges. he has shown contempt for authority, utter indifference of sense of discipline and an obstinacy in refusing to see the error of his ways and conduct even when pointed out. A few cases of such instances will be found in the enclosure Appendix C. He also played obstructive tactics throughout the course of the enquiry and at a later stage actually refused to submit himself to the enquiry even though he was present. Any individual found guilty of such actions and mis-conduct is quite unfit to be a teacher in any public educational institution and much less the headmaster thereof. In view of the charges proved against him and in the interest of the District Board Educational institutions, I am obliged to consider that Sri M.Somasundaram Pillai B.A., L.T., cannot continue as Headmaster of a secondary school any longer and I therfore, with regret, reduce him to an L.T.Assistant in the scale of Rs.65-5/2-100 and permit him to draw the maximum of Rs.100/- in that scale with effect from 11th June 1945.

2. I also order that Rs.1-1-1 referred to in charge No.VIII; Rs.23 mentioned in charge No.XXVIII and the value of the shortages in stock of stationery articles and M.T.Articles for which he has been found responsible under charges XIX and XX be recovered from the said Sri M.Somasundaram Pillai, B.A., L.T.,

3. Separate orders regarding his posting as L.T.Assistant will follow.

Sd/- V.Nadimuthu Pillai,
President.
District Board,
Tanjore.

(True Copy)

President, District Board,
Tanjore.

the government, about the hardship ca[used] all the incumbents adversely affected by the new scale were permitted to draw the difference between the two scales as P. Pay.

(b) But, Times proved unfavour[able]. The East Tanjore District Board, that fought for Personal Pay, imposed a temporary cut of 50% in the Personal Pay for one year owing to unforeseen financial difficulties. As misfortune would have it, the temporary cut was extended year after year till the amalgamation of the East and West Tanjore District Boards about the year 1938.

(c) Even after the amalgamation the cut continued 'temporary'. Soon after, about the year 1941, the cut was declared 'permanent', by an order of the President, in spite of the fact that the government was against it. Even to day the authority on which the order was based is unknown.

(d) Under these circumstances I came to draw Rs 170+35 P.P. from 1934, thus losing a sum of Rs 35/- per mensem. By this day the loss covers a period of 11 years amounting to Rs 4620/- approximately. With the sanction of war allowance the loss was, to a certain extent, compensated.

(e) Now with the order of reduction as an assistant, I have been graciously allowed by the President to draw Rs 100/-. the maximum pay of an assistant.

(f) Let me also, in this connection submit to your kind notice that in the midst of these adverse circumstances, I was contributing Rs 8/- per mensem from January 45. towards the Governor's War Fund.

4. History of the charges:-

There are 8 sets of charges against me as shown below:

i. The first set dated 11-10.40 is [illegible] in number. It refers to excess admission of pupils - Delay in submitting equipment indents for 41-42 - Omission of an entry in a Service Register and others.

ii The 2nd set dated 15.8.42 is 11 in number. It deals with the temporary misappropriation of Book Depot Funds of the Board High School, Ayyampet relating to the year 1932 and certain other petty and frivolous charges based upon the internal management of the school.

iii. The 3rd set ~~refe~~ dated 7-9.42, refers to incomplete handing over charge on 31.8.42 and shortage in Stationery articles.

iv The 4th set refers to my failure to obtain and submit an explanation from a peon within 24 hours. The call came on 30.8.42 Sunday and I was relieved on 31-8.42

v The 5th set dated 9-1-43 speaks of my leave question from 15-9.42 to 17-12.42. The situation has been already placed before the government in my petition dated 12-5-45. p.44 ante

vi. The 6th set speaks of the purchase of Sports materials, on my own responsibility, framed as a sequel to the government Memorandum No 16772 - Edn. dated 28.4.4[?]. Not put up

vii The 7th set dated 9-12.44 involves the strike question in the Board High School Kodavasal on the forenoon of 30-11-44

viii The 8th set dated 22.12.44 is about the exhibition held in Board High School Papanasam in May 1942.

Note:- The files relating to the 7th & 8th set have been already placed before the government in my petition dated 27 4/45. p.28 ante

P.T.O.

5. History of the enquiry:-

(a). Regarding the first set of 7 charges, dated 11-10.40, after my explanation dated 22-11-40, I was ordered to meet the Vice-President for a personal enquiry on 21-9.41, first at Poondi and then on the same day at Tanjore. This was done. The Vice-President who promised to pass orders never did so till the last hour. A reference has been made to this in my petition to the Government dated 11th & 19th October 1942.

(b) Long after this, on my repeated requests, the first date of enquiry fell on ~~25~~ 25-9-43; but it got postponed several times, at the eleventh hour, till it actually fell on 10-12-44 in response to my D.O., dated 17-10.44, to the President. On the receipt of the first date of enquiry (25-9.43), my D.O. to the Vice-President of 16.9.43, pointed out the valuelessness of the enquiry at that distance of time and requested to hold the enquiry at least in the school concerned to make it somewhat useful. It was first granted and stood granted throughout the period of postponement. But when it came to be actually held it was ignored. The first enquiry of 10-12.44 was held at the Assistant Engineer's Office, Kumbakonam; the 2nd and the 3rd at the Pangal Buildings, Tanjore on 29-12.44 and 1-5-45, respectively.

(c) At the time of 3rd enquiry 1-5.45 I clearly repudiated the charges, by calling upon the Secretary, to give the individual instances, facts and figures, concerning the details of the Strike and the Exhibition charges. I called ...

at least one instance, namely, the day 30-11.44, was rainy. Reply came neither from the Secretary, nor from the Vice-President who conducted the enquiry. But the Vice-President was kind enough to advise me to calm and to feel that no harm would come to me. Yet some days later, he found me guilty. The President, after a careful perusal of the records, agreed with him and discharged his bullet against me. May God be pleased to show the truth.

6. Kinds of Punishment inflicted.

a. Reduction of Post.

(b) Reduction of pay - from Rs 140 + 35 P.P + 35 W.A to Rs 100/

(c) Men as Headmaster of Middle School - Service as an assistant - a wanton insult

(d) Recovery of:-

i. Rs 24-6-0 - T.A. paid to witnesses for attending an enquiry because of my inability to attend.

ii Rs 1-10-0 - Cost of an unnecessary telegram

iii. Cost of shortage in Stationery articles

iv. Rs 23/ - Excess amount paid to Sports materials.

v Rs 1-1-0 - fraud on public funds

vi Rs 1-8-4 - Cost of two ~~brass~~ tumblers, said to be missing; ignoring the ~~fact~~ their brass chombu substituted in their place to meet a need thereof and so recorded in the Stock book.

(e) Loss of Leave Salary from 15-9.42 to 17-12.42 amounting to Rs 615/ approximately

7. A detailed appeal showing the various objectionable means adopted, in recording ~~the~~ certain charges 'Proved' and certain other charges 'Proved and Deleted' will soon be submitted.

...daram Pillai, B.A., L.T.,
...nasam (Now Headmaster, Board

...tely disobeyed and ignored the orders
...eir Memo No.25227-B/39 dated
...Headmasters in this office
...ated 18-11-1939 and exceeded his powers
...s in Form II and class V respectively of
...nasam necessitating thereby the
...sections for these classes.
...ers to admit in any class more than 40
pupils w... ...on of the District Educational Officer
and should not have made admission in excess of the normal strength permissible for each class without consulting this office before hand whether the Board would be able to find funds to sanction the creation of two temporary posts. This arbitrary action of the Headmaster resulted in unnecessary expenditure to the Board by the creation of two temporary posts of secondary grade assistants and the provision of additional accommodation to the school.

2. That he had failed to carry out the orders of this office and delayed till 2-8-40 the submission of indents for equipment grant called for in this office Rc.No.21153/A13/40 dated 8-7-1940. When the indent was sent to the District Educational Officer, Tanjore it was returned by him saying that it could not be forwarded to the Divisional Inspector of Schools, Madras South as it was received long after the due date. Owing to the delay in the submission of the indent, the District Board has had to forego the half grant which the Government might sanction under Part II schemes.

3. That he had failed in his duty by not reporting to this office his refusal to grant casual leave for 1 day on 5-8-40 to Sri Sami Chidambaranar, Tamil Pandit ~~fx~~ of the school and obtaining the orders of this office as to how his absence on 5-8-40 should be treated and further unauthorizedly withheld his pay for the entire month of August with a view evidently to cause unnecessary hardship to him.

4. That he had clearly neglected his duty in the matter of proper maintenance of Service Registers by not recording the order of confirmation of the Laboratory Attendar S.Radhakrishnan in his Service Register.

5. That while he was at Tiruthuraipoondi he had unauthorisedly refused to pay the wages of the watchman Murugaiyyan for the month of January 1939 and remitted it into the treasury on 11-3-39 on the ground that he did not agree to the deduction of Rs.2/- in his pay bill ~~for~~ the theft of annas eight from the clerk's table was detected. The Headmaster had no authority to withhold payment of the salary passed by this office and legally due to the watchman.

6. That while he was at Tiruthuraipoondi he had unauthorisedly recovered a sum of Rs.5/- from the pay of watchman Murugayyan for the month of December 1938 and remitted it to the credit of the District Board General Funds without the orders of this office. The recovery was made by him in respect of a missing plank which was lost from the school and he had adjudged the case himself and fixed the responsibility for the loss of the plank upon the watchman.

23 14 22 31

7. That he had inordinately delayed the submission of his remarks on the mahazar of the public of Papanasam which was sent to him in this office Rc.A13-13641/1940 dated 30-4-40. Two reminders issued by this office on 14-5-40 and 24-6-40 only 23 elicited from him an interim reply that he had forwarded the mahazar to the village Munsif of Papanasam for indentifying the "noble" signatories who seem to constitute the public of Papanasam. The Headmaster was informed by this office on 1-7-40 that there was no necessity to identify the signatures to the mahazar and he had only to submit his remarks. Though two more reminders were issued on 31-7-1940 and 18-9-1940 no reply has yet been received.

8. That while he was at Ayyampet he received on 30-8-32 a sum of Rs.61-1-1 from Sri V.Thiagaraja Iyer, B.A., L.T., Secretary of the Book Depot, Board High School, Ayyampet but instead of handing over the amount to Sri S.Desikam Iyengar, B.A., L.T., the Secretary of the Book Depot who succeeded Sri V.Thiagaraja Iyer, retained the amount for about 4 months and paid only a sum of Rs.60/- on 10-12-32 to Sri S.Sivaswami Chettiar, who succeeded Sri S.Desikam Iyengar, B.A., L.T., keeping a balance of Rs. 1-1-1 with him. The retention of a sum of Rs.60/- by the Headmaster from 31-8-32 to 10-12-32 without handing it over to the secretary of the Book depot for being remitted into the Bank amounts to temporary misappropriation of the Book depot funds and the non-payment of the sum of Rs.1-1-1 amounts to a fraud on public funds.

9. That he has been indulging in unauthorised collection of small amounts as fines from the pupils of the Board High School, Papanasam for non-attendance at the weekly meetings of the Boys' Literary Association, non-preparation of home work and failure to bring costly note books of uniform size, without issuing receipts and appropriated the amounts so collected without remitting them to the credit of the District Board General Funds.

10; That he had not complied with the request of a parent, Sri M.Nagasubramania Iyer of Papanasam to grant a receipt for the amount received by him and refused to accept the fee of Rs.5-4-0 sent by Money Order by him on 14-11-41 and refused to receive the Money Order only on 21-11-41 making the parent not only lose the money order commission but also subjecting him to a penalty of three annas to save which he remitted the amount by money order.

11. That when the Headmaster was called upon by the District Educational Officer, Tanjore to submit his remarks on the several issues raised in Sri Nagasubramania Iyer's letter, he not only did not submit his detailed remarks but raised questions irrelevant to the point at ~~xxxxxx~~ issue - vide his Rc.No. 168/41 dated 27-12-1941 and on a further memo issued by the District Educational Officer, Tanjore, he had stated in his Rc.No.168/41 dated 10-4-42 that he may be spared from addressing two officers on the same subject viz., the District Educational Officer, Tanjore and the President, District Board, Tanjore though the records disclose that this is a barefaced lie; The fact was that when he was called on by this office to offer his remarks on the several allegations contained in this proceedings of the public meeting held at Papanasam on 15-11-41, he simply submitted a copy of his report to the District Educational Officer, Tanjore which by no stretch of imagination can be taken to be separate reference requiring that no reply was due to the District Educational Officer on the matter and that the matter should be deemed as closed. Moreover his report contains no remarks on the various allegations contained in the proceedings which he is bound to offer and his refusal to furnish the particulars required by the District Educational Officer, amounts to dereliction of duty.

12. That he had withdrawn the half-fee concession sanctioned by the President, District Board to one R.Krishnaji Rao, pupil of V Form and collected without authority full fees from him on the ground of his alleged misbehaviour even without any intimation to this office and when he was asked by this office to offer his remarks on the petition of the parent of the boy, he threatened the party with a suit for defamation to the value of Rs.1000/- in contravention of the rules relating to the personal conduct of officers and servants of local boards.

13. That he had chosen to address directly the Divisional Inspector of Schools, Madura questioning the propriety of the order of the District Educational Officer, Tanjore granting exemption from Physical training on behalf of two girl pupils reading in V.Form in contravention of the rules relating to the personal conduct of officers and servants of local boards and further he has not submitted the explanation called for from him for this irregular procedure and seems to insist on the girls attending the physical training classes in utter disregard of the orders of the Divisional Inspector of Schools, Madura agreeing with the District Educational Officer, Tanjore in granting exemption to the two girls referred to.

14. That he had imported irrelevant and uncalled for remarks in his reply to this office reference communicating the reference of the District Educational Officer, Tanjore regarding the abolition of class IV and the unsatisfactory condition of the school.

15. That he used violence against K.Krishnan, a pupil of V Form at the beginning of the 7th period on 2-7-42 and pushed him out of the school and further he ordered him to get out of the school on 6-7-42 when he attended the school, thus preventing him from pursuing his studies..

16. That he refused admission to M.S.Srinivasan and A.Muthusami who sought admission in III Form, that after receipt of the examination report of the teacher retested the boys himself and said that they obtained only 10% of the marks, that they were unfit even for the II form, that for want of seats they could not be admitted into the I form and that if they chose, they will be admitted in the V class. The fact that these two pupils got themselves admitted in III form in the Board High School, Ayyampet and subsequently joined the III form at Papanasam with transfer certificate obtained from the board high school, Ayyampet shows that he is misusing his powers by allowing his likes and dislikes to prevail in the matter of admissions and bringing the District Board to ridicule by his wanton acts.

17. That he had sent up a copy of the report complaining against Sri C.V.Damodhara Naidu, secondary grade assistant, board high school Papanasam to the District Educational Officer, Tanjore an unnecessary and objectionable procedure and when he was questioned about the procedure adopted he has raised irrelevant issues.

18. That his behaviour both in and out of the school is unsatisfactory, that he is giving cause for complaint from parents frequently and that his unpopularity among the public is detrimental to the progress of an otherwise flourishing high school.

19. That he did not hand over complete charge of the school records, registers, accounts, stationery articles tools and plant etc., to his successor Sri M.Govindasami Pillai, B.A.,.L.T., and that in spite of the request of the acting Headmaster, he handed over only a few registers and retained other registers and records of the school with him.

20. That the stock register of stationery articles of the school has not been maintained by him properly and that there is huge variation between the stock of articles left by the Headmaster and balance of stock arrived at in the register.

21. That the Headmaster did not call for the explanation of the Peon R.Sivasamy Pillai as directed in this office memo Rc.A13 No.22810/42 dated 16-7-42 in spite of the reminders issued on 4-8-42 and 25-8-42 and that he further failed to obtain and submit the explanation of the peon within 24 hours as directed in this office memo Rc.A13/22810/42, dated 29-8-1942.

22. That he disobeyed this office Rc.29598/A13/42 dated 18-11-42 requiring him to appear before District Medical Officer, Tanjore for medical examination immediately on receipt of the order.

23. That he overstayed the leave sanctioned to him in this office Rc.A13/29598/42 dated 9-9-1942.

24. That he was absent from duty without even applying for leave of absence from 12-12-1942 to 17-12-1942.

25. That the Headmaster as ex-Officio President of the Games Committee, board high school, Papanasam called for Quotations for sports goods on 30-1-1942, obtained them on 31-1-1942, accepted the quotations of the "National Agencies", Madras and placed orders with them for different quality of goods not included in the quotations.

26. That he failed to obtain the sanction of the Games Committee at every stage but acted on his own responsibility and obtained the sanction of the committee only for the expenditure on 10-4-1942.

27. That he did not submit the list of Sport Goods to be purchased and the rates quoted by the firms dealing in them to the President, District Board for approval before the articles were purchased as required in Government order No.230, Education. dated 7-2-1940.

28. That by his above actions, there had been waste of public funds viz., Games Fund to the extent of Rs.23/-

ADDITIONAL CHARGE FRAMED ON 22-12-44- Regarding Exhibition.

That he has acted in gross violation of Rule 2 of the Rules relating to the Personal conduct of officers and servants of local bodies as set forth below:

(a) He conducted an exhibition in the Board High School, Papanasam from the 2nd to 4th May 1942 for which he did not obtain the previous permission of the President, District Board to collect subscriptions.

(b) He did not submit to the President, District Board necessary statement of receipts and charges for the function within a week after the close of the celebration or after the accounts were settled.

(c) That the amounts collected were not deposited in Post Office Savings Bank.

Charges regarding the student's strike in the Board High School, Kodavasal On 30-11-44.

Charge(i) That he has been indulging in giving inhuman punishments to pupils such as asking the late comers to run round the school compound several times and giving them corporal punishments in excess and in cases where it is not contemplated by the rules.

Charge(ii) That he of his own accord caused the outer door of the school to be locked during the morning session on 30-11-44 to prevent the late coming students from entering the school.

Charge (iii) That he, even after the representation of the pupils to him of the causes of their late attendance and the hardship caused by fixing the commencement of the school too early(i.e) 10-30 A.M. and closure of the school too late (5-30 P.M.) turned a deaf ear and refused them admission by not opening the front door till the close of the morning session of 30-11-1944.

Charge (iv) That he more or less forced a strike upon the students concerned who happened to go late to the school on account of heavy rains on 30-11-44 and caused a dislocation in the school work that day by showing towards the pupils an unsympathetic attitude, not taking into consideration even the weather conditions and the real hardships and inconveniences of the pupils coming from distant places.

Charge (v) That by the afore said acts he has proved himself highly tactless and brought the administration of the school into public redicule.

Charge (vi) That he failed and did not care to intimate the fact of the troubles in the school on 30-11-1944 or subsequently to the management till he was questioned.

For President, District Board,
Tanjore.

(Spare Copy)

Education Department.

From Sri T.V. Apparsundara Mudaliar, M.A. M.Ed., (Leeds.)
District Educational Officer, Tanjore.

To The President, District Board, Tanjore.

R.O.C.No.33-3-A/40. dated 3--9--1940.

Reference :- Your R.C.A.13. No. 12621/40. dated 20-8-1940.

Subject :- Temporary section - creation of - in Board High School, Papanasam and Board Middle School, Koothanallur.

*****

Board Middle School, Koothanallur :-- I consider there is no need for the creation of a temporary section in Form I. It is already late for admisskion of puppils in secondary schools.

Board High School, Papanasam.:--Agreeably to your recommendation contained in your letter R.C.A.13. No. 12621/40. dated 27--6--1940, the temporary section in each of the forms II and IV has been allowed to continue during the school-year 1940-41. The headmaster ought not to have made further admissions in Form II and class V without consulting you before hand if the Board would be able to sanction the creation of a temporary section in each. Since it is reported that the present strength in each has exceeded fifty, I accord my approval for the creation of a temporary section in Form II and in class V.

Sd/- T.V.Apparsundaram.

District Educational Officer, Tanjore.

(True Copy)

Enclosure to Appendix B. - Reference Charge I.

Enclosure to Appendix B Reference: Charge XIV

Rc.No.9/42 Board High School, Papanasam.
Dated 12-5-42.

From
M.R.Ry. M.Somasundaram Pillai, B.A., L.T.,
Head Master,
Board High School,
Papanasam.

To
The President, District Board,
Tanjore.

Sir,

Ref: Rc.No.A13/12985-42 dated 25-4-42.

The suggestion of the District Educational Officer, Tanjore, to abolish the school on the score of inadequate accommodation and sanitation and lack of equipment is quite puzzling, and the validity behind it is not understood. It seems to be the result of a wrong angle of vision. It starts the question whether it is based upon academic or living issues. Speaking about the teaching of the school it has been pointed out that it is academic and not living. If academic aspect is wrong in teaching it equally holds good in this question of accommodation also. To put things briefly the suggestion of the District Educational Officer amounts to driving out the soul from a body by burning it to ashes because some of its limbs are sick. This kind of attitude will not promote the spread of education and minimise illiteracy.

Again, in this taluk, there are only two High Schools for a population of 1,85,731 over an area of 230 square miles. Most of the people belong to the backward communities and so any proposal to abolish the school on the score of inadequate accommodation will only end in shutting the doors of education against those people who are in need of it. No person is allowed to die for want of a house to live in. If the school is without a proper house it lies within the power of the District Board, the mother-parent and the Government, the father-parent, to find a suitable house for it.

It is therefore to be pointed out that the suggestion of the District Educational Officer amounts to treating the school as an "UNWANTED CHILD" by the father-parent. But the District Board, the mother-parent, cannot afford to lose the child.

To my mind the closure of a school will suggest itself only when the school proves, after sufficient trials, uneconomic, or fails to serve the purpose for which it is intended or when it is not utilised by the people for whom it is intended. No such situation has arisen in the case of this school all through the period of its 48 years' existence from 1893.

So I disagree with the District Educational Officer's view and pray on behalf of the teeming children of the backward communities of this area not to deprive them of this facility for higher education but to continue the school by giving assurances for better accommodation to the Director of Public Instruction and get the recognition renewed.

It may also be said that after the recent repairs and the opening of a new entrance the school stands far improved in its appearance and sanitation. Equipment also has received considerable improvement.

Regarding the abolition of 4th class it is to be said that a strength of 20 cannot be considered 'Uneconomic', considering the space available for that class and the District Educational Officer's order that admissions should be restricted to the floor space available.

If the strength is considered insufficient it is primarily due to the fact that a first grade Elementary School (Sri Vidya Patasala) has been allowed to spring up within recent years by the Educational authorities, within 100 yards of this school while there are already 5 Board Elementary Schools for boys and one for girls. The girls school also is within 100 yards of the 1st Grade Elementary School mentioned.

Further I understand that the said Patasala aims, contrary to aims and principles enunciated in the Elementary Education Act, to prepare pupils for entry into Secondary Schools. Whenever it proves a failure the manager of that school steams forth his ire and indulges in false and mischeevous propaganda against it the school either in writing petitions against it either for his sake or for the sake of others, or holding public meetings with his half a dozen men and passing resolutions and communicating them to the authorities.

Sd/ M.Somasundaram
Headmaster. 12.5.42.

(True Copy)

APPENDIX B

Findings of the Vice President, District Board, Tanjore on the several charges framed against the Headmaster-- Sri M.Somasundaram Pillai, B.A.,L.T., and on the enquiries held in connection therewith.

Read:-- the following

I. Charges 1 to 7 framed against Sri M.Somasundaram Pillai, BAA., L.T., as Headmaster, Board High School, Papanasam in this office Rc.No.29910/A13 D.B. of 40 dated 11-10-1940.

II. Explanation offered by the said headmaster in his Rc.No. 236/40 dated 22-11-1940.

III. Proceedings Rc.A13 No.29910/40 dated 15-8-1942 framing another eleven charges against the said headmaster.

IV. This office Memorandum Rc.No.29910/40 A.13 dated 7-9-1942 framing 2 more charges against the said headmaster.

V. This office Memorandum Rc.29910/40 A13. dated 19-9-1942 framing one more charge against the said headmaster.

VI. Report of explanation dated 30-9-1942 submitted by the said headmaster for the charges framed in this office Rc.A13 No.29910/40 dated 15-8-1942, 7-9-1942 and 19-9-1942.

VII. Letter to the Secretary to Government, Local Administration Department, Madras by the said headmaster dated 11-10-1942.

VIII. This office forwarding report to the Secretary to Government, Education and Public Health Department, Madras Rc.29910-A13-40 dated 4-11-1942.

IX. Government memorandum No.6486.B.42 1-Edn. dated 18-11-1942 to inform the headmaster that Government would not take notice of petitions unless they be appeals against orders of punishment.

X. Government Memorandum No.6486 (S) B.42.-2-Edn. dated 30-11-1942 informing the President, District Board, that the Government have no directions to give while the charges are pending against the headmaster.

XI. This office Rc.No.29598/42 A13. dated 9-1-43 framing three more charges against the said headmaster.

XII. This office Rc.A1 No.6978/44 dated 26-5-1944 framing four more charges against the said headmaster regarding the recovery of the excess amount paid by the headmaster in the purchase of sports goods in 1941-42 when the headmaster was incharge of the board high school, Papanasam.

XIII. Report Rc.No.128/44 dated 22-8-1944 of the headmaster to the charges mentioned in item XII above.

XIV. Depositions dated 10-12-1944 of the prosecution witnesses.

XV. This office Rc.A13 No.29910/40 dated 28-12-1944 framing an additional charge against the headmaster for violation of rule 2 of the rules relating to Personal Conduct of officers and servants of local boards in connection with an Exhibition conducted by him in May 1942 in the board high school, Papanasam..

XVI. Records of enquiry made by the Vice President, District Board in board high school, Kodavasal on 4-12-1944 regarding the students' strike on 30-11-1944.

18/30

XVII. This office Rc.No.34113-A13-44 dated 9-12-1944 framing six more charges against the said headmaster.

XVIII..Depositions of Prosecution witnesses at the enquiries held on 29-12-1944 and 1-5-1945.

XIX. Report Rc.No.6/45 dated 27-4-1945 of the headmaster that he will not attend and take part in the further enquiry posted to 1-5-1945.

XX. This office telegram dated 28-4-1945 directing the headmaster to attend and take part at the enquiry on 1-5-1945.

30

XXI. This office memorandum Rc.29910/40.A13. dated 28-4-1945 to the headmaster in reply to his report No.6/45 dated 27-4-1945.

XXII. Deposition of Sri M.Somasundaram Pillai, B.A., L.T., dated 1-5-1945 at the enquiry held on that date expressing his helplessness in taking part at the enquiry on the ground that he had not been furnished with facts and figures on which each charge had been based.

The charges detailed in Appendix A were framed from time to time against Sri M.Somasundaram Pillai, B.A., L.T., now Headmaster, board high school, Kodavasal and the allegations on which each of those charges was based and of the circumstances which were taken into consideration were incorporated in the charges. Every material required by him in connection with the charges was made available to him and in no case, was permission refused to him to peruse the relevant records.

personal enquiry was then held and it took place at three sittings. The headmaster attended the first two sittings and at the third sitting, when the witnesses cited by him were summoned, he, though present at the enquiry, refused to take part in the proceedings on the ground that the statement of allegations etc., on which each charge was based had not been furnished to him. There was no justification for the attitude adopted by the headmaster and as still he refused to take part in the proceedings, the undersigned had to proceed with the enquiry in accordance with the procedure prescribed in the rules and conclude the same on the basis of the evidences disclosed at the enquiry and the relevant records. The following are the findings in respect of each of the charges:--

Findings

1. Charges Nos. I, III, V, VI, and XII relate to allegations that the Headmaster acted arbitrarily and in excess of his powers.

Charge No.I. The Headmaster, Sri M.Somasundaram Pillai admitted during 1939-40, when he was headmaster of the board high school, Papanasam in form II and class V pupils in excess of the prescribed maximum. When asked to explain, he quotes an order from the President, District ~~xx~~ Board drawing the Headmaster's attention to the fall in strength in class IV and the need to improve its strength. This is not acceptable as the order related to a case where the strength of the class was below normal. He refers to want of orders to restrict the admissions. This cannot also be accepted, as no orders were necessary to conform to rules. The headmaster has admitted pupils in excess of the maximum strength without caring for the extra equipments, accommodation and strength in teaching staff, which have all resulted in serious inconvelences to the management. The District Educational Officer, Tanjore was not also in favour of the headmaster's action - vide copy of the District Educational Officer's letter Roc.No.33-3 A/40, dated 3-9-1940 enclosed. The headmaster's action has been arbitrary and in excess of his powers and the charge is proved.

Though these charges are found to be
they relate to matters which are

harge is that the headmaster had
ssion sanctioned by the President,
R.Krishnaji Rao, without authority and
student made a request to him for the
ssion, the headmaster threatened him with
value of Rs.1000/-. The headmaster
oral delinquent with mis-conduct and bad
s charge is not valid as it relates to
er's discretion and disciplinary powers
the President, District Board has no
m and question their validity.
ion is in direct contravention of the
conduct of officers and servants of
e proved.

culpable delay resulting in loss.

the equpment grant for 1941-42 was due
nal Offiser on 25-7-1940. The application
eived even in the District Board Office
erefore rejected by the District
ing late and the grant of Rs.971 was thus
Board. The explanation of the headmaster is
y of the Grand-in-Aid Code with him and that the
ion had to be got from elsewhere which caused the
explanation is frivolous. He does not deny
of the due date of the indent and yet, he allowed the
to be delayed badly. It it is only the form that was
d for submitting the application and if he had no copy of it
him, he could well have got it from some local office or from
District Board's Office. He failed to do so. He failed
to realise the consequence of the delay. This charge is
efore proved.

Charges Nos.IV, XI, XIX, XX, XXIII, XXV to XXVIII
the additional charge re-exhibition in Board High School,
asam pertain derelictions of duty on the part of the
aster.

Charge No.IV is about the headmaster's failure to
the order of confirmation of the
atory attender S.Rathakrishnan in his service book as per this
e DD.No.13074/D.B. of 1940 dated 18-4-40. The headmaster
ins that the order created a doubt as it was not straightly
d. This is not acceptable as the order was clear enough and
he headmaster could have got his doubt cleared by a
spondence with this office. The service register is an
ant record and the headmaster 's improper maintenance of the
is a dereliction of duty. The charge is proved.

Charge No. XI, though proved, is dropped as not very
us at this distance of time.

Charges XIX and XX. Sri Somasundaram Pillai when he was
ferred from the board high school, Papanasam failed to hand
o his successor certain records and registers of the school
rtain shortages were also noticed in the actual stock of
nery articles, tools and plant. When called upon to explain
admaster contends that the charges relate to situations
the headmaster bears no responsibility. The out-going
ster has been officially and un-officially informed by his
essor about the shortages and requested by him to make
ngements to hand over complete charge of the stationery articles.
out-going headmaster informed his successor to bring up the
ationery stock register with the assistance of the school clerk,
o had been orally instructed about the issues and with the help of
e chits that would be found in the stock register itself.

The out-going headmaster failed to have the matters rectified but allowed the discrepancies to continue. When his successor reported about the shortages after waiting sufficiently for a long time he accuses him. During the course of enquiry, it had been proved that the headmaster Sri M.Somasundaram Pillai had the stock of stationery and the stock register relating thereto in his personal custody and that he used to give the stock register to the school clerk to fill up the receipts and issues as and when he liked. The evidences of the incoming headmaster Sri M.Govindaswami Pillai, the school clerk, Sri Gopalswami Naidu, the Commercial Instructor Sri K.V.Rajagopala Sarma and the Manual Training Instructor Sri P.G.Krishnayya clearly show that the out-going headmaster was responsible for the shortages in the stationery stock and in the stock of manual training articles, except copper plates, for which Sri P.G.Krishnayya takes the responsibility. The charges Nos.XIX and XX have thus been proved against the headmaster Sri M.Somasundaram Pillai.

Charges Nos. XXIII and XXIV. Sri M.Somasundaram Pillai was granted leave on average pay from 1-9-42 to 14-9-42. He then applied for extension of leave upto 11-12-42. He did not return to duty on the expiry of the period nor did he apply for an extension but he joindd duty only on 17-12-42 afternoon. When called on to explain why he failed to apply for an extension, he has not furnished any reply. The charge of overstayal of leave is therefore proved.

Charge Nos. XXV to XVIII. These four charges relate to a single subject matter viz., the incurring of an excess expenditure of Rs.23 from the Games Fund of the board high school, Papanasam in 1941-42. Theheadmaster placed orders on 31-1-42 for certain Games articles from one firm National Agencies and purchased those goods without the approval of the President, District Board and without obtaining quotations in advance for the articles actually purchased. He has refused to furnish any explanation on these charges on the ground that he was not furnished with"basic records". Opportunity was given to him to peruse all the records in connection with this matter but he did not avail himself of the same. The headmaster's actions are derelictions of duty resulting in unnecessary excess expenditure of Rs.23 which has been objected to by the Audit Department. These charges were framed as pointed out by Government on the appeal preferred by the headmaster about the recovery of the sum of Rs.23 vide Memo. No.16772-2B Edn., dated 28-4-1944. The headmaster is found certainly responsible to make good the loss of Rs.23 as pointed out by the Audit Department in this case. These charges are proved.

Additional~~[illegible]~~ charge re-Exhibition conducted by the Headmaster in the Board High School, Papanasam in the first week of May 1942.

The charge is that he acted in gross violation of rule 2 of the rules relating to the personal conduct of officers and servants of local boards. In the first week of May 1942, this headmaster conducted an exhibition, collected subscriptions and spent the money for the organization of the exhibition without the previous sanction of the President, District Board, Tanjore. His report No.Rc.7/42dated 26-6-42 shows that he had conducted the exhibition beforehand and that subscriptions were levied and collected from the school staff for the function. These facts were also borne out by the evidences given by Sri Ekambara Nattar, Sri T.Balakrishna Iyer and Sri N.G.Sankara Iyer on 1-5-1945 in the presence of the headmaster although he took no part in the enquiry. The headmaster has also been accused of not rendering accounts to the special committees and proper authorities as per rules. To this charge, he wants the President's office to furnish particulars of receipts and charges which, in fact, he is in possession of. This is not acceptable. This charge sprang up an ~~[illegible]~~ off-shoot, when the enquiry into the charges nos.XIX and XX took place and had therefore to be framed as an additional charge.

When he was not able to face the enquiry or to let in evidences to justify his acts, he simply pleaded helplessness to take part in the enquiry for want of materials in support of the charge. The charge is deemed proved.

IV. Charges VII, XXI and XXII relate to disobedience of orders.

Charge VII is dropped as not very serious;

Charge XXI. In June 1942, the headmaster fined Peon Sivasamy Pillai Rs.2 for disobedience and requested approval of his action. He was asked on 16-7-42 to obtain and submit with his remarks the peon's explanation. He failed to do so, but reported on 28-8-42 that he was not anxious to insist on any disciplinary action against the peon and withdrew his report. He also observed that the explanation, if obtained at that stage would only end in nullifying his report. Flagrant disobedience of orders in this case has been proved.

Charge XXII. The headmaster Sri M.Somasundaram Pillai was transferred from Papanasam to Kodavasal in this office Rc.No.29598/42 A13, dated 29-8-42 and he was relieved on the afternoon of 31-8-42. After his relief, he applied for leave for one month from 1-9-42. He was granted only a fortnight's leave with directions to join his new appointment on the expiry of the leave without evading the transfer. He ignored this order, applied for an extension of two month's leave from 15-9-42 and again extended the leave for four weeks from 14-11-42 on medical grounds. To decide the grant of leave, he was asked on 13-11-42 and reminded on 21-11-42 to appear before the District Medical Officer, Tanjore forthwith. He never appeared before the District Medical Officer but coolly joined duty at Kodavasal on the afternoon of 17-12-42 producing a fitness certificate from a registered medical practitioner Sri A.Chakrapani of Kumbakonam. His conduct in this matter has been nothing short of disobedience of orders. The charge is therefore proved.

V. Charges Nos. XIII and XIV come under impertinent and contemptuous writings about superiors.

Charge XIII. The charge is that the headmaster addressed the Divisional Inspector of Schools, Madura direct questioning the propriety of the order of the District Educational Officer in the matter of granting exemption to girl pupils from physical training and thereby contravened the rules relating to the personal conduct of officers and servants of local boards. When called on to explain he kept quiet without furnishing any reply to the management. The course adopted by the headmaster in having addressed the Divisional Inspector direct reveals the sense of impertinence and contempt he has for his superiors. The charge is proved.

Charge XIV. In this case, the charge is that he had imported irrelevant and uncalled for remarks in his reply to this office reference on the District Educational Officer's remarks in the Inspection Report of the board high school, Papanasam for 41-42 about the desirability of abolishing class IV and the unsatisfactory condition of the school. Copy of the headmaster's report in question Rc.No.9/42 dated 12-5-42 is enclosed. The District Educational Officer considered the tone of the headmaster's report as impertinent and required the management to take suitable action against him; The headmaster has offered no explanation. The charge stands proved.

VI. Charges Nos. VIII and IX relate to misappropriation and the improper handling of public funds.

Charge No. VIII relates to the misappropriation of public funds. On 31-8-32, there was a change in the personnel of the Secretary of the Book Depot attached to the board high school, Ayyampet. The out-going secretary handed over the cash balance of Rs.61-1-1 to Sri M.Somasundaram Pillai, the ex-officio President of the Book Depot as the successor-secretary was not agreeable to receive the cash balance on the ground that he was not the duly elected secretary and he was put in charge only temporarily. Sri M.Somasundaram Pillai retained the amount with him until the new secretary was elected on 10-12-32. Even then, he had remitted a sum of Rs.60 only and still continues to retain the balance of Re.1-1-1 with him. He has thus been responsible for the unauthorised retention of public money for an unduly long period of about 4 months. This irregularity was noticed in audit only in 1941. When he was then called upon to explain he had no explanation to offer. He was not able either to let in any evidence to prove that the money was utilised in connection with the transactions of the book depot or to give any satisfactory explanation as to why the money could not be remitted into the Postal Savings Bank for a period of about 4 months, nor did he controvert the evidence tendered by the other witnesses in the enquiry that the money in question was in his custody without being brought into the accounts of the depot. The charge is thus proved. Ordinarily, it is the duty of the person holding the responsible post of President of the Association to see that both promptitude and accuracy are ensured in the transactions connected with the management of the depot. Sri M.Somasundaram Pillai not only failed to exercise this function properly but also was guilty of himself being responsible for this grave irregularity.

Charge No.IX. Sri M.Somasundaram Pillai in his capacity, as President of the Literary Association, imposed fines on certain pupils of the board high school, Papanasam who failed to attend the meetings of the Litrary Association. The levy of such fines by the President of the Association is unauthorised but he would be justified in levying such fines under the powers vested in him as headmaster to levy disciplinary fines on pupils. Having levied the fines, he failed to credit the amount to the District Board funds as required under the M.E.R. nor did he issue receipts to the pupils concerned for such collections. Instead, he utilised those fines for meeting unauthorised items of expenditure at his discretion. For example, sums of Rs.1-2-0 and 0-10-0 collected on 1-5-40 and 11-4-40 which hould have been remitted to the District Board General Funds, have been unauthorisedly credited to the Literary Association Funds. A sum of Rs.5-14-3 collected as miscellaneous fines for non-attendance of the pupils at the association meetings during the period from 23.9.1941 to 16-4-42 was not credited either to the District Board Account or to the Association Account; but it was utilised for some purposes by the headmaster himself. He has not explained as to why these irregularities were committed by him. This charge has therefore been deemed to have been proved in every respect.

VII. Charges Nos. X, XV, XVI, XVII, XVIII and new charges Nos. (i) to (vi) re-students' strike in the board high school, Kodavasal deal with the inefficiency and tactlessness on the Headmaster's part.

Charges Nos. X, XV, XVI, XVII, and XVIII. These charges, though proved, will be allowed to drop as not requiring serious action at this distance of time.

There remain under this class only the new charges Nos.(i) to (vi). On 30-11-44, certain pupils of the board high school, Kodavasal came to the school late. The headmaster Sri M.Somasundaram Pillai ordered that the outer door of the school should be locked and that those late comers should not be allowed into the school. The students who were thus prevented from entering their classes had to drench themselves in the rains they had that day. This culminated inx a demonstration by the boys. The President, District Board received a wire that there was a strike going on. The Vice President, District Board thereupon paid a visit to the place and on enquiry, it was ascertained that the headmaster Sri M.Somasundaram Pillai used to require late coming pupils to run round the school compound as many times as he chose in each case and to award corporal punishments on them. It was also brough to his notice that on the day in question, the headmaster in addition to closing the gates of the Institution gave also directions to his servants to fetch the police to disperse the pupils and also to bring about half a dozen pupils for exemplary punishment. Further, the relationship between the headmaster and his assistants was also found to be left very much to be desired. Charges nos. (i) to (vi) were thereupon framed against him and his explanation was called for. He has no explanation to offer. On the other hand, he contends that the framing of the charges against him is a serious infringement upon the liberties and privileges of the headmaster given to him by the Government for establishement of discipline and the maintaining of proper standard of efficiency. The evidences taken at the time of enquiry-both preliminary and regular-have clearly established that Sri M.Somasundaram Pillai is guilty of every one of these charges.

Sd/ A.Krishnasami Vandayar, 26-5-1945
Vice President, District Board,
Tanjore.

Certified that the above findings were dictated by me.

Sd/ A.Krishnasami Vandayar, 26-5-1945
Vice President, District Board,
Tanjore.

(True Copy)

For President, District Board,
Tanjore.

Appendix C

EXTRACTS FROM EXPLANATION DATED 22-11-40 for Charge No.3.

"Instead, the largest interest was thrown to the winds and the assistants' irregular action was recognised." It has already weakened the hands of the Headmaster and it is working havoc.

"Not satisfied with the weakening of the Headmaster's control and sactificing of the interest of the school I am accused etc., etc.,

* * * *

EXTRACTS OF EXPLANATIONS dated 22-11-40 for charges 5 and 6.

"If any property is lost, I shall simply report and wait for orders. Please also note that a trivial dead body has been exhumed."

"The only fault with me is that I have not cared for the -- interest of the person concerned. So serving the public intrest -- instead of personal interest constitutes a charge."

* * * *

EXTRACTS FROM EXPLANATION DATED 22-11-40 for charge No.7.

"The use of the word "noble" aroused wrath and fury in some quarter and a call came to me charatersing the use of the word "noble" as impolite and mischievous; the signatories need not be identified and to answer the allegations brought against me seriatum.

"What does this show? The incognito commands greater honour and prestige than your Headmaster. I have seen days of voluminuous petitions of this kind. One of your predecessors once humurously remarked that there was no paper for sale in the market and not even a single petition was given any weight. But strange are the ways now."

* * * *

Copy of communication R.C.No.168/41 dated 10-4-42 from the Headmaster, Board High School, Papanasam to the DistrictEducational Officer, Tanjore.

Ref:-R.C.814 E/41 dated 25-11-41 and this office R.C.No.169/41 dated -- 26-12-41.

I have the honour to intimate that the remarks have been submitted to the President, District Board, Tanjore, and as such I request that I may be spared from addressing two officers on the same matter.

However, I am constrained to bring to your kind notice that the attitude taken by you is thoroughly one-sided and amounts to encouraging petition-mongers in some form or other. My reference to the

bogus nature of the association under reference has not been admitted and other points raised in my reply have been thoroughly ignored. This ~~education~~ situation is really painful and I am not able to see any justice behind it. The petition dated 14-12-41 from the Rajagiri parents might at least have thrown some light on the matter if words of the Headmaster are not trusted. My experience in this affair, combining with that of other petitions from the same quarter forces me to read a sense of prejudice in you against me.

Again the word "allegation" is repeatedly used. The justification thereof is not understood. Is framing disciplinary rules a matter for allegation? It will be a great help to me if you kindly let me -- know what the allegations are and how they are allegations. An unbiassed mind can read the evil-will working behind the said -- proceedings and pass orders, if necessary, without calling for remarks over and above what has been already submitted.

* * * *

EXTRACT FROM REPORT OF EXPLANATION DATED 30-9-42.

"However, if it is established by a perfect and regular enquiry to be held by a Gazetted officer of the Government that these are -- charges fit to be brought against a Headmaster and there is truth and validity behind them, I am prepared to abide by any punishment that may be inflicted. If they ~~lack~~ validity and veracity, even then I am prepared to quit service to have no more of the dog's life provided I am given adequate compensation for retirement before time.

* * * *

EXTRACTS FROM THE HEADMASTER'S APPEAL R.C.49/44 DATED 29-2-44 to GOVERNMENT.

Here also it is to be pointed out that the audit ~~reply~~ department has resorted to misrepresentation in its accusation against the Headmaster, its doubt regar-ding veracity of the quality supplied and its reading of the possibility of fraud without records to draw such inferences.

* * * *

EXTRACTS FROM THE HEADMASTER'S REPORTS R.C.No.129/44 DATED 25-1-1945.

"Again one likes to know how on earth the people proposed to be examined came to be selected while the staff contained about --

EXTRACTS FROM THE HEADMASTERS REPORTS R.C.NO.129/44 25-1-1945(Contd).

20 people. Perhaps these people alone are found agreeable for manouvre behind the ~~Secur~~ Scene".

"This belated discovery of violation of Rule 2 and the -- manouvre to justify it by selecting people whose work and conduct have been very unfavourably reported by me, Conclusively point out that the President is acting purely out of personal grudge and -- prejudice against me than out of administrative interest and he is honouring me with a monkey allowance for the good done"

"Why the gathering of a basket of Stones to drive a dog out of service"

* * * * *

COPY OF REPORT R.C. 6/45 dated 25-1-45 OF THE HEADMASTER TO PRESIDENT DISTRICT BOARD REGARDING CHARGES ABOUT STRIKE.

Ref:-R.C.No.84113/44-A13,dated 15-1-45.

In continuation of my request dated 3-1-45 and 5-1-45 which is not mentioned in the above referance, I have the honour to state that, in the name of proper procedure, I should have had in the first instance, the original complaints forwarded for my remarks before -- framing the charges, it was not done, as usual. In the absence of which, I should haveboen at least favoured"along with the charges a statement of allegations on which each charge is based and also other circumstances to be taken into consideration in passing orders" as stipulated in the Rule. This also is set aside and I am asked to go to the office and look into the records which is entirely an inconvenient procedure for the person charged.

So, I request you to be kind enough in the name of justice to fulfil the conditions laid down in the rule and favour me with the statement etc., contemplated in the ruleas that alone will help me - to find out how the President got convinced of the truth behind the charges arrived at them and defend myself against.

Without that help I am helpless in submitting my explanation whatever.

Further, in the absence of that statement, I have to observe that the charges reveal gross exaggerations and grave concoctions -- besides anwoeful lack of conception regarding the needs of the daily school hours for instruction and other conveniences to be catred for. They are also teeming with various other objections.

Again, the turn given to the situation is nothing short of turning the table against the headmaster. It makes a serious infringement upon the liberties and privileges of the Headmaster given to him by the Government for establishment of discipline and the maintaining of proper standard of efficiency. As it is, it has, along with the -- infringement of such rights on previous occasions, ~~lessened~~ lowered the Headmaster in the eyes of the pupils, the assistants and the public and has considerably weakened his control, besides the -- toleration of indiscipline and encouragement of further strikes -- involved therein by the management itself and the consequent loss of prestige and tone of the school.

I, therefore, pray, in the interest of discipline, tone and

prestige of the school and of the department, to cancel those charges against the Headmaster.

If the President is not pleased to do this let his will prevail.

* * * * *

EXTRACTS FROM THE HEADMASTER's REPORT R.C. 129/44 DATED 27-3-45.

"The Authority may find it easy to call "a sane man" a mad one by getting ready "half a dozen" of his servants to bear "witness to his likes and dislikes". But the "truth cannot come to be established by that only". The situation only reminds ~~one~~ me of "the incident between the judge and the thief. When the Judge said that there were half a dozen men to say that they saw him stealing the thief replied that there were 3 dozen to say that they did not see him stealing. So I only wait for the day when the truth will assert ~~Him~~ itself and expose the Monster of Falsity and ugliness thereof.

* * * * *

for President District Board Tanjore

(Spare Copy)

49/386

EDUCATION & P.H. DEPARTMENT. (B).

ESTABLISHMENT - Board High School, Kodavasal - Sri M. Somasundaram Pillai - Headmaster - Appeal against reduction as L.T. Assistant.

Petitions from Sri M. Somasundaram Pillai, dated 27-4-45, 8-5-45, 12-5-45, 7-6-45 and 25-7-45.

Endorsement of the P.D.B., Tanjore, No. Rc.A.13. 29910 of 40 dated the 22nd August 1945.

Endt No. 20023-B/45-1 Edn dated 3.9.45.

Referred to the Director of Public Instruction, Madras, for remarks.

1.9.45

To
The D.P.I.
(with encls.).

NOTE:- The remarks of the Director of Public Instruction may be obtained with reference to G.O.No. 590 Edn., dated the 18th April 1944.

F. 32.

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

LOCAL ADMINISTRATION DEPARTMENT.

Received Registered

From (Name) Sri V. Nadimuthu Pillai,

(Designation) President, District Board,

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

Telegraphic Address

To

The Secretary to Government,
Education and Public Health Department,
Fort St. George, M A D R A S.

R.C.A13 No. 29910/40, dated 7th November 1945.

Sir,

*ESTABLISHMENT --- Tanjore District Board -- Board High School, Kodavasal -- Sri M. Somasundaram Pillai Headmaster -- Reduction as L.T. Assistant -- Appeal against the orders --- Forwarded with remarks.

Enclosures

Spare Copies

Reference :- Government Memorandum Nos. 20023-1-B-Edn dated 26--5--1945 and 20023-B-45.3. dated 1--10--45 and my R.C.No.A.13. 29910--40. dated 22--8--1945.

*****

In continuation of my letter referred to above I have the honour to forward the appeal of Sri M. Somasundaram Pillai, Ex-Headmaster of the Board High School, Kodavasal, now under reduction as L.T. assistant of the Board High School, Tiruthuraipoondi with the following remarks ;

The appellant has preferred his appeal only on 14-9-45 and a copy of the same has been received in my office on 17/9/45. It has already been pointed out in my previous letter that his appeal time expired on -- 6-8-45. Rule 11 of the rules relating to the appointment and punishment of officers and servants of Local Boards lays down that "no appeal preferred under these rules shall be entertained unless it is preferred within two months from the date on which the appellant received the order appealed against." But the proviso to that rule says "that the appellate authority may entertain an appeal after the expiration of such period, if it is satisfied that there was reasonable cause for the delay." The appeal does not give out any reason for the cause of delay in preferring the same -- as per the rules in force. The appeal in question is not at all therefore admissible under the rules.

Before discussing the general remarks made by the appellant in the first part of his appeal I shall now take up first, the second part of his appeal and deal with the points raised therein as under :--

PART II OF THE APPEAL.
First set of charges.

CHARGE NO.I No new reasons have been advanced by the appellant in this case. Though the headmaster admitted pupils over and above the maximum strength in Form II and class V without obtaining the previous sanction of the District Educational Officer as required by rules, he takes shelter under certain general instructions issued from the District Board Office from time to time. Any how the management wanted the unauthorised action to be regularised by addressing the District Educational Officer, who characterised the headmaster's action as arbitrary. (Copy of District Educational Officer's letter R.C.No.33-3A/40. d/3-9-40 is enclosed.)

CHARGE NO. II The appellant failed to submit the return within the due date and the District Educational Officer who has been addressed to take up the indent returned it to this office as belated. Vide copies of -- District Educational Officer's letters R.O.C.No.428/A.40. dated 14-8-40 and

and 17-9-40 enclosed. The other remarks of the appellant on this charge are unwarranted and uncalled for.

CHARGE NO. IV Para 23 of the appeal:-- The file of papers in D.Dis. No. 13074-40. dated 18-4-40 relating to the confirmation affair is herein enclosed for favour of perusal (page 5 of the file). How any confusion came to exist in the mind of the appellant is not known, as the order is very clear on this subject. Therefore charge No.IV remains unaltered. If he had not got any ulterior motive he would have taken action after clarifying the matters. Other explanations given in paragraphs 25 and 26 have no bearing on this - subject.

SECOND SET OF CHARGES.

CHARGES VIII & IX The appellant who was present at the enquiry did not try to make clear the several points now mentioned or try to let in evidence either to corroberate the points in his favour or to shatter the evidences given by the witnesses whom he mentions as having been selected to prove the charge. The appellant seems to have forgotten that the witnesses mentioned by him have actually been summoned but he failed to examine them as he refrained to take part in the enquiry at a later stage. Therefore he is not to blame others.

PARAGRAPHS 18 and 19 under this head. The appellant did not care to disprove these charges at the time of enquiry. Copies of the District Educational Officer's letters R.O.C. 17-3A of 42 dated 21-4-42 and Pl. No.17-36.42. dated 6-6-42 are enclosed. It is manifest therefrom that the appellant proved himself to be impertinent and on several occasions violated the rules of the department to suit his own temper.

PARAGRAPHS 21 to 23 UNDER THIS HEAD.(Charge No.XII.) The appellant while he was the headmaster of the Board High School, Papanssam stopped the fee concession granted to a boy whom the headmaster found to misbehave. The headmaster not only exercised the powers of the granting authority but also asserted that he had got sufficient powers under the Madras Educational Rules to do so. But the headmaster was not actually invested with such powers. He wants that his actions should not be questioned. If he had wanted to maintain prestige, the course of action taken by him was not correct. Had he obtained the prior -- orders of the management or had be reported before hand his proposed action and causes thereof, his bonafides could never have been questioned. His high handed action therefore stands condemned.

PARAGRAPH 24. The copy of the District Educational Officer's letter R.C.No.17-3A-42. dated 21-4-42 enclosed in reply to paragraph 18 & 19 is referred in this case also. A copy of the Divisional Inspectors L.Dis. No.141-Tan-42. dated 5-5-42 is also enclosed. It will be seen therefrom that he was ignoring his immediate official superiors and addressing the higher authorities directly thereby contravening the rules relating to the personal conduct of officers and servants of Local Boards. He did not at all give any reply to the President's memo regarding his high handed action. Now in the appeal he brings in several questions as to why and how the charges were framed. This will itself show that he is highly impertinent and he thinks that by such threats he can hood-wink the authorities concerned.

PARAGRAPH 26. The remarks of the appellant are unwarranted.

THIRD SET OF CHARGES.
CHARGES NOS. XIX & XX. Shortage in stationery.

The appellant's duty was to hand over charge to his successor with the stock register duly brought upto date. This he did not do. The stock register has not been properly written and brought upto date. The incoming headmaster reported the matter to the management on 4-9-42. (Copy enclosed) and the relieved headmaster was asked on 7-9-42 to explain his failure of duty . Had he realised his responsibility of handing over charge as the headmaster of an institution, he would -- have gone to the school again and got the stock register written up - properly and hand over the articles duly counted as he remained in

remained im that station for several days after he handed over charge. A charge was framed on the first report of the relieving headmaster; but detailed lists were received later on on 12-9-42. Since because the appellant was not aware of the report dated 4-9-42 of the headmaster was not aware of the relieving headmaster; he makes much of it and characterises the whole charge as a conspiracy. The stock register is herewith sent and it will be seen therefrom how carelessly the register has been maintained. For years together no balance has been struck for many articles in the register and initials from the officers concerned have not been obtained for the issues made in any year. When he was asked to explain the shortage and his -- failure of duty, he has made all sorts of comments in his reply as if he was perfect in his duty and invented the story of conspiracy etc. The facts are still there and the appellant was not able to prove or point out issues for the shortage -- etc.

PARAGRAPHS 10 to 13 UNDER THIS HEAD. On the remarks of the Divisional Inspector of Schools about the unsatisfactory condition of accommodation sanitation and equipment which could - justify the withdrawal of recognition of the school the headmaster made a report to the management the tone of which was - characterised by the District Educational Officer, as impertinent and the management was also admised to take disciplinary action against the author of the letter which contained irrelevant and uncalled for remarks. The appellant's remarks against the President are uncalled for and nothing to do with this charge.

FOURTH AND FIFTH SETS OF CHARGES.
Paragraphs 1 to 3 under this head.

This question has already been dealt with fully in my letter R.C.No.29698-A.13.42. dated 20-10-42 while forwarding the appeal of this self same Sri M. Somasundaram Pillai once before for -- orders.

PARAGRAPHS 4. The appellant who fined the school peon Rs.2/- for disobedience of orders was asked to obtain the explanation of the peon in this office R.C.22810/A.13.42. dated 16-7-42 and was reminded on 5-8-42 and 25-8-42. The appellant now says that he got such orders only on 30-8-42 i.e. the day before his handing over charge which is not at all correct. The file -- bearing R.C.22810/A.13.42. (8 pages) is herewith sent. The -- several questions raised at the end of this paragraph are irrelevant.

SIXTH SET OF CHARGES.(Games articles) :- The appellant wanted a statement of allegations on which charges were based and he was asked to go to the office and peruse the records which he did not at all do and he began to accuse the authorities that he was prosecuted and harassed instead of blaming the Games committee etc. He has forgotten that he was the person who placed orders with the firms and got the supply of the articles. His contentions cannot therefore stand to reason.

SEVENTH SET OF CHARGES. (Students' strike). On receipt of telegrams and petitions from the pupils of the High School at Kodavasal on 30/11/44 the Vice-President proceeded to Kodavasal on 4-12-44 and enquired into the causes of the strike and the several allegations against the headmaster. The Vice-President was convinced that the so called strike was a strike forced by the headmaster on the pupil who came late to the school on a rainy day. But the headmaster did not accept his fault. His contentions are not reasonable.

EIGHT AND THE LAST SET OF CHARGES. (Additional charge regarding exhibition) :- When the appellant was the headmaster of the Board High School, Papanssam, he conducted an exhibition without authority. The evidence regarding the collection of money has been con

p.t-o/

corroborated by more than one witness. The appellant did not cross examine the witnesses on this point to disporove the allegation. The appellant was the head of all the committees formed relating to the exhibition and he now wants to shift the ~~balance~~ blame to the shoulders of the members of the several committees. The appellant has forgotten that he was the moving spirit of all the committees and as an headmaster of an institution he has taken the bold enterprise of running an exhibition. When he was asked to render accounts of the exhibition his excuse was that the committees were only responsible for the accounts. This is not acceptable. He was responsible for the conduct -- of an exhibition without authority and the charge of improper handling of funds has not been disputed and it stands proved.

PART II OF THE APPEAL: --

The General remarks raised by the appellant in the first part of his appeal are :---

(1) charges were framed from time to time long after their occurences;
(2) places of occurrences were not chosen for fixing the places of enquiry;
(3) witnesses not favourable to the appellant were summoned for the enquiry;
(4) enquiries were only nominal and farcical;
(5) the findings of the President from start to the finish have been based upon fallacious methods;
and (6) the whole proceedure is born of despicable prejudice and long cherished spite intended to harass and ruin a subordinate.

The remarks of the appellant are met below in seriatim :--

(1) In the findings of the Vice- President of the District Board, who conducted the enquiries under orders of delegation it has been clearly stated that the charges detailed in Appendix A attached to them were framed from time to time against the appellant. Whether the charges were framed at one time or at different times, it matters little. All the charges taken up for enquiry have been duly communicated to him then and there for affording him adequate facilities for putting up his defence. There is therefore no point in saying that the charges were framed from time to time long after their occurrences.

(2) The places of enquiry need not necessarily be the places of occurences. Nowhere it is said that the enquiries should be conducted only in the places of occurrences. The places of enquiry could be fixed only by the authority conducting the same according to convenience and facility. The question raised by the appellant is not therefore relevant.

(3) To say that witnesses not favourable to the petitioner were summoned for the enquiry is not becoming of a responsible man in the rank of an headmaster of an institution. It was up to him to disprove their evidences at the enquiries by cross examination and to put his own defence to testify his case. Personal enquiry was held at three sittings. The petitioner attended the first two sittings and when the witnesses cited by him were summoned for the third sitting, he, though present at the enquiry, refused to take part in the proceedings on the ground that the statement of allegations etc. on which each charge was based had not been furnished to him. There was no justification for the attitude adopted ~~then~~ by the appellant and as he refused to take part in the proceedings, the enquiring officer had to proceed with the enquiry at that stage in accordance with the procedure laid down in the rules and conclude the same on the basis of the evidence disclosed at the enquiry. The objection raised by the appellant is quite unjustified and improper.

(4) Enquiries were held in the judicial form. Depositions were taken from the persons examined and adequate facilities afforded to the appellant for cross examining the witnesses. The statement of the appellant that the enquiries were only nominal and farcical is not sustainable and it clearly depicts the low order of his mentality in suppressing the things done in public.

(5) The findings of the enquiring officer on the charges enquired into have been clearly dealt with in appendix B to the proceedings. They will themselves prove how comprehensively they have been gone into in arriving at the conclusion. To say that they were based on fallacial methods is nothing but the outcome of the guilty conscience in distorting the facts.

(6) The appellant says that the whole procedure is ~~born~~ born of despicable prejudice and long cherished spite intended to harass and ruin a subordinate. This remark of the appellant is highly objectionable. It was he who was having despicable prejudice and unhealthy attitude towards his fellow teachers and subordinates and it was he who has shown himself autocratic and tyrannical towards his own pupils. These facts cannot be denied by him in the face of the proved charges. With a view to save his own skin he tries to take shelter by characterising the authorities concerned as spiteful and bent upon ruining him. It is needless to point out that no authority will be supiteful of a subordinate and that it will have no fancy to ruin a subordinate. But the same authority will be lacking in its sense of duty and responsibility if it does not take cognisance of the multifarious offences committed and misdeeds done by a subordinate and punish him suitably. These remarks of a subordinate are unwarranted and highly objectionable.

In this connection it will not be out of place for me to point out to Government that the appellant had, on reversion as I.T. Assistant, applied for leave on medical certificate with a view to avoid joining duty as an assistant master and that he was directed to appear before the District Medical Officer, Tanjore, for medical examination. He did not do so, but put in another extension application for leave on Medical Certificate. and he was informed that his request for leave would be refused, if he failed to comply with the directions given to him. Thereupon he appeared one day before the District Medical Officer, Tanjore when he was asked to get himself admitted into the Hospital for observation, but he disobeyed the instructions of the District Medical Officer, Tanjore when he was asked to get himself .. .. and went away to his native place and from there he has applied for another extension of the leave. The District Medical Officer, Tanjore has also returned the requisition with the remarks to the effect that the appellant has evaded to comply with his directions. Now also the appellant has applied for a further extension of leave with a request to grant him permission to undertake remunerative enterprises.

In fine the appeal resounds in hyperboles and conundrums designed to mislead the appellate authority. To put it in a nut shell it is couched in a language which is intolerable and unpardonable. It is not possible to deal with a person who has no sense of duty and responsibility and who is disobeying the instructions and directions of the authorities and evading to join in the post to which he has been reduced as punishment. Unless he is made to feel his responsibilities and to show respect to the authorities concerned and mend his ways radically in the interest and welfare of the institutions in which he -- happened to serve, no material good will ever come either to his employer or to the institution. Though he was found guilty of very serious charges, yet very lenient punishment was awarded to him taking into consideration his long service and he was allowed exgratia to continue as an assistant till the completion of his service.

Under the circumstances explained above I have to submit

p-t-o-

55 333 61

--6--

submit that the appeal of the appellant does not deserve any consideration at the hands of Government and that it may be rejected.

R.S.8.11.

President,
District Board, Tanjore.

Edn & PH. (B) Dept.

Endt. No. 52304-B/45-4 dt 21/11/45.

Forwarded to the Director of Public Instruction, Madras, for remarks in Continuation of Govt. Memo. No. 20023-B/45-1 Edn dated 3.9.45.

(By Order)

Asst. Secy to Govt.

To

The Director of Public Instruction (Madras) (with enclosures).

(In registered post).

C1900 G/45

55 42

DIRECTOR OF PUBLIC INSTRUCTION 22 NOV 1945

LIST OF ENCLOSURES SUBMITTED.

****

(1) Appeal petition dated 14/9/45 of Sri M. Somasundaram Pillai, B.A.,L.T.,
(2) Copy of letter R.C. No. 33--3A/40. dated 3-9-1940 of the District Educational Officer, Tanjore.
(3) Copy of letter R.O.C.No.428/A.40. dated 14-8-40 of the District Educational Officer, Tanjore.
(4) Copy of letter R.O.C.No.428/A.40. dated 17/9/40 of the District Educational Officer, Tanjore.
(5) D.Dis. File No.13074/40. dated 18---4---1940.
(6) Copy of letter R.O.C.No.17--3A/42. dated 21--4--42 of the District Educational Officer, Tanjore.
(7) Copy of letter R.L.NO:17/36-42. dated 6--6--1942. of the Dt.Edl. Officer, Tanjore.
(8) Copy of letter L.Dis. No.141-Tan-42. dated 5--5--42 of the Divisional Inspector of Schools, Madura.
(9) Stock register of stationery articles of Board High School, Papanasam.
(10) Current File bearing R.C.No. 22810-A.13/42. (8)Pages.
(11) Copy of letter R.C. 131/42 dt 4-9-42 of the H.M. B.H. School Papanasam

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13/11

Read by RP
17/9/45

17 SEP 1945

Kathirumanakri
14th September 45

18 SEP 1945

From

M.Somasundaram Pillay, B.A., L.T.,
Headmaster, Board High School,
Kodavasal. (Under Reduction)
Tanjore District.

To

The Secretary,
Local Administration Department,
Government of Madras

41452

Through

The President,
District Board,
Tanjore.

L.A.Dept.
RPHuo.
17541

Sir,

Reference: (1) My Petitions to the Government dated 27/9/42, 11th & 19th Octr.42.

(Misc) (2) Government Memorandum No.6486-S B/42-1 Edn. dated 12th Novr.1942.

(3) My petitions dated 27/4/45, 7th May 45 and 12/5/45

Pet-4.5-6,46 of

(4) Re. No.29910/40 dated 28/5/45.

I have the honour to submit to your kind notice and favourable consideration this following appeal against the order of the President issued after a prolonged period of five years and request you to be good enough to set aside the orders of the President in the light of the circumstances detailed hereunder as well as the details already submitted.

This is presented in two parts. The first part aims to point out the various objections teeming in the procedure, wantonly adopted, to defeat the cause of truth and therefore the impropriety of the findings arrived at.

Objections.

Mode of Framing Charges.

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I. Mode of Framing charges.

1. Charges were framed long after the date of occurrence and in one particular case 9 years after the event. Charges were framed first and materials were afterwards collected to suit the purpose and thus the rational order was reversed.

Situations not contemplated in the charges originally framed were purposely thrust into, as an off shoot of the enquiry. Charges once framed were unnecessarily kept in abeyance for years together and steps were taken to frame additional charges and tack them on to the previous ones. Inordinate and unreasonable lapse of time had been wantonly pursued between the date of framing the charges and the date of disposal, in spite of repeated requests to pass orders and of the Government's memorandum, thus neglecting the G.O., which directs the Presidents of Local Boards, to dispose of them as expeditiously as possible. This lapse of time has done inconsiderable harm in fighting out my cause.

2. Violation of Rule 5 of appointments and punishments of the Local Board's Servants and of other Handicaps and obstacles put in the way of truth.

(a) The statement due along with the charges showing the allegations on which each charge is based as laid down in rule, for the safeguard of the subordinates, was wilfully violated. Even after specific requests it was denied and was pointed out that the charges were self-explanatory and that, if need be, the records concerned may be perused in the District Board Office. The Privilege was not availed of, as it was found to be unsafe.

(b) Nor the original petitions or reports on which the charges were framed were forwarded to me for my remarks in many cases as administrative justice would require, as a first measure to ensure at least. Nor the memo of charges show any reference to such petitions. This attempt to keep me in the dark as to the

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various details on which each charge was based, prevented me from cross examining the witnesses' summoned to the fullest extent.

3. Enquiry dates.

Many dates of enquiry were fixed and they were postponed at the eleventh hour which ended in defeating the cause of truth. The 1st date of enquiry fixed, on my pressure, came to fall at the end of four years, in the case of the 1st set of charges and of 2½ years in the case of the 2nd set of charges. The interval between 1st enquiry and the second was 18 days and between 2nd and 3rd was four months. This gave ample opportunity to shape things according to one's requirements.

(b) Again contrary to my request enquiries were held in places not at all connected with the place of occurrence. This deprived me of the few facilities that I could have commanded in establishing the truth by exposing the falsehood on concrete evidence.

(c) Further, enquiries held proved entirely nominal and farcical. There was no attempt on the part of the enquiry Officer to arrive at the truth; the process of arriving at the truth was a burden thrown entirely on me. Enquiry was held only over a few charges by taking them at random. On account of these handicaps created and the disadvantages caused, there was no scope to make any worthy use of the enquiry.

4. Witnesses:

In many cases the complainants were not at all summoned; nor the persons connected with the affair, in some form or other. Assistants who stood reported quite unfavourably by me were selected as witnesses and the same set appeared for 3 or 4 charges together. Assistants once summoned and fixed for many dates of enquiry which got postponed were found delayed and new ones substituted. Persons who should have been summoned were not thought of being summoned, till I made a request thereon.

On certain occasions witnesses summoned were not intimated to me. In many cases it was left to my conjecture as to what charges each witness would bear evidence. Some of the witnesses called for proved quite unnecessary, as in the case of one watchman and one peon, who stood summoned on each occasion.

Witnesses were found to give a sort of trained answers. The rumour went round that the witnesses were summoned in advance and were coached for the purpose; witnesses who spoke on the side of truth were threatened.

5. Findings.

(a) No opportunity was given to me to know the findings of the President before hand. My request to that effect at the end of the 2nd enquiry was evaded. The findings did not also record relevent details of written records and of oral evidence leading to the logical conclusions stated in the findings. So, on the score of unreasonable lapse of time wantonly pursued in framing the charges and giving disposal to them; of the non-compliance of the President to observe the conditions laid down in rule No.5 and to hold the enquiry in schools relating to the charges; of omissions to summon the complainants and reporters who supplied the materials for the charges; of collecting materials after framing the charges and, last but not least, of the arbitrary selection of witnesses, especially assistants whose work and conduct have been condemned by me, I have to declare that the findings of the President and the Vice-President are based upon an utterly improper, illogical and unadministrative procedure and that all steps required to bury the cause of truth have been sedulously practised.

Part II.

1 The 2nd part proposes to deal with the individual charges that stand either proved or proved but deleted on account of their having lost their seriousness at this distance of time.

2. Even among those individual charges only those

that may be considered serious will be dealt with, as a measure of test, to establish the validity, propriety and accuracy or otherwise of the findings.

3. The first set of seven charges that refer to excess in admission, loss of grants amounting to Rs.971/- arose in R.C.No.29210-A 13 dated nil and detailed explanation for the same was submitted in R.C.No.246/40 dated 22/11/40, after meeting the President and Vice President, in the "Neela Vilas" Tanjore on 27/10/40 at about 8 P.M. as per engagement fixed in advance. A perusal of the said explanation will, I believe, free me from the charges. *Copy enclosed Enclosure. A.

Enclosure. A.

4. Subsequent to this as per memorandum of the President in Rc. No.29910/40 dated 3/9/41 issued just nearly a year after, I first went to Poondi on 21/9/40 for a personal enquiry by the Vice President and met him at Tanjore on the same date as he was found absent at Poondi. Meeting him, I fully explained the whole situation then and what he expressed to me Rem. I returned with the conviction that understood me correctly. vide para 14 of my petition to the Government dated 11th and 19th October 1942.

5. Notwithstanding this, the charges regained life 4 years after their birth. Let justice speak as to the procedure adopted.

6. Charge No.1 which refers to my 'wantonx disobedience' of Government Memorandum No.25227 B of 39 --4 dated 26/10/39' and excess admission of pupils in form II and class V is one of the charges that stand 'proved' unaffected by the efflux of time without becoming old.

7. The main points of accusations are that admissions were made in excess without the sanction of the District Educational Officer, and without consulting the office beforehand for opening the sections.

8. Now the detailed explanation submitted by me

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referred to the four communications of the President shown below as well as my replies thereof.

(a) R.C.No. A.13-9682 D.B. of 1940 dated 20.5.40:--Fall in strength, fall in the fee income need to improve the strength of the school in general and especially in Class IV

(b) R.C. A.13-12621 D.B. of 40 dated 9.4.40, 20.5.40 & 26.6.40:-- Call to submit proposals for continuance or closure or creation of temporary sections for the year 1940-41.

(c) R.C.A.13-12621 D.P. of 40 dated 13.7.40. sanction of continuance, closure and creation of temporary sections in Board schools.

(d) R.C. A.13-23256 D.B. of 40 dated 23.8.40 directing the Headmasters to obtain exemption from the D.E.O. for the excess number of pupils, if not already obtained.

9. Pray, Sir, decide whether the above communications warrant the accusations against me; I think, that I have only done my duty on the strength of the communications referred above and I followed the line of action which other Headmasters followed on the same basis. Vide pages 2, 3, and 4 of my explanations dated 22.11.40 (copy herewith submitted). Further, the findings of the President on this charge resort to a series of misrepresentations.

Ene. A. A

10. The admission of pupils in excess is said to relate to the year 1939-40 while it should refer to 1940-41. The next misrepresentation is in confining the fall in strength to class 4 alone. This belies the contents of the communication (a) quoted above. Reference is also made to the serious inconvenience to the management in the shape of extra equipment, accommodation and strength in the teaching staff". Does the President deny my proposals for the continuance, closure or creation of temporary sections and his addressing the D.E.O. for

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sanction? What extra equipment and accomodation were had for the purpose, may be ascertained.

11. It is also pointed out that the District Educational Officer, Tanjore was not also in favour of the headmaster's action. The letter of the D.E.O. referred to does not accuse the Headmaster of having acted arbitrarily in excess of his powers but only points out that he should have consulted the President beforehand. It is therefore evident that the District Educational Officer was not aware of the communication under reference. If he had been let known of them he might not have passed these observations. Again, the same letter is intended more for according sanction for opening temporary sections than for accusing the headmaster. With this sanction, the charge falls.

12. Fortunately that portion of the charge relating to my wanton disobedience of the Government Memorandum stands deleted.

13. It may also be kindly noted that if the enquiry had been held in time and in the school itself I would have commanded the use of the file concerned and placed things in black and white.

14. I therefore stand deprived of this important facility for presenting the situation in as convincing a manner as possible The findings of the president make no reference whatsoever either to his communications or my replies thereof. They all stand safely omitted. No witness was summoned and enquired on this score. In concluding this charge let me therefore point out that the findings of the President stand on suggestio-falsi by and/the opening of the temporary section, the District Board has served not only the cause of education but also stands benefited financially and honoured by the public in every respect.

15. Next comes the charge No.2. which accuses me of "Culpable delay and the consequent loss of Government grant the

to the extent of Rs. 971/-. Picturing the details behind the situation there cannot be a more discouraging and sickening - situation in the service for a subordinate than this.

16. Once again the findings proceed not only upon 'suggestio falsi' but also 'suppressio veri'. The findings point out that the "Delay is admitted and explanation given thereof is frivolous and that he allowed the matter to be badly delayed." This is anything but truth. The very first sentence of my explanation dated 22.11.40 runs thus: "This charge reveals a travesty of/facts" and it is followed by relevent details to point out that there was no delay at all on my part.

Enc. A. A

17. To put the situation in a nut shell, the communication dated 8-7-40 directing the Headmasters to submit the indents on or before 15/7/40 reached the school only on that date. Two successive communications dated 22/7/40, and 25/7/40 urging the the Headmasters to submit the indents on or before 25/7/40 and 27/7/40 reached the schools only 24/7/40 and 27/7/40 respectively; and the last of which mentions "the Headmasters have kept quiet and none has done so". It also directs the Headmasters of Iyyampet & Orattanad to submit their applications in the prescribed form. vide page 6 of my explanation dated 22/10/40.

Enc-A A

18. Under these circumstances I am yet to learn how the indents of the Papanasem school alone came to be branded "with bad delay" and how the D.E.O. happened to reject this alone. Where is the communication of the D.E.O.?.

19. The situation involving the supressio veri is detailed below:-- It is an unshakeable and a ineffrasable truth that indents of the Board schools for 1941--42 were admitted for grant by the Divisional Inspector of Schools, Madura Division, as per his Rc. No. 113 Tan. 41 dated 14/11/41, according sanction for the purchase of articles, with a proviso of deletion of certain

items in the case of each school. But the same communication informed the President that for payment of subsidy, provision will be made in the budget for 1942--43 instead of 1941--42.

20. According to this, Papanasem School got admitted for Rs.1942/- deleting a sum of Rs.8/8/6. Half of this amount comes Rs.971/-, it is this amount that is shown as a loss to the Dist Board. According to another communication R.C.No.45622 A 13 of 1941 dated 29/11/41, based on the above communication of the Divl.Inspector of schools, indents were submitted deleting the items pointed out and the articles were actually supplied while I was at Papanasem itself.

21. Is this anything short of an open and wilful suppression of a piece of naked truth, planned to ruin a poor subordinate? Could there be a more heinous attitude on the part of the authority? Could there be a more painful and heart-breaking situation for a subordinate to face with, in his service, than this.

22. There is also room to point out that as per Rc. 556 Gl. of 40 dated 20/11/40 of the Divisional Inspector of Schools, of Madras, that the Indents of the Board schools reached him late in the day and that they were therefore not included in the budget estimate for 41--42 So here is a charge proved on suggestio of falsi and suppressio veri

23. Other charges in the group have been already dealt with in my explanation under reference. and no further details are necessary. However one word is to be said about the service register in question.. My omission to record the confirmation order is made much of. The file relating to the affair may be called for and scrutinised and my failure fixed.

Enc-A A

24. Again this attender who stood confirmed according to the version of the President, by a certain order, was found styled as acting attender, in a subsequent order which brought his transfer. How did this arise? I know for certain that in the case of one panchanadam, a gardner, there was no entry in the register for his service in the District Board Office while subsequent to that,

series of entries for his services in other offices, got recorded. It remains perhaps so/even to this day.

25. My own service register waw kept by the president without any entry after 30/12/41. This was pointed out in the audit objection of the Board High School, Kodavasal for 1942--43.

26. If such omissions are not derelication of duties I don't see how my supposed omission of confirmation comes to loom so big. I believe that mistaken entries and omissions arise sometimes in the service registers and they are simply corrected and attested by competent authorities.

Second set of charges.

1. The Second set of charges, in whose fold the charge of "temporary misappropriation of book-depot funds and fraud on public funds" and violation of personal rules of conduct appear, emanated in R.c. No. A 13--29910 of 40 dated 15/8/42 nearly 2½ years after the birth of the 1st set and also within a few days of my domestic calamity referred to in my petition to the Government dated 28/9/42 and 11th and 19th October 1942 and got tacked on with the old number. This is framing charges from "time to time".

2. The authority and justification for this kind of procedure on the part of the President is not known. How is this kind of delay to be characterised? reasonable or culpable?

3. This charge has been already adequately dealt with in paragraphs 3, 4 and 5 of my petition dated 11th-19th Octr. 42; as stated therein, the whole charge has been based upon false and cooked up records; a scrutiny of the entire file and the registers will testify unerringly that the very start itself isrotten. It is a pity that my specific calls to this rotten situation privately as well as publicly have been wantonly slighted.

4. Yet a few specific details here by way of illustration are appended.

5. First and foremost stands the onerous and odious responsibility of establishing that the amount in question was handed

over to the Headmaster either by the old Secretary or the new Secretary of the Book-Depot whose accounts, pertaining to the year 1932, came to be audited in 1941, nine years after the affair, as the accounts of that year were not produced, as said in the audit notes, at the time of the previous audit that took place in 1934-35. Was any explanation called for, for this failure?

6. The only basis for the handing over of the amount is a slip pasted in the cash book containing the words "Handed over charge to the Headmaster to be handed over to the new Secretary, cash Rs. 61--1--1 Sixty rupees and one anna and one pie etc" Sd. V. Thyagarajan. There is no acknowledgment of the Headmaster. This is followed with the note "this correction slip has been pasted according to the instruction of the Ex-Secretary, Mr. V. Thyagarajayyar, dated 3--12--42. Sd. S. Desikan These entries are also preceded by another entry which speaks of the direct handing over of the amount to the new Secretary on 31--8--42. Was the amount ever before handed over to the Headmaster when there was a change of Secretary?

7. These irregularities have been left unquestioned. Nor were the Secretaries and other peoples involved in the affair being thought of summoned, till I suggested the call? Why was there no call before my suggestion?

8. The depositions made by the witnesses thereof will clearly show how they have bungled and what inconsistencies and absurdities they have committed. The auditor-clerk who should have been called in for my cross-examination, was not at all called in, at the time of enquiry, though he was present.

9. Again, on the forwarding of audit notes calling for an explanation from me in R.C.No. 8526/A13 dated 29th July 41 a series of correspondence passed between myself and the President and the then Headmaster of Ayyampet calling for certain records and information. It lasted from 2--8--41 to 19--3--42

in R.C.No. 113 of 41.

10. The last of the series of communications dated 19.3.42 placed before the President the various irregularities on which the auditor-clerk based his conclusion and requested him to - help me with further details and records that allowed the clerk to fix the responsibility on me and to hold a personal enquiry, - summoning the Secretaries and others involved, as requested already in R.C.No. 113 of 41 dated 24.12.41, calling for all the records that were required by me but not supplied by the H.M., Ayyampet, in spite of repeated calls.

11. This request fell on deaf years and only brought the charge under reference on 15.8.42, some eight months after the request dated 24.12.41, to hold an enquiry. Needless to say that this has been wantonly avoided to gain time for manipulating things. Is this procedure in anyway justifiable?

12. Further, for an enquiry fixed on 26.6.44, after the postponment of many dates, I forwarded, in a D.O. to the Vice - President a questionaire, to be put to the Secretaries and the Auditor-clerk about various gross irregularities found in the Book depot accounts of the year, but left unnoticed and un - unquestioned, became a public property and thus the trust placed was abused.

13. Though much more can be detailed on this situation I refrain from doing so as a mere glance at the records concerned will reveal the whole fraud played by the people concerned from the start to the finish. I only shudder to think of such -- situations in an administration and it is this that has made me express in all my communications my resolve to quit service in some form or other and my prayer to help me in obtaining that relief.

14. In this group there is another charge of misappropriation under Pupils' Library Association activities: Here the charge original leaving takes a modified form in the findings stage by ~~leading~~ out of account various fines collected by the Headmaster for "non-preparation of home work and failure to bring costly notebooks of uniform size without issuing receipts and appropriated the amounts" etc. The omission therefore points out that a falsehood has been imported into this charge.

15. Only the collection of petty fines for non-attendance of the weekly meetings is referred to, showing certain figures. In this affair it is concluded that I have not explained away the irregularities committed by me. Will the authority be pleased to point out, at what stage, the details were placed before me and an explanation was called for. Let the truth behind this be established. Can it be at least established that the Headmaster -- collected these fines? I request you, Sir, to call for the -- records and lay bare the truth behind what is it that was denied by me, stands proved now.

16. The situation is this. It is true that fines at the rate of 3 pies were imposed whenever the Secretary complained about the attendance and it was left to him entirely to collect the fine or excuse as the situation required and when collected to maintain a separate account and utilise it for the Association. This was done under M.E.R.97 which permits the Headmasters to frame disciplinary regulations, temporary or permanent, both within and outside the school, in the interest and welfare of the Institution. I am not aware of any regulation which directs the Headmasters to fill the coffers of the District Board with such fines. Being an extra-curricular activity it is just, I think, that such an income should go to the Association. It is also pointed out

that a sum of Rs. 5--14--3 collected from 23.8.41 to 16.4.42 was not credited either to the District Board account or to the Association account. The person who supplied this information should have been called up to account for the same as I am utterly in the dark as to these details. There was no reference to this even at the time of enquiry. Who is the person that supplied this information? Because of my transfer from the school immediately after framing the charges, of non compliance of details in the form of statement along with the charges and of the undue delay caused in disposing the matter I feel helpless in throwing any further light on the matter.

17. Will the authority be also pleased to state the names of witnesses summoned for this charge and how they came to be selected for this purpose? Neither the General Secretary, a teacher, nor the Pupils' Secretary, nor the Vice President of the Association, an Assistant, was found summoned for the enquiry. Why? Teachers who were reported for their failure in doing their work were found summoned. Let justice speak about the propriety of the procedure.

18. Two other charges in this group, one relating to violation of Rules of personal conduct ~~require some slight attention~~ and the other "importinance and contempt for superiors", require some slight attention.

19. Here also the charges take a different form from the original. Referring to withdrawal of fee concession for one Krishnaji, the findings record that "his action is in direct contravention of rules relating to the personal conduct". I will feel grateful to learn where the withdrawal violates the Rules of personal Conduct.

20. If it refers to my 'threat' does it actually violate the rules, if the reference is to No.16? The applicability of the Rule to this situation is not also understood. The point of charge

therefore dwindles itself into an ambiguity. If it refers to withdrawal, the Headmaster is competent to do it according to rules regarding scholarships and concessions which speak of forfeiture of the same for bad progress and bad conduct. The withdrawal also, I remember, was confined to the last instalment (March) only. The file Concerned may be called for.

21. Again, as in previous case, misrepresentation is resorted to. It is found in the findings that "when the parent made a request to him for the restoration of the fee concession the headmaster threatened him with a suit for defamation". The parent made no request to the Headmaster. The papers relevant may be called for and verified.

22. Further, the parent is a sweetmeat-seller knowing no English. The petition contained two pages of closeby typed matter of F.C.size, with a volley of columny against the Headmaster and his way of managing the school. Is this expected of a parent, especially one of the type, under reference. Finding that the sweetmeat-seller was a fool only a tool in the hands of some other person, he was called upon to make amends for his defamatory statements. On a petition found written in his name the President passed an order characterising my action 'Reprehensible'. Yet the charge came out.

23. Pray, Sir, whether the President is caring for the prestige and protection of the Headmaster from defamatory -- attacks from scandal-mongers or encouraging them. Was the petitioner summoned and any enquiry held?

24. Concerning the charge touching the physical education of girls, the original form of the charge refers to my violation of Rules of personal conduct of offices, and my insistence on the girls attending the Physical Education classes, in utter disregard of the orders of the Divisional Inspector of Schools etc."

25. The latter part of the charge has dwindled away into nothing in the findings stage. Evidently the import of falsehood into the charge and of failure to get the records and prove become evident.

26. The only thing that remains, is the addressing of the Divisional Inspector of Schools Directly. Leaving aside for a while the situation leading to the affair which should refer to the surprise visit of the Director of Public Instruction, in on his enquiries about the provision for Physical Education for girls and the evasive reply of the District Educational Officer, Tanjore, thereof, it is submitted that the Divisional Inspector himself disposed of the matter instructing the Headmaster not to do so in future. This disposal happened, I remember, before the charge was framed. If so, how did the need to frame charge arise? Where is the need for an explanation after the disposal? Why is this situation kept screened? Who is the person that made this complaint to the President, District Board? Was the original petition forwarded to me? Did any statement of the allegations follow the charge? Was any enquiry held over the matter? Who were the witnesses summoned? What is it that stands proved now?

27. The other sister charges are said to have been deleted not being so serious at this distance of time. Of these, one relating to Krishnan a pupil of V Form came up for enquiry. Neither the complainants nor the teacher mentioned by the pupil, nor the teachers mentioned by me in my appeal against the unadministrative procedure, made in the first instance, to the Director of Public Instruction, secondly to the Government along with my petitions in May 1945 were found summoned. Teachers who have been reported very unfavourably by me both in the personal file of the teachers and on other occasions were found arrayed against me. Is this arbitrary selection of witnesses just and fair for conducting an enquiry?

III Set of charges.

1. Having thus finished the second set of eleven charges, the 3rd set speaking about the complete handing over charge and the shortage in Stationery articles is taken up and the following details are submitted. This is a charge which gives room to state that it was born of a premeditated and planned comspiracy of a group of people consisting of some teachers and some Dt.Board Office people. Vide my petition dated 11th & 19th October 42 and his enclosures.

2. The very starting point itself affords a conclusive evidence of the this comspiracy. The date of the charge is 7th Septr 1942. To my call dated 7/9/42 to the Acting Head Master for a detailed list of discrepancies, a list came showing the shortage from the President on 15/10/42 which stands dated 10/10/42, nearly a month and a half, after I handed over charge. Again the Incoming Ag.Headmaster Sri M.Govindaswamy Pillai has stated in his deposition made, in the enquiry held on 29/12/44 that he submitted the list of articles actually in stock on 12/9/1942. If this is the fact how did the President manage to frame the charge on 7/9/42 itself? What is the mysterious source on which the charge was based? The source should have reached him before 7/9/1942. The memo containing the charge makes no reference to the records on which the charge was based (copy enclosed in my petition dated 11th and 19th Octr. 1942) What is this omission for? How is the delay in forwarding the shortage list accounted for? Did it take 12 days for the incoming Headmaster to check the Stationery articles? Three or four responsible members of the staff seem to have been employed for checking them? Did the work really require so many people?

3 In spite of this irreconcilable situations the President states in his findings "when called upon to explain the Headmaster contends that the charges relate to situations where the Headmaster bears no responsibility". The authority for this is not quoted. The record may be kindly caused to be produced in support of this observation.

4. Another statement in the findings runs thus. The "Outgoing Head master has been Officially and unofficially informed by the incoming headmaster about the shortages and requested by him to make arrangements to hand over complete charge of the stationery articles..... The outgoing head-

headmaster failed to have the matters rectified but allowed the discrepancies to continuex when his successor reported about the shortage after sufficiently waiting for a long time , he accuses him" . One cannot conceive of a more diabolical piece of mis-representation than this. It freezes one's blood to hear of such statements in a local board administration. Justice requires the quoting of the records on which they have been based or concluded.

5. The very first information about the discrepancy reached me from the Headmaster in Rc. No. 128/42 dated 5/9/42. Immediately I sent the reply dated 7/9/42. Paragrah 3 therein contains "It is really strange that without informing where and to what extent the dis-crepancy, lies and without giving opportunity to reconcile it, a tone of complaint (officially) has been raised in so short a time. What is the psychology behind it." In spite of this call no response came from the successor . It is certainly inferable that he should have played some mischief, in conformity to the pre-conceived plan before 5/9/42. If he had genuinely cared to call on me to reconcile the discrepancy and had been sufficiently waiting for a long time as observed in the findings, could it have been possible for the President to hurl at me this charge dating it as 7/9/42 and forwarding the list of discrepancy dating it as 10/10/42. How could a charge on this score precede the dates 12/9/42 and 10/10/42? What harm is there in pointing out that the charge was framed first and situations to suit the purpose were coined next? Vide Para 8 of petition dt. 11/19 th. Octo. 42

6 Further, in response to the call of explanation regarding the shortage, as per list forwarded to me by the president, a reply was submitted to him on 5/12/42 explaining that the belated nature of the information disabled me from reconciling the shortage and that "an enquiry on the spot even at that stage " might throw some light on the situation. This prayer, as it should be, fell on deaf ears. What is it that prevented the President from complying with my request? This non-compliance as well as of the non compliance to hold the en-quiry in the school itself was intentional and it has worked against the cause of truth.

7. Another objectionable feature is the omission to

to call. Sri Gopalaswamy Naidu, clerk of the shool as a wit-ness. His name was included only on my request in the last hour. My reply to the successor dated 7/9/42 refers to the clerk's responsibulity in the matter. In spite of this there was ommission of his name. Is it not motivated? Two witnesses besides the acting headmaster and the clerk, have been cited as witnesses. One other witness Sri K. Subrama Iyer, Hindi Pandit of the school was also examined on this score; but his name stands omitted. why? because what he deposed then proved perhaps unfavourable.

8. The depositions of these people are worth scrutiny to enjoy the inconsistencies and the illogicalities, bristling therein.

9. It is really mortifying to note that all these situations have been coolly passed over and the findings indulge in horrifying misrepresentations and conclusions. Not getting satis-fied with the punishment inflicted, further delight is sought for in proposing recoveries for the shortage. Is this anything short of an attitude to harass a subordinate and wreak vengeance against him out of some spite?

10. One other charge in this group is charge No. XIV which alludes to 'irrelevent and uncalled for remarks to a certain reference of the D. Ed. O. Tanjore, forwarded to the Headmaster for remarks: Here again the charge takes a different shape from the original by introducing the words "this office reference on the Dist. Educational Officer's remarks in the Inspection Report of the Board High School Papanasam for 1941--42 about the desirability of abolishing class IV and the unsatisfactory condition of the school". by way of modification.

11. The report under referrnce is in response to R. E. No. A 13/12985--42 dated 25/4/42 of the President and the remarks offered by me speak about the D. E. O's direction to the President to close the entire school itself on the score of "inadequate accommodation and the insanitory conditions of the school". This grave situation has been purposely omitted to magnify my remarks and make them appear "uncalled for and irrelevent".

12. Again, if those remarks are really "uncalled for and irrelevent" it is not known how the President found it relevent to enclose a copy of the same to his application to the Director of

x Re A13. No 12985/42 D/ 27-5-42

Public instructions for renewing the recognition of the school. My communication has been used as a source of strong weapon for the purpose. If such "uncalled for and irrelevent remarks" were expected to secure recognition, they should be treated as words of benedictions. To treat them otherwise is a great sin.

13. Again there hangs a tale behind this move. Immediately after the direction of the D.E.O. the President had tabled a resolution for the abolition of the Board High School, to give place to the establishment of Gurukula High school run by Mr. Duncan Greenless which was quite ready with all its furniture and staff for location in Papanasam. It is really strange to think that the Dist. Board High school which could not find adequate accommodation, in spite of its existence for nearly 60 years, had to go ~~tz~~ out of existence, while the Gurukula School found it possible to find necessary accommodation. The President had actually invited the new school for location at Papanaseam. The suggestion of the D.E. O. was only intended to cater to the wish of the President. But, I, as a humble educationist, foresaw the ~~calm~~ harm and evil brewing behind the step taken, felt it my sacred duty to avoid that evil by expressing by view in as strong a manner as possible. The plan conceived by two big men of the District was, by God's grace, ~~was~~ frustrated by a simple soul and if I am punished for it I do not feel sorry for it. An incalculable evil, to which hundreds of children would have fallen a deadly prey, proved a vanishing mist, before the sun of 'Irrelevent and uncalled for remarks". It is no wonder that I am persecuted, for this move, against the cherished wish of the President. (Vide Para 9 - of my petition dt 11.11.194 , octo. 42)

4th & 5th sets of charges.

1. Findings regarding my leave question accuse me that "I did not return to duty on the expiry of the period; nor did he apply for extension", when called upon to explain why he failed to apply for an extension he has not furnished any reply".

2. The leave question has been already placed before the Government in my petition dated 27/9/42. In addition to this the entire correspondence that developed subsequent to my joining duty at Kodavasal on the expiry of my leave, has also been submitted to the Government in my petition dated 12/5/45 for orders. A perusal

of the file comprising Rc. No.A 13 -29598/42 dated 9/1/43 and my R.c.No.36/ ES --42--43 dated 15/1/43 and R.c No.166/43 dated 12/7/43 and 28/8/43 will clearly establish whether the above observation is true or false. The file in the District Board office may be kindly scrutinised. What is the enquiry held?.

3. Now whatever may be the failures on my part, justice craves to know why the President kept this affair in abeyance so long and failed to pass orders in time. How this failure is to be characterised is left to the decision of the Government. Was at least the proposed enquiry held? Vide Re. A-13. No 29910/44 d 9-11.44

4. Regarding the failure to obtain the explanation from the peon which charges me of disobedience of orders, the simple fact is this. An order to obtain an explanation from the peon within 24 hours came to me on 30/8/42 (sunday) along with my transfer order ~~wh~~ which resulted in handing over charge on 31/8/42. Even then the necessary memo to the peon was issued. Does this amount to disobedience. Is there no gross misrepresentation here? Further the amount with held by me in the pay bill was ordered to be deleted as the peon followed the bill and approached some clerk of the office Does this situation require in any way the summoning of the peon as a witness? Was any enquiry held thereon?. How many times was he invited for the enquiry? who paid the T.A. for him? To make the story short the whole connected file may be called for and scrutinised.

6th set of charges. — Enc-B/69

Coming to the findings regarding the purchase of sports materials for the Board High School, Papanasem, it is recorded that "the headmaster has refused to furnish any explanation on these charges on the ground that he was not furnished with basic records"

2. The entire file showing the correspondence that took place after the issue of the Government Memorandum No.16772--2 B Edn. dated 28/4/44 is herewith submitted, vide enclosure consisting of R.c.No.A 1 A 6978/44 dated 26/5/44, 29/6/44, 16/8/44, 1/9/44, and 5/10/44 of the President and my replies thereof in Rc.No.128/44 dated 18/8/44, 19/6/44, 10/8/44 22/8/44 21/9/44 and 18/10/44. The file will, I am sure, unerringly establish the attempt to suppress the truth. The President has evaded my issues raised in my R.C.

R.C.No.128/44 dated 21/8/44 and 18/10-44. To meet them is to admit the fallacy of "Begging the question" on which the charges have been built and to accept defeat. Who will accept the defeat but the just and brave? To make the story short the charges were based on "Begging the question" as was previously done, by the Audit Department and they stand proved on "Suppressioveri" and "suggestiofalsi". The file containing the proceedings of the President regarding the approval of the indents submitted by the games committee as well as the file of the School thereof, may be kindly called for and examined. It breaks one's sprit to note that inspite of the detailed and prolonged correspondence from 26--5--44 to 18--10--1944 I am stigmatised to have refused to furnish any explanation on these charges. Is there any compunction of conscience here ? Justice is really afraid to come out of her closet.

7th set of charges dated 9--12--1944. - Encl. 10

1. This refers to the strike question relating to the Board High School, Kodavasal. The findings state that "he has no explanation to offer". For the charges concocted there can be no explanation but the denial and a request to furnish all the relevent details and in non-compliance of these details of allegations, denial of charges is the only explanation that could be offered.

2. The correspondence that ensued on this score is already before the Government. Vide my petition dated 27--4--1945 with the enclosures. In addition to this the papers submitted to the District Educational Officer, Tanjore for disciplinary action against the leaders are herewith submitted for your kind perusal. The whole file

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is expected to reveal the falsity of charges and the great injustice done to me. This is a charge which has been entirely built upon "Begging the question". 69

8th and the last set of charges.

1. This is known as additional charges that arose as an off-shoot of the enquiry held on 10--12--1944 By no stretch of immagination can this be justified as an off-shoot. It was meaninglessly thrust into the enquiry by getting hold of a witness, one L. Muthukumara Moopanar a philosophy graduate, treated as a history assistant. If any classical example of an open and shameless falsehood is required it may be quite tangibily had, in his deposition.

2. Circumstances pertaining to the affair are already before the Government in my petition dated 27--4--45 and the enclosures thereon. The findings state that I collected money from the Assistants for conducting Exhibition and that accounts are in my possession. I even now throw a challence to the President to stabilise the truth of his findings. From what he stated, it is clear that the president has no definite records and evidence to fix the amount collected by me. Reference has also been made to a committee to which I did not render necessary accounts, as required by the Rule. Necessary informations regarding the Committee may be kindly called for. It is open to the President to call upon all the Members of the Staff to state the amount contributed by each of them how they came to contribute, to whom they paid and how and by whom it was spent. Without adopting this course he has levelled himself down to frame the charge of this kind, 2 years after the event. Can there be a clearer evidence of prejudice and spite on the part of an authority than this. As expressed by me in my D. O. to the President dated

salary passed by this office and

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As expressed by me in my D. O. dated 17-10-44 . to the President, Truth can only be made to suffer and its victory delayed but it cannot be cowed down. Persecution of truth and sincerity, on wrong and unjust grounds ends only in Martyrdom and if such a lot is reserved for me I shall gladly welcome it.

Conclusion.

1. In concluding this appeal the details of the foregoing pages are summarised thus:-

(1) The mode of framing the charges, of fixing the place of enquiry, of summoning the witnesses, of conducting the enquiry, stands open to grave objections.

(2) The findings of the President fom the start to the finish have been based upon fallacious methods by making free use of (i) suggestio falsi (ii) Suppressio veri (iii) Begging the question and (iv) unscrupulous mis-representations ; as such the findings are quite improper and unjust and the orders based upon them are therefore invalid.

3. The whole procedure is born of despicable prejudice and long cherished spite, intended to harass and ruin a subordinate, for his outspokenness and bold stand against the orders of the President by appealing to the Government against them, on previous occasions and the success thereof. To carry out this personal animosity, justice has been allowed to go hundred fathoms deep.

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4. The Orders issued militate G. O. No. 1330 L.A. dated 16th June 1945.

2. 8. In ending this I earnestly and sincerely pray once again that the insult and the indiginity hurled at me may be removed at a very early date and I may be helped to get relieved from service, in one form or other as the service under the present President has proved a source of hell and torture to me, and as I do not desire to continue any longer in service, for the sake of purely earning my pay without the rights and liberties pertaining to the post. I also feel that, away from service, I will turn out more useful work to the cause of education than I can do, in the present circumstances of the service.

I have the honour to be,

Sir,

Your most obedient servant.

14/9/45

Kattumannarkoil

Dated 14th September '45

Advance copy submitted to the Secretary, Local Administration Department, Govt., of Madras Fort St. George, Madras. in continuation of my petitions dated 7--6--45 and 25--7--1945. for favour of early orders.

Enclosures. A, B & C

14/9/45

Enclosure - A - 3 sheets 3682

R.C. No. 29910 A 13. Tanjore District Board Office,

Encl:- Nil. Dated_____193 .

M E M O .

To

Sri. M. Somasundaram Pillay, B.A., L.T.,
Head Master, Board High School, Papanasam.

Subject :- Establishment - Secondary - Schools - Board High School, Papanasam - Sri. M. Somasundaram Pillay, Head Master - charges framed against.

The following charges are framed against Sri. M. Somasundaram Pillay, B.A., L.T., Head Master, Board High School, Papanasam.

1. That he had deliberately disobeyed and ignored the orders of Government issued in their Memo No. 25227-B/39-4 dated 26th October 1939 communicated to the Head Master in this Office R.C. No. 18209 A 13 D.B. of 1939, dated 12-11-1939 and exceeds his powers by admitting 53 and 63 pupils in Form II and class V respectively of the Board High School, Papanasam, necessitating thereby the creation of two additional sections for these classes. The Head Master has no powers to admit in any class more than 40 pupils without the sanction of the D. E. O. and should not have made admissions in excess of the nrmal strength permissable for each class without consulting this office beforehand whether the Board would, be able to find funds to sanction the creation of two temporary posts. This Arbitrary action of the Head Master has resulted in unnecessary expenditure to the Board by the creation of two temporary posts of Sec. Grade Assistants and the provision of additional accomodation to the School.

2. That he had failed to, carry out the orders of this Office and delayed till 2--8--1940 the submission of indents for equipment granted called for in this Office R.C. No. 21153 A 13 D.B. of 1940 dated 8--7--1940. When the indent was sent to the District Educational Officer, it was returned by him saying that it could not be forwarded to the Divisional Inspector of Schools, Madras South as it was received long after the due date. Owing to the delay in the submission of the indent, the District Board has had to forggo the half grant with the Government might sanction under Part II Schemes.

3. That he had failed in his duty by not reporting to this Office his refusal to grant casual leave for 1 day on 5--8--1940 to Sri. Sami Chidambaranar, Tamil Pandit of the School and obtaining the orders of this Office as to how his absence on 5--8--1940 should be treated and, further unauthorizedly with held his pay for the entire month of August with a view evidently to cause unnecessary hardship to him.

4. That he had clearly neglected his duty in the matter of proper maintenance of service Registers by not recording the order of confirmation of the Laboratory Attender S. Rathakrishnan in his service Register.

5. That while he was at Thiruthalaipoondi he had unauthorizedly refused to pay the wages of the Watchman Murugayyan for the month of January 1939 and remitted it into Treasury on 11--3--1939 on the ground that he did not agree to the deduction of Rs. 2/- in his pay till the theft of annas eight from the clerk's table was detected. The Head Master had no authority to with-hold payment of the salary passed by this Office and legally due to the Watchman.

6. That while he was at Thiruthalaipoondi he had unauthorizedly recovered a sum of Rs. 5/- from the pay of the Watchman Murugayyan for the month of December 1938 and remitted it to the credit of the District Board General Funds without the orders of this Office. The recovery was made by him in respect of a missing plank which was lost from the School and he had adjusted the case himself and fixed the responsibility for the loss of the plank upon the watchman.

7. That he had inordinarily delayed the submission of his remarks on the Mahazar of the public of Papanasam which was sent to him in this Office R.C. No. 13641 A 13 of 1930 dated 30-4-1940 Two reminders issued by this Office on 14--5--1940 and 24--6--1940 only elicited from him an interim reply that he had forwarded the Mahazar to the Village Munsiff of Papanasam for indentifying the "noble" signatories who seem to constitute the pblic of Papanasam, The Head Master was informed by this Office on 1..7..1940 that there was no necessity to identify the signatories to the Mahazar and he had only to submit his remarks. Though two more reminders were isued on 31--7--1940 and 18--9--1940 no reply has yet been received.

8 The Head Master will submit his explanation to the charges and show cause within a week why he should not be severely punished for his arbitrary and unauthorised acts. He will also state whether he desires to be heard in person in respect of the charges framed against him.

A. Krishnasami Vandayar,
For President.

Copy to the Head Master, Board High School, Papanasam.

(True Copy)
F o r w a r d e d .
(By Order)

(Sd) G. R.
Superintendent. 14/4

A.2

22--11--40.

From :- M. Somasundaram Pillay, B.A., L.T.,
Head Master, Board High School,
Papanasam,

To

The President,
District Board, Tanjore.

Ref:

Sir, I have the honour to submit below the explanation called for.

Charge No. 1

Communication A.

R.C.A. 13. 9682 D.B. of 40 dated 20--5--40 draws the attention of the Head Master of this School to the fall in strength and to the consequent fall in the fee income and directs him to improve the strength of the School especially in 4th class to warrant its retention.

Communication B.

R.C.A. 13. 12621 D.B. 40 dated 9--4--40, 20-5-40 and [illegible] call upon the Headmaster to submit proposals

for the continuance or closure or creation of temporary sections during the year 1940-41.

Communication C.

R.C. A. 13. 12621 D.B. 40 dated 13--7--40 shows the sanction of continuance, closure and creation of new temporary sections in Board High and Middle Schools.

Communication D.

R.C. A. 13 23256 D.B. of 40 dated 23--8--40 directs the Headmasters to obtain exemption from the District Educational Officer for the excess number of pupil over and above 40, if not already obtained.

In the light of the above communications it is clear that it becomes my duty as Headmaster to carry out both the special and the general instructions embodied therein. In increasing the strength of the School and applying for the continuance as well as for the creation of temporary sections I have only followed what I have been asked to do and I have done what other Headmasters have done. Such being the situation I am at a loss to know how the need arose to single me out and bring a charge of the kind framed against me. Is it a sin for this Headmaster to carry out what his superior orders him to do? In as much as I very faithfully carried out the instructions issued I have no hesitation in affirming that there is no room whatever to bring this charge against me and I am entitled to be treated in the same way in which other Headmasters have been treated.

If, however, at any later time it was found necessary, after the issue of communications under reference to have no new temporary sections for this Schools, a little instruction in time would have produced the desired result. A request was made in this Office R.C. No. 115 of 40 dated 26--6--40 just a fortnight after the re-opening of the School, to split forms IV and III into divisions showing the strength of all classes. Sanction for dividing the classes was accorded and no objection was raised. The same communication showed the strength in II Form and 5th Clas at 48 and 45 respectively, indicating the probability of making a request for dividing them into sections.

Here was a splendid oppurtunity for issuing necessary orders regarding the creation of temporary sections. A single line of order would have done away with opening of sections in these classes.

As intimated in advance, a definite request was made on 5--7--40, within 10 days after the previous communication to sanction the opening of temporary sections. The request was radily admitted and forwarded to the District Educational Officer for obtaining his permission. It is clear from this that this was not an unwelcome affair at that stage. The District Educational Officer took no objection for the strength indicated. He did not accord permission for want of accomodation only; otherwise he would have readily granted, as he did in certain other cases. When a copy of his communication showing his refusal was forwarded to this Office without any instruction on the matter it created a state of perplexity. Administrative interest requires the issue of certain instructions to the subordinates as to what should be done regarding the strength excess of the class. Perhaps it was thought to find accomodation

and sanction the sections. If so, it is to be said that no idea of levelling a charge against me was engendering.

Coming to my alleged disobedience of Government MemorandumNo. 25227-B/39 dated 26--10--39, I submit that, by no stretch of imagination, it is traceable in me. It contains no instruction whatever for the Headmaster regarding the admission of pupils over the normal strength. It contains purely an instruction to the management as to when and how a class should be divided into sections, with a view to regulate the expenditure of Secondary Education under Local Bodies. The significance it has for the Headmaster is that he should not apply for a division of class before the strength reaches 50 and this condition I have unerrengly fulfilled as required in R.C. No. A. 13. 12621 D.B. of 40 dated 9--4--40. I therefore affirm that an eye of justice will not read in me this charge of disobedience of the memorandum.

From R.C. No. 13 12621 D.B. of 40 dated 13-7-40 it is evident that some other Headmasters also have applied for the creation of temporary sections and they have been either sanctioned or other directions given. I am therefore tempted to ask why what is considered a virtue in those cases is treated as a sin in my case. Have I done you any wrong or injury that makes you look at me from a different angle of vision. If there is any, place let me know it; I shall make amends for it.

As ordered by you the fee income of the School also shows a rise of about Rs. 100/- per instalment over that of the last year.

I therefore conclude under the circumstances explained above, that I have neither disobeyed the Government Memorandum, nor caused additional expenditure to the Board without permission nor made admissions over the normal strength without the consent of the District Educational Officer. On the other hand I submit that what has been done by me has been based entirely on the instructions issued by you without transgressing any rule or order. For this faithful and honest service, it pains me to observe, I have been accorded a cindeella treatment.

CHARGE No..2

This charge revelas a travesty of stern facts. The communication which calls upon the Headmasters to submit the indents required on or before 15--7--40 was received here only on or before 15--7--40. Two successive communitations dated 22--7--40 and 25-7-40 urging the Headmasters to submit the indents on or before 27--7--40 reached this office on 24--7--40 and 27--7--40 respectively. The last communication mentions that "none has done so" and that "the Headmastershave kept quiet" and that indents should be in the form prescribed in Rule 57 of the Grant in Aid Code.

References to the prescribed form created a new situation. As the School possessed no copy of the Grant-in-Aid Code necessary instructions had to be obtained from the Deputy Inspector of Schools, as no precedence of this kind arose ever before. Nor there was any reference to the amount which the indents should cover. The information given in para 2 of Part II started a doubt also as to the eligibility of the School for grant.

Inspite of this doubt and the want of information about the amount five indents were prepared in quadruplicate within a period of four days from 27--7--40 as speedly as possible, and were submitted on 1--8--40. I believe that other Head Masters also could have submitted their indents only by that date. 58

The indents were due with the Divisional Inspector of Schools on or before 1--9--40. So it is clear that there was ample time between 1--8--40 and 1--9--40 for forwarding the indents. If the indents that should have been submitted only after 27--7--40 by the schools were able to reach the authorities in time I really wonder how the indents of this School got delayed and failed to secure their share of Government grant. If there was really a delay I desire to point out that it should be due to some mysterious causes and request you to mark that I am in no way responsible for the delay as the work has been attended to with a lightening speed.

So, in this affair also, I deserve to be freed from the alleged charge of delay.

CHARGE No. 3.

Here an occasion which aimd at establishing discipline in the internal management of the School through an assistant who is constantly defying it, countsas a factor for the charge. A perusal of my endorsement regarding the way in which casual leave has been applied for and availed of will establish that I have attempted to regula te the casual leave as per your instruction in R. C.

According to this, administrative interest should have directed the assistant concerned to fulfil the condition laid down in the rule and get the leave sanctioned by applying to the granting authority for consideration. Instead, the larger interest was thrown to the winds and the assistant's irregular action was recognised. It has already weakened the hands of the Headmaster and it is working havoc. Including the teachers transferred and on leave the average number of absentees arising out of casual leave ranges from 4 to 8 daily.

Not satisfied with the weakening of the Head-Master's control and the sacrificing of the interest of the school I am accused of having unauthorisedly with-held the pay of the teacher for the month and caused hardship to him. When the question of deciding the nature of his absence was pending with the President for orders how could the pay for the month be claimed. My experience as well as my enquiry on this particular occasion taught me the procedure adopted. If it is not right I may be so instructed. If my withholding of the pay shows a case of hardship may I know why my pay for October 1940 has been withheld, without intimating even the ground for it.

So, once again, my obedience to your orders to regulate the casual leave has become a factor for condemnation.

CHARGE No. 4.

This accuses me of failure of proper maintenance of service Registers on the single instance of the absence of an entry to be made. Without caling to

submit the reason for not making this entry under reference a generalisation has been resorted to. For a dispassionate mind this single instance cannot give room for a sweeping charge of this kind. If the orde of confirmation had been straightly worded without the circumlocation which it shows, the entry of confirmation xxx would have been easily andreadily made. As the wording gave room for certain doubts it was thought safe to make the entry after clearing thedoubt and the xxxxxxxxxxxxxx attender concerned was also instructed to start a paper on the affair.

Let me therefore submit that a small single affair has been magnified and made to loom large.

CHARGES 5 and 6.

Item 5 aims to check the frequent thieving habit of the watchman and item 6 aims to safeguard the property of the District Board. This honest service is characterised as an arbitrary and unauthorised action. Under thedelegation of powers to the Headmaster by the nominated President, I am within my rights in having effected those disciplinary measures. If the watchman of a School is not to be held responsible for the loss of an article belonging to the School who else is to be held responsible. On previous occasions also the same procedure wasadopted and no body took objection. In this very school in connection with the loss of Library Books I was asked to report the steps I took to recove them from the assistants concerned. But, in the case under reference, what I am expected to do in the case of assistants is objected to in the case of a watchman. This shows that the action of a Headmaster is not judged in the light of rules and regulations existing but in the light of one's own will and pleasure. Under such state of affair no subordinate can be free from flaws and mistakes.

If rules have changed and if the Head Master's privilege is curtailed unde the growing demand for xxxxxxxx democracy I request you to be good enough to instruct me so. It lightens my responsibility, makes my position easy and relieves me from the odium I have otherwise to face. If any property is lost I shll simply report and wait for orders. Please also note that a trivial dead body has been exhumed from the BoardHigh School. Thiruthalaippndi for bringing this charge against me.

In this connectionxxxxxxxxxxxxxxx May I also request to compare this situation with the recoveries that have been amde recently from me. The Recovery of rent of Rs. 70/- has no authority or sanction behind it. the recovery of alleged xxxxxxxxx uncollected schoolfees is clearly against G.O. 3239 L & M dated 12th August 1932 the rejection of the supply of class library books on the ground of need for call of xxxxxxxx quotations is against G. O. 3250 L. & M. dated 9th July 1929. What G. O. or rule or regulation have I transgressed in making the recovery from the xxxxxxxxxx watchman ? Have I not served the interest of the School and the interest of administration ? The only fault with me is that I have not cared for the person concerned. So, serving the public interest instead of personal interest constitutes a charge.

14/9/42

-6- 88 Enc - A 59

CHARGE No. 7

This last chargeemanates from an anonympus , perhaps psuedanymous petition against me. As soon as it was received here it was forwarded to the local village Munsiff for identification of the signatures. While it was in his hand a reminder came to resubmit the petition. A reply went from this office saying that it was forwarded to the village Munsiff for identifying the "noble" signatories and it would be submitted after its return.

The use of the word "noble" arosed wrath and fury in some quarter and a call came to me charecterising the use of the word "noble" as "impolite and mischievous" and to answer the allegations brought against xxx me seriatum. What does this show? The incognito commands greater honour and prestige than your Headmaster. Is it really your intention honoured Sir, that your headmaster must be slandered and vilified by an unknown person snd that the Headmasters must answer his allegations with mouth shut and hands folded ? If a person has any real grievance let him come forward, and openly say. Why should he prefer to remain incognito ? Should the public servant attacked by him defend himself against his attack without carrying to know the person who attacks him. Under Psycho-analysis mach may be said on this attitude. But, out of conviction that your honour will not tolerate this, I only desire toppint out that instead of treating such petition with contempt and throwing it into the waste paper basket it goes to encourage the writing of such petitions against a public servant defaming and vilifying him, and that the public servant should cooly pocket everything he says and defend himself against it. I have seen days of voluminous petitions of this kind. One of your predecessors once humourously remarked that there was no paper for sale in the market and not even a single petition was given any weight. But strange are the ways now. The occasion is availed of to morify the public servant.

Coming to the charge of delay in resumbitting the petition it is my misfortune that the village Munsiff to whom it was sent has not yet returned it in spite of innumerable calls. It is to be inferred that he has somewhere misplaced it and he is unable toxxxxxxxxxxxx trace it. I have already proposed to him to make a report to that effect if it is not traceable. As soon as it is got it will be duly submitted. Meanwhile it may kindly be noted that the complaints are thoroughly meaningless or false and that the whole affair is a work of one or two teachers of the School itself. On a previous occasion even the opinion of an expert does not save a public servant from such attack.

In having explained away the charges, let me conclude this by bringing to your kind notice and sympathetic consideration that my procedure to promote the welfare and progress of the School in obedience to your orders, to establish discipline in theinternal management of the School and to safeguard the public property has counted for charges against me. These occasions, I am sure, when not tainted by any personal equation could give no room for the present situation. No doubt there may be flaws and irregularities. But as nbbly said by your honour, in my interview with you, "No man is free from flaws." Will those irregularities count for charges against a subordinate ? Does it not look strange to bring a charge for having increased the strength of the School and caused thereby unnecessary expenditure against a Headmaster? Does it not add to the prestige of the President and the Board ? The charge involving delay and the omission of an entry have been adequately explained and I am sure that it will have your entire approval.

14/9/42

One more point, From what I know of your heart and attitude towards your subordinates and of what I heard from you in my interview which you graciously granted to me on 27--10--40, I am let to conclude that these charges have not emanated from your noble self and that I am not in the blue book of some one in your office. When I recalled to my mind the condemnation of healthy activities, the magnification of trivial mistakes and the consequent worries and taunts to my mind which this communication has caused out of personal equation I am forced to believe the age-long truth of the saying "Tell the Truth and suffer" or "Utteralie and go Scot-free".

My education has placed me only in the former school and it is no longer possible to change it. I may also safely say here that your noble self also is in the same School as mine.

I therefore earnestly pray that you be pleased to free me from the charges brought against me and put an end to further taunts and worries that have been caused to me so that I may work frely and enthusiastically in the short period of service that lies before me and thus establish Justice, Love and Contentment in Service by giving a blow to the other school.

(Sd) M. Somasundaram Pillay,

22--11--40.

Head Master.

A3

Copy of the Post Card.

Original bears the Postal seal 7th Sep. 1941.

To

Sri. M. Somasundaram Pillay, B.A., L.T.,
Head Master, Board High school,
Papanasam.

C.F.34-(a)

MEMORANDUM OF THE PRESIDENT DISTRICT BOARD TANJORE.

Post Box No. _____ Telegraphic Address _____

Name:- Sri. V. Nadimuthu Pillay, M.L.A.,

R. C. A. 13 29910/40 dated 3--9--41.
Short title.

Read the following :-
Sub-:- Education-Secondary Sri. M. Somasundaram Pillay, B.A., L.T., Head Master - charges framed against.

The Head Master will please appear before the Vice President District Board, at 9 A.M. on 21--9--1941. at his residence at Poondi.

(Sd) L. Margasahayam,
For President,

True copy Forwarded.
By Order.
(Sd) Aravamudu, Superintendent Inld. 5/9.

(True Copy)

Proceedings of the President District Board Tanjore
R.C. No. A.1. 6978/44 dated 26th May 1944.

Sub: Games - Sports goods - purchase during 1941-42 - Board High School, Papanasam - Excess paid - recovery of Rs 23/- from Headmaster.

Read: Petition dated 27.2.44 of Sri. M. Somasundaram Pillai B.A., L.T., Headmaster, Bd. High School, Kodaravasal to Government.
2. Government Memorandum No. 16772-2 B Edn dated 28.4.44

Order. This office proceedings No. A.11.24839/43 dated 18.10.43 ordering the recovery of Rs 23/- from the Headmaster Sri. M. Somasundaram Pillai are Cancelled.
2. Separate proceedings will be instituted against the Headmaster in accordance with rules.

Sd. G. Ramachandaravastad.
For President.

Enc. B

Memorandum of the President District Board, Tanjore.
R.C. No. A.1. 6978/44 dated 26-5-44

To Sri. M. Somasundaram Pillai, B.A., L.T. Headmaster
Board High School, Kodavasal.

Sub: Games - Sports goods - Board High School, Papanasam - purchase during 1941-42, payment of excess rate.

The following charges* are framed against Sri. M. Somasundaram Pillai, ~~B.A., L.T.~~, now headmaster Bd. High School, Kodavasal and he is called on to submit his explanation for the charges within a week and also to state as to why the excess should not be recovered from him and

whether he desires to be heard in person.

*1. The Headmaster as Ex-officio President of Games Committee, Board High School, Papanasam called for quotations for Sports goods on 30-1-'42 obtained them on 31-1-'42, and accepted the quotations of "National Agencies", Madras and placed orders with them for different qualities of goods not included in the quotations.

2. That he failed to obtain the sanction of the Games Committee at every stage but acted on his own responsibility and obtained the sanction of the Committee only for the expenditure on 10.4.1942.

3. That he did not submit the list of Sports goods to be purchased and the rates quoted by the firms dealing in them. to the President District Board for approval before the articles were purchased as required in G.O. No. 230. Edn. dated 7-2-1940.

4. That by his above actions, there had been a waste of public funds, viz., Games fund to the extent of Rs 23/-

(True copy)

Sd. G. Ramachandraraostad.
For President.

14/9/45

Enclosure - B - 2 Sheets 92

61

From :-
Sri. M. Somasundaram Pillay,
B.A., L. T. Head Master,
Board High School, Kodavasal.

To
The President,
District Board,
Tanjore.

B.1

R. C. No. 128/44 dated 19--6--1944.

Sir,

61

Sub: Games- Sports gods - Board High School, Papanasam
Payment of excess rate - charges framed - explanations called for.

In continuation of my letter dated 18--6--1944 praying for the award of Justice by refunding the amount already recovered I have the honour to state that I feel disabled to submit any detailed and definite explanations to the various issues raised, for the following reasons :-

Under the separate proceedings instituted in accordance with the rules I am really at a loss to know where I am taken as it cancels the old proceedings in one breath and raises the same objections† and facts on which they have been based. If it is based upon the Government Memorandum under reference I request you to be good enough to favour me with the actual observations of the Government that necessitate the cancellation of the old proceedings and the institution of the new one.

† in another breath without communicating to me the actual materials

(2) The difference between the old and new proceedings is not clear to me. What were then termed as audit objections are now termed as "chaeges". The audit objections were built upon Petitio Principii and the charges now made are on the same foundation. The situation perhaps, assumes a graver aspect under the caption "charges".

(3) The issues raised under the caption "charges" make me infer that I am thought to have acted in the matter on my individual capacity and responsibility. If so the records on which such inferences have been drawn may be communicated to me for my study. A close perusal of my petitions to the Government will, I believe, provide ample materials to clear off thes misconceptions against me: (Vide my enclosures B20 of my petition to the Government and the points raised by me in the concluding page of my petition.

(4) Duties and functions not contemplated by the Games Rules are found fixed up for the Head Master. Enlightment on this aspect is also sought for, for a clear grasp of the situation. (Vide Rules 9, 11 and 12 of the Draft Rules issued in R.C. No.345/G/D.3 of 1930 dated 2--3--1931 and Rules 6 and 8 of G.O. No. 3542 L&M dated 4th September 1930.

(5) Reference is made about the non-submission of the list of sports goods to be purchased and the rates quoted by the firms. At this distance of time I am prone to say that some wrong has been done by someone somewhere.

(6) It is said that the quotations were called for on 30--1--1942 & obtained them on 31--1--1942. The element of utter impossiblity lurking here may be kindly noted. This reveals the thirst to pick holes in me. I must be a superman to perform this miracle.

Head Master.

B.2

Memorandum of the President. Dt. Board, Tanjore.
R.A.I. No. 6978/44. dated 29--6--44.

To
Sri. M. Somasundaram Pillay, B.A., L.T.,
Head Master. Board High School, Kodavasal.

Sub: Games - sports goods Bd. High School, Papanasam, Purchase during 1941-42 payment of excess rate recovery of.

Ref: His No. 128 dated 18 and 19th june 1944.

The Head Master is informed that the amount will be refunded on receipt of a refund bill from him in the prescribed form.

The fresh proceedings are based on the Government Memorandum

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but he is not entitled to be favoured with actual observations of Government.

The records on which the present charges were framed are those which are in possession of the Head Master and copies of which were submitted by him with the appeal. There are no fresh records to be perused by him. If he wants any such records he must apply for it and he will be allowed to peruse them to enable him to submit his explanation in para 6 of his letter read above, is a revelation of his nature to arrive at hasty conclusions which needs to be withdrawn.

Since the procedure prescribed in Rule 5 of the rules relating to the appointment and punishment of Officers and Servants of local board, he should submit his explanations to the charges framed against him forthwith and also state whether he desires to be heard in person.

The explanations should be submitted within three days.

(Sd) G. Ramachandran,
For President.

V.E. 30.6.

From :-
M. Somasundaram Pillay, B.A., L.T.,
Head Master, Board High School,
Kodavasal.

To
The President.
District Board,
Tanjore.

R.C. No. 128/44 dated 10th August '44.

Sir,

B.3

Ref:

As per rules relating to the appointment and punishment of local board servants " a statement of the allegations on which each charges is based and etc.," is due along with the charges This was not received.

So, a request was made in my communication dated 19--6--44 to supply the necessary records as well as a copy of the observations of the Government, if the new proceedings were based upon the Government Memorandum.

This has brought a reply saying that the Office has no other records except those submitted by me to the Government, and that the charges were based on the Government Memorandum but the party is not entitled to know the observations of the Government.

I am therefore compelled to state that I am unable to submit any explanations for the charges in the absence and refusal of the materials on which they have been based and as the records with me do repudiate the charges.

This is evident from the cancellation of the proceedings.

(Sd) M. Somasundaram, Head Master.

R.C. No. A.1 6978/44 dated 16th August 1944.
From :- The President to Sri. M. Somasundaram Pillay,
B.A., L.T., Bd. High School, Kodavasal.

B.4

MEMO.

Sub- Games-sports goods Board High School Papanasam purchase during 1941-42 payment of excess rate recovery of:
Ref:- His No. 128/44 dated 10th August 1944.

The Head master is informed that the memo of charge issued in this Office R.C. No. A.1 6978/44 dated 26--5--1944 is based on the original objection and further remarks of item No. 8 of the annual objection statement relating to the Board High School, Papanasam for 1941-42 These records he is already in possession of. Any how a copy is herein enclosed as the presses to have a statement of materials on which the charges were framed.

In this Office R.C. No. A.1 6978 dated 29-6-44 he was allowed to apply for copies of any recod on which the charges were based and to peruse the records to enable him to submit his explantions but he has failed to avail of this oppurtunity. Had he been entitled to know the full text of the Government memorandum, the government would have communicated the fulltext of their order to him, but as he has been referred to the undersigned for orders, he should

14/9/44

take it for granted that he is not entitled to know their observations.

He is therefore finally informed that if he does not submit his explanations to the charges framed against him in this Office R.C. No. A.1 6978/44, dated 26--5--44 within a week at the latest, after perusing any other relevent records, if necessary, and state whether he desires to be heard in person, disciplinary action will be taken against him for dis-obedience of orders and further proceedings will be proceeded as per rules.

(Sd) S. Venkataraman,
For President.

From :-
Sri. M. Somasundaram Pillay, B.A.,LT.,
Head Master, Board High School,
Kodavasal.

To
The President,
District Board,
Tanjore.

B.5

R.O. No. 128/44 dated 20-8-1944.

Ref; R.C. No. A.1 6978/44 dated 16--8--1944.

It becomes my painful duty to state once again that in the absence of any other records expecting those with me and which alone are avilable with the President, I have no other choise but, as stated by me already in my reply R.C.No. 128/44 dated 10--8--1944 to repudiate the charge, as details of audit objections now furnished have been already dealt with in all details in my petitons to the Government and as I have nothing more to add. From the cancellation made I believe that my explanations made therein have been admitted thereby by the Government. If on the otherhand the audit objections point out the basis for the charges, then process of logic which leads to new turn of situation requires to be intimated in all details to the party affected. Without this there is no material to answer for. Augmatic statement is of no help. This point has also been dealt within my reply dated 19-6-'44.

Further the above reference now starts the doubt whether the charges are based on the Government memorandum as intimated in R.C. No. A-1 6978/41 dated 29--6--44 or on the original audit objections as per communication dated xxxxx 16-8-'44. If the latter is the fact where is the meed to cancel the old proceedings instead of recovering cnfirming the recovery on the basis of the Government memorandum. Again para (2) of the communication under reference admits an erroneous observation. In the absence of any other records except those submitted by me to the Government, there is no need to apply for any record. The only new record that could be thought of should be the observation of the Government. It was asked for but not granted. Hence there is no truth in saying that I have failed to avail myself of the oppurtunity. Under these circumstances, it amounts to denial of justice to accuse me of disobedience and threaten me with disciplinary action for failure An empty vessal cannot quench the thirst. Objections already answered require no second explanation. Only new issues that might have risen out of the Government Memorandum can alone be answered if intimated.

Catching glimpses of the mind working beneath the communications I do not find it useful to represent anything in person. However if the President is prepared to convince me of my wrongs I am prepared to listen to him and get enlightened,

I therefore conclude that the charges are baseless and the procedure is only a measure planned to justify and confirm the old procedure in a new garb. Otherwise the details of the charges should have been raised long long ago, even before audit objections, when the proceedings of the games committee relating to the sanction of the indent for sports materials and the expenditure thereof were submitted and approved by the President.

(Sd) M. Somasundaram,
Head Master.

(True Copy)

14/9/44

95 Enclosure -4.

Memorandum of the President District Board, Tanjore
R.C. No. A-1 6978/44 dated 1--9--1944.

To

Sri.M. Somasundaram Pillay, B.A.,B.L.,
Head Master, Board, High School Kodavasal.

Games- Separate goods Board High School, Papanasam -purchase during 1941-42 payment of excess rate.

Ref. His R.C. No. 128/44 dated 22--8--44.

A copy of the full text of the Government Memorandum No. 16772-2-B Edn. dated 28--4--1944 according to which the fresh proceedings have been instituted is furnished to the Headmaster though he is not entitled for that. The Head Master is unnecessarily dragging on the matter and is therefore directed to submit his explanation to the charge in this office A-1 6978/44 dated 26--5--1944 within a week from the date of receipt of this reference and also state whether he desires to be heard in person; in default further proceedings will be proceeded with as per the rules exparte.

The observations made in the last paragraph of the letter under reference are irrevelent and should be unconditionally withdrawn.

(Sd) G. Ramachandran,
For President.

B. 6

R.C. No. 128/44 dated 21--9--1944.

From :-
M. Somasundaram Pillay, B.A.,L.T.,
Head Master, Board High School,
Kodavasal.

To
The President,
District Board.
Tanjore.

Sir,

Reference:- R.C. No. 6778/44dated 1--9--44.

After having heard from m repeatedly that the charges are baseless and repudiate them there is no need to insist on any explanation from me and accuse me of dragging the matter unnecessarily. This insistance shows that I should admit an untruth and submit explanations- To me an untruth is ever an untruth and I have no explanation to submit beyond saying again that it is an untruth.

Nor am I able to read the basis for the charges either in the Government Memorandum as intimated on one occasion or in audit objection as intimated on a second occasion. To me the Government memorandum seems to point out the proper procedure that should have been adopted before making the recovery. It does not point out, ~~in what,~~ these charges against Somasundaram Pillai or Head Master. The audit objection also does not at any of its three stages, point out that Somasundaram Pillai is responsible for the "Excess payment" or "Wastage of Public funds" or whatever it may be.

So it becomes inferable that the charge should have been based upon the construction put upon the audit situation by the President as on a previous situation connected with Thiruturaipoondi School. Even then, these charges should have been brought against me when an oppurtunity was given to the President in R. C. No. 166/43 dated 19--10--1943 wherein a request stands to intimate how Somasundaram Pillay came to be fixed as the targent for the recovery. If these charges did not exist then how did they arise now.? So it is entirely in the hands of the President to establish the truth of the charges and derive home wrongs in the mind of Somasundaram Pillay as he does not fight shy of learning his wrongs and on the other hand is prepared to feel grateful.

But in establishing the truth many situations will have to be met with. It is really perplexing to learn that there are no records in the office other than those submitted by me to the Government, what became of the proceedings of the games Committee meetings submitted to be approved by the President. As I write this many situations spring up in my mind; but I desire to confine myself solely to one such situation. A list of

B. 7

96 Enc. B. 5

articles to be purchased sanctioned by the committee in its meeting held on 10--12--1944 was submitted to the President and it was approved by him in L.Dis. No. 50191-A.13/41 dated .22.12.'41. Is this denied? 63

This is the test. Let the truth or falcity behind it be established. The reselt will solve the situation.

(True Copy)

(Sd) M. Somasundaram,
Head Master.

Board High School,
Kodavasal,
21st September 1944.

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Proceedings of the President District Board, Tanjore.

R.C. No. A. *1.6978/44 dated 5--10--44.

B. 8

To

Sri. M. Somasundaram Pillay, B.A., L.T.,
Head Master, Board High School, Kodavasal.

Sub:- Games - sports goods Board High School Papanasam purchase during 1941-42 recovery of excess rate paid.

Ref: His R.C. No. 128/44 dated 21--9--1944.

The Head Master will please report by return of post without fail whether he desires to be heard in person or not.

E

(True Copy)

(Sd) S. Venkataraman,
For President.

R.C. No. 128/44 dated 18--10--1944.

B. 9

From :-
Sri. M. Somasundaram Pillay, B.A., B.L.,
Head Master, Board High School,
Kodavasal.

To
The President,
District Board,
Tanjore.

Sir,

Reference :- R.C. No. 6978/44 dated 5--10--44.

The call raised in the above reference has been answered already in R.C. No. 128/44 dated 22--8--1944 and therefore there is no need to repeat the call.

Again the call of this kind conveys no significance for me. This is a provision to give an oppurtunity for the offender to defend himself against the charges by personal representation. When the charges have no truth for me I am unable to know what I should defend myself against. Nor has any proof to establish the truth of the charges been given to me in any of the communications. If the test question at least provided by me in R.C. No. 128/44 dated 21--10--1944 is favoured with a reply it may be an oppurtunity to make me know what I should defend myself against It has been shelved.

These circumstances therefore conclude that the charges whether true or not should be accepted by me and answered But I have not been trained in that School. I neither desire to hold the candle to the devil nor do I long to defend myself against and escape from it. Rather as already expressed, I learn to know my faults and repent for it.

(True Copy)

(Sd) M. Somasundaram

Head Master.

19/10/44

Enclosure C- 3 sheets 97 C 64 1.

Proceedings of the Head Master, Board High School, Kodavasal.

R. C. No. 109/45 dated 5--5--1945.

C.1

Read : This Office Circulars to Pupils regarding "Strike" on the fore-noon 30--11--1944 by IV & V Form pupils disturbance to School work - explanations from the absentees called for.

64

2. Statements filed by the absentees:-

ORDER.

On definite grounds the following pupils are fixed up as leaders accomplices of the strike that took place on the foor-noon of 30--11--1944 and hence the following charges is grave misconduct levelled against them.

(a) The charge of intimadation of picketting and of violence against the young pupils of IV and V Forms, of causing disturbance to the School work by throwing stones on the School building and shouting min front of the school gate, of compelling the pupils to pay Rs. 0--0--6 pies per head for sending a telegram to the president District Board, Tanjore of deliberate lying in their explanations and of threatening the pupils with violence who come forward to reveal the truth.

(b) Of causing damage to the cart of Head Master on 30--11--1944 while it was standing in front of the gate, of planned act of violence against the Head Master on the night of Sunday the 7th January 1945 while he was returning from Kumbakonam by keping hired ruffians at Athikkadai Bridge, of writing absence words against the Head master on the compiund wall of plan to attack the Head Master one day or other in case anything goes against them. and of propaganda among the pupils to disregard the words of the Head Master by proposing transfer to him and of the probability of declaration of results falling into the hands of another man and of assurance of protection through a District Board Member in case of any punishment from the Head Master.

1.	Karunanithi R.	IV Form aged 17	Prime Leaders.
2.	Venkatachelam R.	IV Form Aged 17	
3.	Venkataraman K,	V Form Aged 18	
4.	Ragavan S.	V Form Aged 16.	
5.	Kandasamy M.	V Form Aged 16	
6.	Mahalingam P.	V Form Aged 18.	Accomplices.
7.	Rajagopalan K.M.	V Form Aged 17.	
8.	Sayad Muhammed M	V Form Aged 16.	
9.	Natarajan R.	V, For, B Aged 17.	

In Addition, a truant, and a leaser and girl pupil of IV Form.

Used to take part in ananimous petitions-

Sd/ N. Somasundaram
Head Master.

(True Copy)

14/9/45

98

Intimation to the Parents.

Reference :-

Proceedings of the Head Master Board High School, Kodavasal,

H. C. No. 109/45 dated 5--5--1945.

C.2

Rajagopalan K. M. Pupil of V or ~~Iv-Form~~ stands charged of grave misconduct for his taking an active part in the strike staged on 30--11--1944 amounting to ~~sk~~xxx sabetage by resorting to intimidation, pieketing use of violence, disturbances to the School work famaging of articles and of failure to repent for his conduct inspite of repeated calls and of deliberate lying.

He ~~is-therefore-expelled--from-the-school--under-rule-48-of-Madras-Educational-Rules-as~~ being an accomplice his attendence for thirty days is hereby cancelled under Madras Educational Rules No. 97.

Board High School.

Kodavasal, (Sd) Somasundaram,

Head Master.

To

Sri. Mariappa Udayar,

Merchant, Kodavasal.

14/9/45

Ene.C. 99 65 3

R.C. No. 2273/45 dated 3--7--1945 Office of the Dt. Edl. Officer Tanjore.

Sub- Board High School, Kodavasal expulsion of certain pupils and punishment of loss of attendence to certain pupils.

65

Read:- This Office R.C. No. 2273/45 dated 25--6--45 (2) also R.C. No. 178/Tan of 1945 dated 29--6--45 of the Divisional Inspector of Schools, Madura.

C.3

The Head Master Board High School Kodavasal is requested to expedite his remarks in the matter.

2. The head master is requested to state in detail the circumstances under which the pupils were expelled or given loss of attendence.

3. It is seen that the names of some pupils found in the report of the Head Master sent in December 1944 are omitted in the report sent in 1945. It is also seen that the names of some pupils whose names are not found in the list sent in December 1944 are found now in the list sent in May 1945. These should be explained in detail,

3. The Headmaster in his report dated 8--12-~~xx~~x 1944 pr missed to send a ~~re~~xxx further report but no report was received in December 1944 or January 1945. When I inspected the School in February 1945, the Head Master told me that the strike did not come off. The Head Master did not tell me about the enquiry conducted by the Vice President of the District Board. It is reported by the President, District Board, Tanjore that the Head Master after keeping quite for five months issued an order expelling Karunanithi and others, after an enquiry was held against the Head Master and this is irregular.

The Headmaster is requested to explain all these in detail

This reference may be treated as very urgent.

(Sd) V. Ramachandra Rao,
Dt.Edl. Officer, Tanjore.

(True Copy)

(Sd) S. Somasundaram 11--7--45.

Head Master.

P.T.O.

C.4

R.C. No. 109/45/11--7--45,

Transmitted to Sri. M. Somasundaran Pillay, B.A.,L.T., The Ex Head Master, B.H.School Kodavasal for offering his explanation as required by the Dt. Educational Officer Tanjore.

(Signed) S. S. 11--7--45.

Head Master.

December List.

...runanidhi	...	IV A
...nkatachelam	...	Iv A.

May List.

1. Karunanidhi R. IV A
2. R. Venkatachelam Do.

P.T.O.

December List. (continued)		May List (continued)	
3.	Ramamoorthy S X IV A	3.	K. Venkataraman V A
4.	Mahalingam P. V A	4.	S. Ragavan V A
5.	Natarajan V B	5.	M. Kandasamy V A
6.	Kandasamy M V A.	6.	P. Mahalingam V A
7.	Venkataraman K. V B	7.	K. M. Rajagopalan VA
8.	Thirunavukarasu V B	8.	Syed Muhammed V A
9.	Rajagopalan K.M. V A	9.	R. Natarajan V A.
10.	Mani J.V.S. X V B		

From :-

Sri. M. Somasundaram Pillay, B.A., L.T.,
Ex-Head Master, Board, High School, Kodavasal,

To

The District Educational Officer,
Tanjore.

Sir,

Reference :- R. C. No. 2273/45 dated 3--7--1945.

2. The circumstances for the cause of expulsion and less of attendence have been adequately detailed in the Head Master's Proceedings R. C. 109/45 dated 5--5--1945 submitted on 13--5--45 along with the R. C. No. 109/45 dated 12--5--45. On a call made copies of the same are also found submitted by the present Head Master. The details of the Offence have been shown in two sections (a) and (b) the former dealing with the harm done to the School and the latter the harm done to the Headmaster by them The details thereof are quite elabarate enough to point out the gravenes of the situation and warrant the punishment inflicted Treated as "Sabotage" as per R.C. No. 109/45 dated 12--5--45 the conduct of the pupils on that date and subsequent to that, considering the future welfare of the School, deserves a severe punishment Yet it took the present form and it was understood from the very start that the pupils were not solely responsible and that it should have emanated and were encouraged by some members of the Staff, either because they had some grievience against the Headmaster or themselves found it personally inconvenient to come to School at 10-30.

3. Concerning the question of omission and additions of names raised it is to be said that the first list was based upon the information that reached my ears then the second list (May List) was based upon the definite statements filed by some of the youngsters in the presence of their parents about the middle of April 1945. Omissions arose whereever regret was expressed and apology tendered. Additions appeared on the strength of the April statements as well as my close watch of the situation and the reliable information got from some outside people.

4. The delay question reised in submitting the further report promissed, is to be attributed to counteracting forces that were let loose to baffle the enquiry, both from within and without the School and the defficulty that arose thereby in getting xxxxxxxxx tangable records. Inspite of the repeated calls made on the public

Ere - 101/66 5.

pupils concerned, through circulars whose copies are herewith enclosed; there was only either a tutered reply from a set of pupils containing deliberate falsehood or there was no response. This attitude arose on account of the encouragement given by the teachers behind the scene on one side and empoldened on the other side by the attitude of the President who getting hold of the oppurtunity, as if he was waiting for it. turned the table upon the Headmaster, by creating facts of his own and framing charges against him in addition to the previous ones.

5. Under these circumstances the situation took the shape of doling out disciplinary measures to a mass of pupils. Finding that line of action unwise and unjust, Circulars Nos. 40/6-12-44, No. 41/8--12--44, No. 43/15--12--44, No. 53/20--2--45 and No. 67/11--4--45 were issued from time to time placing the serious consequences involved and thereby calling upon them to submit their reports or statements so that they get themselves exhonorated or get their offence mitigated. The adverse forces were so poweful, because of their source of birth, that there was no proper response till the last circular No. 67 dated 11--4--45 that touched their promotion affair. It is then only some educated parents who learned the situation came forward and made their sons submit a true account of what happened and rendered apology It is these statements that finally helped me to fix up the leaders and accomplices without fear or error of judgment.

6. The point of irregularity said to have been raised by the President is beside the point. Not only baseless charges were framed against me but also all my representations on the matter were heedlesly thrown to the winds. My statement dated 4--12--44 and my report dated 8--12--44 found a grave in the waste paper basket. The further report promissed in my report 8--12--44 was not called for; it was not wanted. My request to forward the reports and othr papers on which charges should have been based and the statement due along with charges as per rules were denied. The Presidentpersisted in keeping the "Strike" alive on his own version of details, contemptuously ignoring my request to cancel the charges in the interestof the tone and prestige of the School and the Head Master at least.

7. So much so, in the absence of relavent individual details and instances refused by the president, I attended the enquiry held on 1--5--45 under compulsion without taking any part in it. It is therefore need less to point out that the observation of the President , on the score of my inactivity and the enquiry held, is not in order.

8. Again questioning the validity of the charge and the prepriety of the procedure adopted by the president, the whole file connected with the "Strike" has been placed before the Government for orders. On a previous occasion at B. H. School, Papanasam, the President interferred uncalled for, in a disciplinary measure proposed by me, on the strength of the petition addressed to the District Educational Officer, by the pupil concerned and passed orders against me without calling for any report from me. nor was the District Educational Officer consulted.

9. Regarding the other points raised, such as "enquiry made by the Vice President." "the strikedid not come off", it is submitted that, in the report dated 8--12--44 mention has been made of the "enquiry" by the Vice President. In the strict sence of the term it is not an enquiry. Three days after the telegram sent by Karunanithi, the son of a District Board Member and A.Venkatraman, the Vice President paid a surprise visit, took statements from the two pupils above mentioned and from two teachers, b sides my own and went away. Even to this hour the contents of the statement are not known to me. The other point under reference did not at all arise at the time of inspection. There was no talk about the Strike. There was only a reference by the District Educational Officer, Tanjore about the starting hour of the School. The Strike affair was intimated to the District Educational

Officer in detail when I met him at his residence at Tanjore about the last week of April 1945.

10. In conclusion I desire to submit tht none of the leaders except Kandasamy who has been already recommended for mercy deserves any sympathy in mitigating the punishment at this stage as neither they nor their parents came forward till this hour, with an account of the part played by their sons and a guarantee for the proper conduct in future as they should have done on the receipt of intimation.

11. One gentleman, the father of Karunanithi who once met me and asked me not to spoil his son's education was fully acquainted of the grave part played by his son and was requested to help me with a true account of the matter. Though he agreed to do it he never did it. On the other hand he egged on the President to punish me. The pupil himself. evrsince that day came to School, on several occasions at about 11-30 only, played trunacy and got his attendence marked. It is he that did the propaganda work against the Headmaster. He was the spokesman of the teachers behind.

12. Messrs K. DandapaniIyer, and Kalyanarama Iyer who approached me on behalf of S. Ragavan and K. Venkataraman (one of the two signataries of the Telegram) failed also to do the needful. K. Dandapani Iyer admitted the impossibility of getting any truth from his ward and went away. The other promised to obtain a report from his boy and make him tender his apology. He did not come. On the other hand both of them, induced by others, are found to have written to the District Educational Officer stating that their boys were quite innocent, Cases involving loss of attendence never approached me. They are found to have followed suit, the parents of leaders.

13. The final, observation to be made is that, in the midst of frustrating forces, steps weretaken to cut out the truth. to avoid hastiness of judgment, as far as pupils involved are concerned. The fact concerning the destructive part, played by teachers is yet to be drawnout. These teachers are well known to me and to other teachers also. But their names are not mentioned for want of tangible records. Perhaps punishment inflicted when confirmed, may reveal those vandalists of the edifice of the School discipline, tone and harmony.

(Sd) Somasundaram,
Head Master.

C.6

Circular No. 40/6--12--44.

Pupils of form V, IV and III who were absent on 30--11--44 and who want to establish their innocence from the strike staged by certain grown up pupils of Iv, V Forms are hereby directed to submit in writing to the respective class masters on or before to-morrow evening without fail the cause of this absence. Otherwise they will be treated as regular partners of the Strike subjected to punishments.

Class masters concerned are requested to speak to them about the serious consequences that be in store for the strikers and obtain their explanation by exercising pressure.

Departmental disciplinary regulations 94-95, 96 and 97 herewith sent may also be read out to them and explained.

(Sd) M. Somasundaram, Pupil.

P.T.O.

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103 Enc. C-67 7

C.7

Circular No. 41/8--12--44.

The following pupil are found to be the leaders and abetters of the strike. They are given a chance to explain away or mitigate their offences by submitting a correct and true report about the part played by each of them in the strike either to their respective class masters or the undersigned on or before Monday the 11th inst.

1. K. Karunanithi IV Form A.
2. K. Venkatachalam. "
3. R. Ramamoorthy "
4. P. Mahalingam V Form A
5. R. Natarajan V Form B
6. M. Kandasamy V Form A.
7. K. Venkataraman V Form A
8. Thirunavukarasu V.F. B.
9. K.M. Rajagopalan V. F. A.
10. J.V.S. Mani V Form B
11. M. Mahalingam III Form B.

(Signed) M. Somasundaram,
Head Master.

C.8

Circular No. 43/13--12--44.

Pupils who were absent on the morning of 30--11--44 by joining the strike were given an oppurtunity to make proper representations regarding the cause for their absence. Many of them have failed to do so till this date. So they are now informed that as a first measure of punishment a fortnight's attendence in each case will be cancelled.

Regarding the pupils who have been marked out as leaders and abetters and who were also given a chance to explain away or to mitigate the offence it is pointed out that the representations made by them are far from truth and they show a stereo typed tutored reply and this is a deliberate lie is added, to the grave offence they have already committed. Their cases will be subjected to the reservation of punishment permitted by the Madras Educational Rules.

severest

(Signed) M. Somasundaram,
Head Master.

(True Copy)

C.9

Circular No. 53/20--2--1945.

The undersigned learns that pupils have been misinformed by two or three teachers that the Displinary Regulations circulated in this Office C. No. 40 dated 6--12--1944 in connection with the strike are applicable for political offences only and the Head masters cannot apply them to pupils involved in other offences.

Pupils are therefore strictly informed that such an interpretation is purely intended to spoil their career and advised to put no faith whatever in such misguiding advice. Common sence will point out that regulations intended for Political offences will not find a place in Madras Educational Rules.

(Sd) M. Somasundaram,
Head Master.

(True Copy)

P.T.O.

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C.10

Circular No. 67/11--4--45.

Para 2. Pupils of IV, V and III Forms are specially directed to bear in mind that this years promotion will be based upon one's proper and steady progress and satisfactory conduct throughout the year. Pupils whose conduct and progress have been pointed out as "poor" "unsatisfactory" of "bad", in the progress reports issued have no chance of promotion, unless they secure not less than 40% in each subject in the ensuing examination

Para 4. In all cases bad or unsatisfactory conduct will speak against one's promotion even whn marks are favourable.

(Signed) M. Somasundaram,

Head Master.

14/9/45

Kattumannarkoil
14th. September '45 (True Copy)
(Sd.) Illegible

C.No. 20023.

E & P.H. Dept. (B)

p. 2504

This is only an advanced copy of the appeal petition from Sri M. Somasundaram Pillai against the orders of the PDB, Tanjore, reducing him as an asst. from the post of Headmaster. The petition Subd. through the proper Channel may be awaited. till 1.11.45. The petitions recd. prior to the present one have been referred to the Director of Public Instruction in Govt. Memo. No. 20023-B/45-1 Edn. dated 3.9.45.

See below

19/9/45.

19/9/45.

68

110 105 68

Copy of letter R.C.131/42. dated 4--9--1942 from the Acting Headmaster, Sri M.Govindasamy Pillai, B.A.,L.T., Victoria Board High School, Papanasam. to the President, District Board, Tanjore.

I have the honour to report that a check of .. the stationery articles according to the accounts maintained in this behalf reveals the following facts :--

1. Entries have not been brought upto date. Some items stand posted upto 16--9--1941 only.

2. Entries have not been initialled by the receiver or by some responsible person.

3. In the case of very many items, the actual stock on hand is short, far short, of the stock as per register. To cite an instance, white paper is short by about 2¼ Reams.

Under the circumstances, it is difficult to reconcile the accounts with the actual stock. I therefore request -- that I may be permitted to open a new stock register for the stationery articles as found on 1--9--1942.

President District Board,
Tanjore.

12/11

106 69

COPY OF LETTER R.C.NO. 33-3A/40. dated 3-9-1940 of the District Educational Officer, Tanjore to the President, District Board, Tanjore.

Sub:- Temporary section - Creation of - in Board High School Papanasam and Board Middle School, Koothanallur.
Reference :- Your R. C.A.13.No.12621/40. dated 20/8/40.

BOARD MIDDLE SCHOOL, KOOTHANALLUR:-- I consider there is no need for the creation of a temporary section in Form I. It is already late for admission of pupils in Secondary Schools.

BOARD HIGH SCHOOL, PAPANASAM.:- Agreeably to your recommendation contained in your letter R.C.A.13.No.12621/40. dated 27/6/40 the temporary section in each of the forms II and IV has been allowed to continue during the school-year 1940-41. The headmaster ought not to have made further admissions in Form II and Class V without consulting you beforehand if the Board would be able to sanction the creation of a temporary section in each. Since it is reported that the present strength in each has exceeded fifty, I accord my approval for the creation of a temporary section in Form II and in class V.

COPY OF LETTER R.O.C. No. 428/A.40. dated 14-8-40. to the Dt. Ed. Officer, Tanjore.
Reference :- ENDORSEMENT R.C.No. 21153--A.13/40. D.B. dated 7/8/40 of the President, District Board, Tanjore forwarding the indent for articles of equipment on behalf of the Board High School, Papanasam,

1. Manual Training.	.. ..	Rs.75---0---0
2. 2 Typewriters at Rs.360/-	.. ..	720---0---0
3. Science articles.	.. ..	212--0----0
4. Furniture.	.. ..	611---0---0
5. Maps.	.. ..	324---0---0
		Rs. 1942---0--0

Retransmitted.

2. The indent has been received after the date prescribed and after the submission of the indents forwarded in his letters R.O.C.No.21153--DB.40. dated 27/7/40, 29/7/40, 30/7/40, and 31/7/40

3. A resolution of the Board on the equipment grant applied for agreeing to meet one half of the cost from the General Funds of the District Board has not been forwarded. This may now be done.

COPY OF LETTER R.O.C.NO.428-A.40. dated 17/9/40 of the Dt.Educational Officer, Tanjore to the Divisional Inspector of Schools Madras South.

Reference :- Your proceedings R.C.No.656-G1.40. d/28/8/40.

The resolution of the Dt.Bd., Tanjore, agreeing to meet one half of the cost of the indents for equipment of the Secondary Schools for which grant is applied for, is enclosed herewith.

2. The indents on behalf of the Board High School, Papanasam, at an estimated cost of Rs.1942/- referred to in the extract are being returned to the President, District Board, Tanjore, as they have been received long after the date prescribed.

-2-

COPY OF LETTER R.C.No.17-3.A/42. dated 21/4/42 from the District Educational Officer, Tanjore to the President, District Board, Tanjore.

In forwarding herewith a copy of the letter Rc.No.18/42. d/10/4/1942 of the headmaster, Board High School, Papanasam I have to point out that the petition was not submitted through the proper channel. The course adopted by the headmaster in having submitted the petition direct to the Divisional Inspector of Schools, Madura is irregular and uncalled for. Necessary disciplinary action may kindly be taken against the headmaster.

COPY OF LETTER NO.PL.17/36-42. dated 6/6/42 from the Dt. Educational Officer, Tanjore to the President, District Board, Tanjore.

Reference :- Your letter No.12985-42.A.12. dated 27/5/1942.

.....

The tone of the communication of the headmaster enclosed is impertinent. The management is advised to take suitable action against the headmaster for his irrelevant and uncalled for remarks.

COPY OF LETTER L.DIS. NO.141-Tan/42. d/5/5/1942 of the Divisional Inspector of Schools, Madura.

Read :- N.R.O.C.No.17/3-A.42. d/21/4/42 from the District Educational Officer, Tanjore physical training -exemption to two girls in Board High School, Papanasam.

The Divisional Inspector of Schools agrees with the District Educational Officer in granting exemption to the two girls in the V Form.

2. The Headmaster may be informed that he should not write direct to the undersigned.

L.Dis. 17-3A.42. dated 13/5/42.
Communicated to the headmaster, Board High School, Papanasam.

2. The headmaster is informed that he should not in future address the Divisional Inspector of Schools, Madura direct.

12/11/42

President, District Board
Tanjore.

12/11

108/70

Office of the Director of Public Instruction, Madras.

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

R.C.No. 1508-G/45 Dated 4th January 1946

Subject.

Appeal--Sri M.Somasundaram Pillai, EX-Headmaster, Board High School, Kodavasal--District Board, Tanjore--against reduction as L.T.Assistant.

Reference:-

Government Endorsements No.20023-B/45-1 Edn., dated 5.9.1945 and No.52304 B/45-4 Edn., dated 21.11.1945.

2 1 JAN 1946

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Resubmitted.

1. The instructions contained in G.O.No.1718 L.S.G. dated 7.5.1937 regarding the procedure to be adopted in conducting an enquiry have not been faithfully observed as shown below:

(i) There have been too many charges and some have been dropped. The President, District Board is expected to sift carefully all the materials and reduce the same to the barest minimum number of charges.

(ii) There has been undue delay in the conduct of the enquiry. Charges were framed on 15.8.1942 and the enquiry was conducted only on 10.12.1944 ~~and the enquiry was conducted only on 10.12.1944~~ (i.e.) after a lapse of over two years and orders were passed on 28..5..1945.

(iii) As per rule 5 of G.O.No.3648 L.S.G. dated 18.8.1936, the grounds on which it is proposed to take action shall be reduced to the form of a definite charge or charges which shall be communicated to the person charged together with a statement of allegations on which each charge is based. The statement of allegations has not been sent along with the charges as required, and

(iv) In respect of charges of failure to remit money collected or some other defalcation, the sum to which the charge relates and the exact circumstances of the defalcation should be embodied in the charge. This has not been done--vide charge No.9 in Appendix A.

3. As regards the conduct of the appellant, the following remarks are offered:

(i) He is not correct in addressing directly any superior authority.

(ii) As per G.O.No.1175-L.A. dated 30.4.41, no educational exhibition shall be conducted by the Headmaster without obtaining the previous permission of the President, District Board. This has been violated by the appellant and

(iii) No local board servant can discuss the policy of Government. This has been violated by the appellant. Unwarranted references have been made by him. His whole correspondence shows what little respect he has towards his superior and departmental officers. As a Headmaster of 20 years standing, he is expected to carry out the orders of the educational officers and those of the President, District Board and not to question the propriety of the orders.

(P. T. O.)

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: 4 :

4. The above remarks are in respect of the petitions dated 27.4.1945, 7.5.1945, 12.5.1945, 7.6.1945 and 25.7.1945 from Sri M. Somasundara Pillai which are not in the real sense an appeal against the President, District Board's orders dated 28.5.1945. The real appeal of Sri M.Somasundaram Pillai against the President, District Board's order dated 28.5.1945 reducing him as a L.T.Assistant is that dated 14.9.1945. This is belated as it has exceeded the prescribed time limit of two months. The appellant has not adduced any reasons at all for the delay in preferring his appeal. As the appeal is thus time-barred, it may be rejected.

5. It does not seem necessary therefore to go into the merits of the case. Moreover, the President, District Board, has not submitted all the relevant files pertaining to the several charges. So far as the files relating to the charges regarding confirmation of the laboratory attender, shortage in stationery and fining of the school peon are concerned, the views expressed by the President, District Board in his letter R.C.No.A13-29910/40 dated 7.11.1945 are endorsed. (E)

6. The District Board Office file D.Dis.No.13074/40 dated 18..4..1940, current file bearing R.C.No.22810 A13/42 and the stock register of stationery articles are herewith enclosed. (U) (G)

For Director of Public Instruction.

To

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

ks.15-1.

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E&PH (B1)

Appeal - Somasundaram Pillai Sri M-
Ex-headmaster Board High School, Kodavasal -
Against reduction as L.T. Asst - Rejected

Read

pp 4, 16, 19-20 cf — Petitions from Sri. M. Somasundaram Pillai dated 27.4.45, 8.5.45, 12.5.45, 7-6-45 & 25-7-45

pp 27-28 cf — From the P. D.B. Tanjore Rc A. 13.-29910/40 d/ 22-8-45

pp 57-81 cf — Appeal from Sri. M. Somasundaram Pillai d/ 14.9.45

pp 50-55 cf — From the P. D.B. Tanjore Rc. A.13-29910/40 d/ 7.1.45

pp 108-109 cf — From the DPI Rc no 1308-G/45 d/ 4.1.46

Order Ms. 842 Edn, dated 18-4-46

The appeal is rejected as it is timebarred.

17.4.46

16.4.46

To
The petitioner through the P. D.B Tanjore
- P. D.B Tanjore with records
- DPI

EDUCATION AND PUBLIC HEALTH DEPARTMENT.
(B1)

172

No.52304-B1/45. APPEAL - Somasundaram Pillai, Sri M. - Ex-headmaster - Board High School, Kodavasal - Against reduction as L.T. Assistant.

Petitions from Sri M. Somasundram Pillai, dated 27-4-45, 8-5-45, 12-5-45, 7-6-45, 25-7-45.
From the President, District Board, Tanjore, R.C.A13.29910 of 40 dated the 22nd August 1945.
Appeal from Sri M. Somasundaram Pillai dated 14--9--45.
From the P.D.B., Tanjore, R.C.A13-29910/40 dated 7--1--45.
From the Director of Public Instruction, R.C.No.1308-G/45 dated the 4th January 1946.

The correspondence in the c.f. relate to (1) the petitions submitted by Sri M. Somasundaram Pillai, a permanent headmaster in the service of the Tanjore District Board in connection with certain charges framed against him and the enquiry into those charges and (2) his appeal dated 14--9--45 against the proceedings of the President, District Board, Tanjore, R.C.No.29910/40 dated 28-5-45, reducing him from the place of headmaster on Rs.170 plus Rs.35 personal pay to that of an L.T. Assistant on Rs.100/- per mensem with effect from 11th June 1945.

2. Attention is solicited to

(1) the charges framed against the headmaster on pp.30-34 c.f.
(2) the findings of the enquiry into those charges on pp. 39-44 c.f.
(3) the order of reduction on p.29 c.f.,
(4) appeal against the order of punishment on pp.77-81 c.f.,
(5) the remarks of the P.D.B., Tanjore, on the appeal on pp.50-55 c.f., and
(6) the remarks of the D.P.I. thereon on p.109 c.f.

The charges have been grouped under the seven heads referred to on p.29 c.f. and the headmaster has been found guilty and unfit to continue as headmaster. The order of reduction was served on the appellant on 6--6--45 and the appeal was preferred only on 14--9--45. As it was not submitted within two months from the date of receipt of the order of reduction it is belated. The P.D.B., Tanjore considers that on this ground and on the merits of the case also the appeal does not deserve any consideration and it may be

PTO

rejected. The D.P.I. also recommends that it may be rejected as the appellant has not adduced any reasons at all for the delay in preferring his appeal. (para 4 on p 109 cf)

3. The five petitions from the headmaster on pp.1-26 c.f. do not form part of the appeal. Part I of the appeal sets out the irregularities in connection with the framing of charges and the holding of enquiry. (pp 57-136) The D.P.I. points out that the procedure adopted in conducting the enquiry was defective in certain respects (p 108 cf) but as the conduct of the appellant was not also free from blame, he does not recommend the holding of a fresh enquiry. He is up of opinion that it is not necessary to call for the connected records of the District Board Office and go into the merits of the case and that the appeal may be merely rejected on the ground that it is time barred.

4. For orders whether the Director's recommendation may be accepted.

30-3-46

The President's order of reduction is dated 28.5.45. It was acknowledged by the appellant on 6.6.45. The appeal time expired on 6.8.45. (p 29 CF) One of the several petitions sent to Govt. by the appellant viz. the petition d. 7.6.45 to [illegible] refers to the Pt. order of reduction but this cannot be treated as a regular appeal. (p 41 CF) (p 12) The regular appeal sent by him is dated 1.11.45 and is therefore out of time. (p 81 CF) The appeal is liable to be rejected on this ground alone.

2. On merits, all the records connected with the charges have not been sent to Govt. Charges are too many and the records connected with them will be voluminous. The papers now before Govt. provide sufficient

material to enable Govt. to come to a decision. It seems superfluous to call for all the records and examine them. The Director is also of this view. (p 109 CF)

3. As stated above, charges are too many (37) and some of them have had their origin several years back. (pp 30-34 CF) To quote a few instances charge 6 is 8 years old, charge 5 7 years old (p 30 CF) while charges 1-3 are 6 years old. (p 30 CF) The trouble with the head master had evidently been brewing for a long time till it reached its culmination in the disciplinary enquiry which was started against him. This enquiry has had lasted for over two years. (X p 108 CF) This explains why charges had been framed against him from time to time, fresh sets of charges being tacked on to the previous ones. This by itself does not constitute any serious defect in procedure so long as the appellant had been allowed ample opportunity to rebut them.

4. The Vice President who conducted the enquiry has dropped out several charges as either not being very serious or too antiquated. (pp 38-44 CF) He has confined himself only to more serious charges and found them proved. He has grouped these charges under different heads as (1) acting arbitrarily & in excess of powers (2) culpable delay resulting in loss (3) dereliction of duty (4) Disobedience

2

of orders (5) impertinence (6) misappropriation
and (7) inefficiency and want of tact.
The headmaster's action in having
admitted an excess no. of pupils in Form
II and class V without the knowledge
of the management has been characterised
by the D.E.O as arbitrary. His delay
in submitting the appln. for equipment
grant forfeited resulted in an
avoidable loss to the D.R.Bo. His explanation
that he has no copy of the Grant in aid Code
with him is too frivolous to be accepted.
His failure to hand over to his successor,
when he was transferred from Papanaram, certain
records and registers of the school, shows
an utter lack of a sense of responsibility which
does not become the head of a public institution.
His having organised an exhibition in
May 1942 without informing the Pt. Dr.Bo,
his having collected subscriptions and
not rendered proper accounts is also
highly reprehensible. When he applied
for leave and was asked to appear before
the D.M.O. he never did it, availed himself
of the leave and coolly joined duty at
Kadavoal producing a fitness certificate.
It is strange how he was allowed to join
duty at all. He has levied fines
on certain pupils without giving them receipts
and without crediting them to the D.R.Bo.
His handling of the situation when students
at Kadavoal came late to the school
on acct of rains shows high handedness
and want of tact. Above all, his attitude
towards his superiors both in the D.R.Bo

M p 100 CF

Ch I p 40 CF

Charge XIX & XX p 40 CF

p 41 CF

Ch XX p 42 CF

Ch XIX p 43 CF

p 44 C

B p 3 CF

para iii p 108 CF

p 39 CF

3 74 74

and in the Educational Dept. smacks
of gross impertinence. A responsible
head of an institution is expected to
obey the orders of his superior authorities
without questioning their propriety.
The tone of his correspondence throughout
shows a non-chalant, defiant, superior even
bordering on contempt of constituted
authority. A few specimens from the
correspondence have been extracted
on pp. 45-48 CF. All these go to show
that the appellant has more than
forfeited his claims to continue
as a headmaster. He has is anxious
to get rid of his appln. attention is
also solicited to the para marked 'A'
on p 54 CF relating to his subsequent
conduct even after reversion.

5. The procedure adopted at
the enquiry cannot also be wholly
justified. Disciplinary proceedings
should cover as little time as possible
and should not have been allowed
to occupy two to three years. The
statement of allegations on which each
charge was based is said not to have
been sent along with the charges.
Though this was not done, the Enquiry Officer
says that the allegations and the
circumstances relating thereto were all
incorporated in the charges and that
every material required by the
appellant was made available to him
and in no case was permission
refused to him to peruse the relevant

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records. Though the enquiry may not have satisfied the letter of the rules, it may be taken to have satisfied their spirit or substance.

6. The appeal may be rejected as advised by the D.P.I.

[signature]
12.4.46.

S/Asst.

The D.P.I. has not traversed the merits of the case (except in regard to the procedure) — & it is unnecessary to go into them.

The material available leaves the impression that the Headmaster after repeated warnings finally got off rather lightly: I mention this to suggest that no undue solicitude need be shown to him in the matter of an appeal which is prima facie time-barred.

I think we may merely say, following D.P.I.'s recommendation at 'p.' and f: 109 cf., that the appeal is rejected as it is out of time & no reasons have been advanced for the delay in preferring it.

[signature]
15/4/46

Asst.

I agree. May be rejected as time-barred.

[signature]
16/4/46

DD
16/4

A draft order is submitted below for approval

[signature]
17.4.46

10 APR 1946

7th April 1946

AS III B, ~~11~~ 75

From: M. Somasundaram Pillay, B.A., L.T.,
Headmaster, Board High School
Kodavasal (under Reduction)

1 APR 1946
9 APR 1946

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To
The Secretary,
Local Administration Department
Government of Madras.

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L.A.D

P.H.V.O.

5446

10.842
15/4/46

Reference: I My 1942 Petitions to the Government dated 29th September and 11th & 29th October — 1945 Petitions dated 28th April, 7th May, 12th May, 7th June, 25th July, 14th Sep., 26th Sep., 29th Nov., 27th December, 1945 — 1946 Reminders dated 7th January and 29th January 46

II Government Memorandum dated No 6486-3.B/42-1. Edn., dated 12th November 1942 and No 20023/B/45-Edn. dated 12th October 45.

1. Even after waiting for a period of 3 1/2 years from 27-9-42, the date of bringing to the notice of the Government the development of the situation, praying for protection, and 10 months, the date of submitting the order of reduction praying for keeping it in abeyance, I am still kept in the dark as to the decision of the government on the situation.

2. This state of suspense, whether to the one adopted by the President, in spite of the Government Memorandum, is extremely painful and discouraging. It has begun to shake my faith in getting justice. It has also made me a figure of ridicule in the eyes of those who despaired me of getting any useful justice against the order

P.T.O

for ... request you to be ...

of Sri. V. Nadimuthu Pillay, President.
Over and above this it has irrevocably hampered my future welfare and progress by keeping in the fetters of service from which I have repeatedly expressed to free myself, in addition to the heavy financial loss and damage done to my fair name by the President.

3. The delay prevailing, further makes me feel that justice is afraid to come out and that justice delayed is justice denied. I never dreamt of this situation. Relying much on the various G.Os issued from time to time for the protection of Local Board Servants from the unjust exercise of powers by the non-official President, I prayed and hoped to get justice in time.

4. Unfortunately, quite against my expectations and prayer, all the G.Os. seem to afford no protection to me against the spiteful and unjust punishment of the President. I have been, by this time, allowed to be sufficiently teased, ill-treated and insulted by the President, by throwing the Rules and Regulations concerned to the winds. I prayed for relief from the very start, from 27-9-42; the relief is yet to come; perhaps it is likely to come when there is no scope for treatment. If such is the spirit of the G.Os I am not anxious to get any such relief and am in the fag end of my service.

5. However, as a token of

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R.C. A.13. No. 16965/45

A 119

Office of the President District Board.

Tanjore, Dated 5.4.1946.

10 APR 1946 11509

To

Memo

Sri. M. Somasundaram Pillai, B.A., L.T. L.T. Assistant on leave, Kattumannarkoil, (via) Chidambaram.

The following charges are framed against Sri. M. Somasundaram Pillai and he is called on to put in, within a week from the date of the receipt of this memo, a written statement of his defence and also to state, if he desires to be heard in person.

That when he applied for leave on 17.6.'45 on reduction as L.T. Assistant, Board High School, Thiruthuraipoondi, he failed to address the authorities through the headmaster of the School and also to give his leave address either to the President, District Board or to the Headmaster of the school concerned.

That, when he appeared before the District Medical officer, Tanjore, on 9.10.'45, as per the directions of this office R.C. A.13. No 16965/45 dated 3.8.'45 [illegible] he failed to get himself admitted into [illegible] for observation as instructed by the District Medical officer, Tanjore but instead, he went away to his native place and applied on 10.10.'45 from his native place for privilege leave for two months from 11.10.'45 with permission to undertake remunerative enterprises.

That on receipt of this memo in R.C. No. A.13. 16965/45 dated 17.11.'45 informing him that unless he would act up to the instructions of the District Medical officer, Tanjore, the question of granting him leave could not be considered, he wrote in his petition dated [..].11.'45 unwarranted criticisms against the action of the authority and attributed motives and also submitted a copy of his reply also to the ~~Government~~ Government which is not permissible under the rules.

That though he was called on subsequently in this office R.C. A.13. 16965/45 dated 19.12.'45 and 18.1.46 to withdraw certain unwarranted remarks, yet he without caring for the directions

P.T.O.

... request you to be ...

(12) 134/56 6

asserted in his petition dated 29.1.46 of the authority, that his statements were warranted by the circumstances developed by the authority and submitted a copy of that petition also to the government directly quite contrarily to departmental rules in the matter.!!

Sd. V. Nadimuthu Pillai.
President.

S. 11446. True Copy - Forwarded
By order.
Thangavelu
11.4.46
Superintendent.

ASSISTANT SECRETARY TO GOVERNMENT
24 APR 1946
EDUCATION AND PUBLIC HEALTH DEPARTMENT

021996

Submitted to the Secretary Local Administration Department, Government of Madras in continuation of my petition dated 7.4.1946. The development has been already forestalled in one of my previous petitions. The designation and the station from which I have been corresponding with the president and the circumstances detailed in my reply dated 29.1 to the President's Memorandum R.C. No. A.13.1696 dated 17.11.1945 (Copy submitted to the Government will clearly show the needlessness and the futility of these charges and the call thereof. This procedure is only an attempt to play with my service.

The designation chosen may be kindly noted. My permanent lien, according to the reduction order, is Headmaster Board Secondary School, Rajamadam and an acting L.T. assistant, Board High School, Tiruthuraipoondi.

Kattumannarkoil }
17.4.1946 }.

LA
EAPHLO
9.4.46

17/4/46
Headmaster
(under reduction)

77

LAD
E.H.

... Pill...
... after ...
... Secretary
Local Administration Department
Government of Madras

LOCAL ADMINISTRATION DEPT.
9 MAY 1946
SECRETARIAT, MADRAS

Sir,

(E) 110 of

Reference: G.O. No. 842 Edn. dated 18th April, 1946.

25428

To day (4.5.46) I received a copy of the above G.O. from the President District Board, ... intimating that "the appeal is rejected as it is time barred".

As per rule No. 4, relating to the appointment and punishment of servants of Local Boards published in G.O. No. 3649 L.S.G. dated 18th August 1936 "the appeal is to be preferred within 6 months from the date on which the appellant received the order appealed against."

The order of reduction dated 31.5.46 was received by me on 7th June, 1945. Notwithstanding my petitions dated 7.6.45 and 25.7.45 (E) which also form an appeal the appeal with all necessary details was submitted on 14th September 1945. According to this the appeal has been submitted within 3 months and a week (from 7.6.45 to 14.9.45).

It is therefore evident that there is no time bar.

May I therefore request you to be ...

enough to enlighten me as to the validity of the order of rejection of my appeal on the question of time bar. If it is really a time bar, the matter need not have been kept pending all these nine months from 14.9.45. It might ~~been~~ and ought to have been rejected immediately after the receipt of my appeal and on the receipt of various reminders submitted, especially the one dated 26.9.45 for which I was favoured with the Government Memorandum No. 20023/13./45 Education dated 1.10.45 (sent in orgl to the petitioner)

A very early order is requested on this petition, as in case of absence of any convincing order, I propose to seek redress by other means.

I am also constrained to add that the delay shown by the Government in rejecting the appeal on this simple ground has aggravated the injustice done to me by the President.

I have the honour to be
Sir,
Your most obedient
Servant

Kattemannakal
Dated 4th May 1946.

[illegible signature] 4/5/46

11978

5. as a token of my esteem to the Government. I make this last prayer for a speedy decision within a fortnight at least so that I may ~~[illegible]~~ carve out my future welfare and activities to recoup my loss as I can no longer afford to wait.

I have the honour to be
Sir,
Your most obedient
Servant.

Kattemannakal
7th April 1946

[illegible signature] 7/4/46

12 12 4

E&PH (B1) Dept.

Please see the petitions from Sri M. Somasundaram Pillai, Ex Headmaster (Reducted as L.T. Assistant) under the Tanjore District Board. Orders on the appeal preferred by him are under issue (G.O. No. 842 Edn dated 18.4.46) No action seems necessary on these petitions ~~and~~ They may be filed with the G.O referred to.

26.4.46.

24/4/46.

25/4/46

D 22 23/5

3 ~~125~~ 13 79/79

E&PH (B1)

Appeal - Somasundaram Pillai Sri A - Ex-headmaster Board High School, Kodavasal - Petition against the order rejecting the appeal

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110

Read

G.O. No 842 Edn dated 18.4.46

C.No 13718/46. From Sri M. Somasundaram Pillai Kattumannarkoil dated 4.5.46

23/5/46

Memo. No 25428-B1/46-1 dt- 22/5/46

The petitioner is informed that under rule 11 of the rules relating to the appointment and punishment of officers and servants of local boards as amended by G.O. No 2539. L.A. dated 22.11.44, the appeal should be preferred within two months from the date on which the appellant received the order

p 217 DBK 157.

(J)

14/26

...ppealed against and that his petitions dated — vide DPO's comm on p 109 of
... 6.45 and 25.7.45 cannot be regarded as
... appeals against the orders of the P.D.B. Taugm
... R.C. no 29910-40 dated 28.5.45. The appeal ↗ p 29 of
... against that order dated 14.9.45 is timebarred. p 57 of

...5.46

21/5/46

... 21/5/46.

To
The petitioner

... 22.5.46

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