

Put off
M. 12/7/47
FJP (194) Department.

W **SERIES.**

G.O. NO.

1390 Fdn

Dated

2/7/47

[Despatch Abstract.]

Madras Educational Service - Major B.H. Marley and Sri N.S. Krishna Ayyangar temporary appointments as Professor of Engineering College - Regularized after relaxing rules in favour of former.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	942	ED	1335	1584	1750		
	11.10.46	ul	18.7.46	6.11.46	2884		
	1667	ED	9.7.7	8278			
	20.7.46	ul	15.5.46	29.11.46			
	1431						
	28.7.46						

Further Papers.

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

"CONFIDENTIAL"

Special

OFFICE OF THE
DIRECTOR OF PUBLIC INSTRUCTION,
M A D R A S.

Post Copy of Telephonic Message, dated 17th July 1946.

From The Director of Public Instruction, M a d r a s.
To The Secretary to Government,
Education and Public Health Department.

Reference:- Post Copy of Telephonic Message, dated 12th July 1946 from the Assistant Secretary to Government, Education and Public Health Department - re: appointment to posts of Professors of Civil Engineering.

WITH reference to the query in the first paragraph of the Telephonic Message cited above, I may inform you that the Diploma of the College of Engineering, Guindy (now discontinued), was being issued on the basis of the marks obtained in the College Sessional Examinations and not with reference to the marks obtained in the B.E. Degree Examinations of the Madras University.-- Vide Rule 15 of the Rules relating to the Constitution and working of the College of Engineering, Guindy, printed in the College Calendar.

2. As to the question of evaluating the B.E. degree of the Calcutta University as against the Diploma of the College of Engineering, Guindy, with Honours, Dr. Rudra and Sri K.S. Sitaraman were consulted. They suggested that if the holder of the B.E. Degree in Civil Engineering of the Calcutta University had obtained not less than 66% of the aggregate in the B.E. degree Examination, he may be considered to possess qualifications equivalent to the B.E. Degree of the University of Madras with Diploma in Civil Engineering of the College of Engineering, Guindy, with Honours. In this connection, I enclose herewith a copy of the D.O. letter dated 30th June 1946 from Major B.H. Marley. Though Major Marley has not obtained 66% of the aggregate in the B.E. P.T.O.

2.

B.E. Degree Examination I feel that it is unfair to compare a College Examination with a University Examination and that too of a foreign University. I wish to point out that in cases of this kind it would not be right to evaluate academic qualifications on the basis of marks obtained in a University Examination as against the marks obtained in College Examinations. I, therefore, consider that Major Marley being a graduate of a foreign University, his claims for promotion should be based on the kind of work he has been doing in this Presidency.

2. As regards paragraph 2 of the Telephonic Message under reference I may inform you that it was not my intention that Sri N.S. Krishnaswami Ayyangar should be continued as Professor of Civil Engineering under emergency provisions merely for the reason that his senior was expected to be regularly appointed some years hence. If the Government consider that, at present, Major Marley is not qualified for regular appointment as Professor there is no objection to considering the question of regularising the appointment of Sri N.S. Krishnaswami Ayyangar as Professor.

M. Muhammad
18.7.46
For DIRECTOR OF PUBLIC INSTRUCTION.

Enclosure:

Copy of D.O. letter dated 30th June 1946 from Major B.H. Marley, permanent Instructor in Surveying & Drawing, College of Engineering, Guindy (now on Release Leave from the Military Service), Glenbrook, Yercaud, Salem District, addressed to the Deputy Director of Public Instruction, Madras.

Dear Mr. Mohammad,

Your D.O. 1902 C/46, of 28th June 46.

In the Intermediate Engineering Examination, I took the first place, and was awarded the Major-General Forbes' Medal, and the Major General Forbes' Scholarship, tenable for two years, by the Govt. of Bengal.

In the B.E. Degree Exam., I did not take the first place, obtaining between 55% and 65% of marks.

I regret my inability, after 21 years, to furnish an exact percentage.

M. Muhammad
18.7.46
For DIRECTOR OF PUBLIC INSTRUCTION.

From: The Asst. Secy. (E.O.H.A.)
To: The Dir. D.O.I. [Signature]

Ref:- Dir.'s Compl. No. 27, dt 17.7.66 re: appl. to posts of Professors of Civil Engg.

Please ~~forward~~ the personal

Files of Major B.H. Merley and Dr. N.S. Krishnaswami
Arranged for reference.

22.7.46 W 22.7.46

2017/146

[Handwritten notes:]

Pls remind
28 Feb
~~28 Feb~~
6 Mar

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION,
MADRAS.

Post Copy only of Telephonic Message, Dated 7th Aug., 1946.

From

The Deputy Director of Public Instruction,
Madras.

To

The Assistant Secretary to Government,
Education and Public Health Department.

44982

Reference: Your Post Copy of Telephonic Message dated 23rd July 1946 re: appointment to posts of Professors of Civil Engineering.

The personal file of Sri N.S. Krishnaswami Ayyangar is herewith sent as desired. The personal file of Major B.H. Marley was forwarded to the Chief Administrative Officer, Department of Supply (Purchase Branch), Government of India, New Delhi, with the Government of Madras Education & Public Health Department letter No. 2851 A.2 Edn., dated 4th February 1942. It has not yet been received back from the Government of India.

NB/6-8.

DEPUTY DIRECTOR OF PUBLIC INSTRUCTION.

V. Urgent.

~~Did not~~ Letter No. 4483-A.1.2.1. B E. J. G. H. (A)

To the Ch. Administrative Officer
Dept. of Supply (Purchase Branch)
S. F. J., New Delhi.

Sir,
Request for return of Personal file of Major B. H. Marley.

I am directed to request that the
personal file of Major B. H. Marley, permanent
Instructor in Surveying & Drawing, College of Engg.,
Quindry, sent to you with ~~his~~ ^{his} dept. letter No. 2851-
A.2-Edn., dt. 4.2.42, be kindly returned
at a very early date.

Yours,

E. J. G. H. (A)

pg. 13
B. S. 198.46

OMH
19/8/46

Letter
To

V. E. 56 15/8 T. H. EPH (A)

From: The ~~Asst. Supdt.~~ Asst. Secy.

TO: The ~~Asst. Supdt.~~ E. J. G. H. (A)

By ~~Asst. Supdt.~~ Dy. S. O. I. 's Office

Ref:- P. C. of T. H. of Dy. Dir.

dt. 7.8.42 re: Major Marley's
personal file.

Pl. furnish a copy

of this dept. letter No.

2851-A-2-Edn., dt.

4.2.42, addressed to S. F. J.

pg. 13
B. S. 198.46

OMH
19/8/46

Letter
To

pg. 13
B. S. 198.46

OMH
19/8/46

Letter
To

pg. 13
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OMH
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Letter
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Letter
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OMH
19/8/46

Letter
To

pg. 13
B. S. 198.46

OMH
19/8/46

C.F. 304.

OFFICE OF THE
Date 194 .
Hours . Minutes .

TELEPHONIC MESSAGE.

From *Secy to Govt* To *Dy DPI*
E & PH

Ref. PC of T.M. of Dy DPI 7/8/42
Re - Major Marley's personal
file.
pl. furnish a copy of
this dept letter No. 2851-A-2
Edn 7.4.2.42 addressed
to Govt of India

Please write on both sides.

10

Government of Madras.
Education & Public Health Department.

No.2851-A-2 Edn.
From E.C.Wood Esq., I.C.S.,
Secretary to Government of Madras.

To
The Chief Administrative Officer,
Department of Supply (Purchase Branch),
Government of India, NEW DELHI.

Dated Fort St. George the 4th February 1942.

Sir,
Sub: Marley, Lieut. B.H. Instructor in Surveying and
Drawing, College of Engineering, Guindy - Personal
file of.
Ref: Your letter No.C.A.O/2-2/47, dated the 3rd January 1942
to the Chief Secretary to the Government of Madras.

I am directed to send the personal file of Lieut.B.H.Marley
as desired in your letter cited above.

I have the honour to be,
Sir,
Your most obedient servant,
E.C. Wood,
Secretary to Government.

(True Copy) *[Signature]*
for Director of Public Instruction.

k.h.15-8.

[Faint, mostly illegible handwritten text, possibly bleed-through from the reverse side of the paper.]

[Handwritten notes on the left margin of the right page:]
21/11/46
B
11/11/46
CF 6

Letter/Ref. No. 44983-A-2
11.10.46

To The Ch. Administrative Officer,
Dep't. of Supply (Purchase Br.)
G. of I., New Delhi

SV
Personal file of Major B. N. Ranky.
Ref: - My letter no. 44983-A-1-Edn., d/-
20.8.46

I am to enquire
when the personal file will be
retd. to his Post.

11/10/46 YOS
9-10-46
10/10/46

Letter No. 44983-A-3, d/23.11.46

Edn. & P.H. Dept. (A)

To: The Administrative Officer,
Dept. of Supply (Purchase Br.), E. of D., New Delhi
Sd/- Personal file of Major B.H. Marley.

I am directed to invite your attention to my letters on the subject dated 20.8.46 and 11.10.46 and to state request that the personal file of the officer Major B.H. Marley sent to the Chief Administrative Officer ~~sent~~ with this Govt.'s letter No. 2851-A-2, Edu., d/ 4.2.42, be ret'd. at a very early date.

22.11.46

22/11/46

Karam Chand Mohalla

23/11/46

24-25/11/46

21/11

Name verified
P. of D. Civil List

21/11

p.10 cr.

p.6 cr.

p.11 & p.12 cr.

Karam Chand Mohalla, Esq.,
Administrative Officer,
Dept. of Supply Directorate
Govt. of India, New Delhi.

Edn. and P.H. Dept. (A).
Letter No. 44983-A-4, dated 15.1.47.

Dear Mr. Karam Chand Mohalla,

The personal file (confidential sheets) of Major

B.H. Marley, ~~present~~ Instructor, ~~of the~~ College of Engg.,
(Harnam) Guindy, was forwarded to the Chief Administrative Officer,

Dept. of Supply (Purchase Branch), Govt. of India, New Delhi,
with this Dept.'s letter No. 2851-A-2-Edu., dated 4.2.42.

In connection with the regular promotion of the officer, the
file is now urgently reqd. A requisition for its return was
sent by this Govt. on 20-8-1946 (my letter No. 44983-A-1/1).

In spite of two reminders - the second one dated 23-11-1946
and addressed to ~~the~~ you officially, nothing has been heard

in reply so far. I am desired to request that you will be so
good as to look into the matter personally and arrange for the
return of the file at a very early date.

Yrs. sincerely,

14
From: The Asst. Secy. to Govt. T.M. - A, 4-
To: The Asst. Dir. of Supplies, Edn. & P.H. Dept., Fort St. George
United India Life Bldg., Esplanade

Can you kindly inform me of the designation
& address of the officer to whom ~~one~~ ^{are} now assigned the ~~post~~ ^{duties}
~~files dealt with~~ ^{performed} by the "Chief Administra-
tive Officer, Dept. of Supplies (Purchase Branch), New Delhi"
~~and~~ ^{stand} now assigned? The name of the present
incumbent of the post may also kindly be intimated, if
there is no objection.

7.3.1947

From: The Asst. Secy., Edn. & P.H. To: The Dy. Secy.
Ref: - Re your T.M. 4/7.8.47 re: appt. of Prof. of Civil
Engg.

Please say in what connection the personal
file of Major Marley was sent to the Dept. of
Supplies in 1942 - if the information is available with you.

7.3.1947

D.O. No. DS(E)-8.

1974

Confidential.

Registered

GOVERNMENT OF INDIA,
Department of Industries and Supplies,
NEW DELHI: 26th February - 1947.

Dear Mr. Menon,

Will you please refer to your
d.o. letter No. 44983-A-4-Edn., dated
the 17th January, 1947, to Mr. Karam Chand
Mohla?

The character roll of Lt. B.H.
Marley is returned herewith as desired.
The delay in returning the same is regretted.

Yours sincerely,

(Azizul Huq)
Assistant Secretary to G. of India.

I.B. Menon, Esquire,
Education and P.H. Department, Govt. of Madras,
Fort St. George,
MADRAS.

Confid.

Recd
a/b 8/10
p. 1 of

obt

Ed G.H. Apr. (A)

T.H. by post.

From: The ~~Asst.~~ Secy. to Govt.
To: ✓ The Dy. Secy.

Ref: - ~~Letter~~ R.C. 20/46, dt - 8.7.46, &
T.H. dt - 17.7.46.

Please report the
dates on which Major B.H.
Mailey & Sri N.S. Krishneswami
Ayyangar took charge of their temporary
appts. as Profs. of Civil Engg. in the
Colleges of Engg. in the M.S.S., & also
say from which dates ~~their~~ the temporary
appts. may be regularised. ~~The~~
~~Govt. have approved of a proposal~~
~~to relax the general rule in~~
~~favour of Major Mailey~~ in 5/1/47

4.6.5 10/5/47

50675
"CONFIDENTIAL"
CL.No.20/46.



17
OFFICE OF THE
DIRECTOR OF PUBLIC INSTRUCTION,
MADRAS, DATED THE 17TH JUNE 1947.

TELEPHONIC MESSAGE (BY POST).

From The Director of Public Instruction, Madras.
To The Secretary to Government,
Education & Public Health Department, Madras.

REFERENCE: Your Confidential Telephonic Message (By Post),
dated 7th June 1947.

X
Sri N.S. Krishnaswami Ayyangar assumed charge as Professor of Civil Engineering, College of Engineering, Guindy, on the fore-noon of 10th July 1946 and Major B.H. Marley took charge as Professor of Civil Engineering, Arthur Hope College of Technology, Coimbatore on the fore-noon of 3rd August 1946. I presume that the Government consider Major B.H. Marley's qualifications as equivalent to those prescribed in the Special Rules for the Madras Educational Service for appointment to the post of Professor of Civil Engineering. If the above presumption is correct I recommend that in view of the fact that Major B.H. Marley is senior to Sri N.S. Krishnaswami Ayyangar in the Madras Educational Service, his appointment as Professor of Civil Engineering may be regularised with effect from 3rd August 1946, the date of his taking charge. The temporary appointment of Sri N.S. Krishnaswami Ayyangar as Professor may be regularised with effect from 4th August 1946, the day following the date of regular appointment of Major B.H. Marley proposed above.

NB/17-6.

For DIRECTOR OF PUBLIC INSTRUCTION.

H 8/2
CF. 17

R/10 CF

M.E.S. - Major B.H. Marley & Dr. N.J. Krishnaswami Ayyangar - Temp'y.
appt. as Prof. of Regularized, after relaxing rules in favor of former.
Read: - G.O. 1431 - Edn., dt - 23.7.46.
G.O. 1335 - " dt - 18.7.46.
From G.O. 1, dt. No. 20/46, dt - 17.8.46.
E.O. (M.) No. 1390 Edn. 2.7.47

8/11

(alt. reg. no.)

2000 (1957) 207

E. + G.H. (A)
In G.O. No. 1431 Edn., dated 23.7.46, Major B.H. Marley, Instr. in Civil Engg., College of Engg., Guindy, was apptd. under the emergency provns. to officiate as Prof. of Civil Engg. in the M.E.S. The question whether Major Marley satisfied the academical part of the qualfn. prescribed for the Professor's post has been under the consideration of Govt. for some time past. The academical qualfn. laid down for the post is an Hons. degree in Civil Engg. of any of certain specified Universities or the diploma or in Civil of the Engg. of the College of Engg., Guindy, with Hons., and the B.E. degree of the Univ. of Madras, Unty., whereas Major Marley possesses the B.E. degree of the Calcutta University (II Class). It is doubtful whether Major Marley's degree can be regarded as equivalent to the prescribed qualfn. specified in the rules. The Govt. therefore consider that the

From the D.P.I., T.M. dated 17-7-46, 7-7-46 and 15-8-46
 From the G. of I., Dept. of Industries and Supplies, No. DS(E)-8 dated 26/28-2-47

M.E.S. - Posts of Profs. of Civil Engg.,
 Colleges of Engg - Appts.

The tempy. post of Prof. of Civil Engg., A.H. College

of Tech., Coimbatore, and one of the two subst. posts of Profs. of Civil Engg., College of Engg., Guindy, stand reserved for war service candidates. Pending the appt. of war candidates, they were filled in July 1946 by the tempy. promotion of Major B.H. Marley*, Instructor in Surveying and Drawing, and Sri N.S. Krishnaswami Ayyangar, Instructor in Civil Engg., Engg. College, Guindy. The reason for the emergency appts. was that the point whether or not Major Marley, the senior of the two, satisfied the academical part of the qualifications prescribed for the posts, remained unsettled. Major Marley has rendered war service since March 1941. He is also one of the officers selected for deputation, on study leave terms, to U.S.A. for undergoing higher studies in Geodesy and he is awaiting admission and passage arrangements.

The academical part of the qualifications prescribed for the post of Prof. (Civil Engg.) is an Hons. degree in Civil Engg. of a British University or the diploma in Civil Engg. of the Guindy College with Hons. and the B.E. degree of the Madras Unty. Major Marley possesses the B.E. degree of the Calcutta Unty. (II class) - percentage of marks not known. He was recruited direct as Instructor in surveying and Drawing - for which post, however, a pass in the final examination leading upto the B.E. degree of Calcutta Unty. was, and continues to be, sufficient academical qualification. Please see the T.M. on pp. 1.2 c.f. recd. from the D.P.I. after the appointments of Profs. were made, in regard to the evaluation of the degree possessed by Major Marley. The Dir. considers that it is unfair to compare the degree of a foreign University possessed by Major Marley with the diploma of the

9.1942 - a/4-5 - para 3
 11.10.46

S. Sitaranami's
 appr. as Principal
 (D)

*Has since been transferred to the Guindy College, to the second post.

C/2-3 CF
 R/3 CF & N.F. 13
 6/2-3 CF
 0/2-3 CF

To the DPI. (with 2 per file)
 A.G.
 S., M.E.S.
 Pub. (Ser.) Depk

Remd
 over
 Govt
 Depk
 2/17

rules relating to qualifs. shd. be relaxed in his behalf. ~~XXXXXX~~ favour of Major Marley so that he can be apptd. regularly. H.E. the Governor of Madras ~~therefore~~ accordingly directs, in exercise of the powers conferred by section 241(5) of the G. of I. Act, 1935, that the provns. of rule 15 of the General Rules for the Provl. & Sub. Service and rule 6(a) of the Special Rules be relaxed in favour of Major B.H. Marley.

Major B.H. Marley and

2. The Govt. direct that Sri N.S. Krishnaswami Ayyangar be deemed to have been regularly apptd. as Profs. of ~~XXXXXX~~ (Engg. Colleges) in the M.E.S., with effect from 3-8-46 and 4-8-46, resply.

CF 17

m
 24-6-47

lul
 24/6/47

P.S.
 19.6.47
 18/6/47

W/10
 8/3 CF &
 p.3 CF

popat
 (W)
 W/7 -
 4 see Bk. 114

Guindy College which is awarded to students obtaining not less than 66% of the marks at the College sessional examinations, and that, Major Marley being a graduate of a foreign unty., his claims for promotion (regular) should be based on the kind of work he has been doing in this Province. This view is, in a way, reasonable and, if, accepted, the Govt. have to decide the equivalence of the qualfn. with refce. to General Rule 17(b)(ii),

The personal file of Major Marley, which was sent to the G. of I. in 1942, has been obtained from them and is placed below. There are no entries in his personal file after 1941. Sri Krishnaswami Aiyangar's file is also below. For orders whether their appts. may be regularized with effect from the dates on which they took charge.

Circulation. Pub.(Ser) may see before

2.4.9/10/47 ... 8/4/47 S/Pub (Ser)

The consideration that he has done good work is not a relevant factor in judging the equivalence of degrees. Taking the degrees themselves, it is doubtful if they can be called equivalent. What objection is there to proceeding, as at G.O. 1849-Edn. dated 29-11-41, by relaxation? **

M.V.S., 18-4-1947.

Subd. that there there is no objection to "A" above. A relaxation of the qualfn. rule would it seems be justifiable in the circs. of the case. The concurrence of Public for this course may be obtained before circn. to H.M.(-dn.) and H.P.M. A copy of the orders to be passed will be commd. to the Commn.: prior consultation with it does not seem to be called for.

May be sent to Pub.(Ser.) for remarks,



149, BK. 12



Pub (Ser) No. 1509/47-1
15.5.47

Public (Ser) Dept. XX on p. 2 ante. This dept. may agree. The file may be returned to E.S.P.H.

18/5/47 14/5/47 15/5/47

12th May 1947

May be circd. to H.M. Edn. and H.P.M. (Notes from p.1 ante)

19-5-47 17/5/47 19-5-47 17/5/47 19-5-47 17/5/47

A draft order is subd. The DPI's recommendation at C.F.17 in respect of the dates from which Sri

Krishnaswami Ayyangar's and Major Marley's tempy.appts. shd.

be regularised, has been followed, though his presumption at "X" there is not correct. Pub.(Ser.) may see before issue.

19-5-47 19/6/47 24-6-47

Public (Ser) Pub. (Ser.)

May be forward returned to E.S.P.H.



Pub. (Ser) No. 2132/47-1
30.6.47

May same 30/6/47

23.4.47 10/4/47 30th-47

ED# 100 No. 64983-A-5 1.5.47

1100

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