

close
up

Form II-27-37,004-13-11-40

68pt(1947) Department

Ms SERIES.

G.O. No.

21816dn

Dated

10.10.47

[Despatch Abstract.]

Schools - Secondary - Municipal High
School, Gotacamund - Abolition of
classes I to V - Considered unnecessary

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	
96	1128	edu	6.6.46				
"	1903	17	16.11.1908				
"	260	edu	3.5.1907				

Further Papers.

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

Ootacamund,
23rd June 1947.

Rao Sahib T.R. Masilamoney Nadar,
President, Municipal Employees Assn., Ootacamund.

To, The Secretary,
Department of Education,
Fort St. George, MADRAS.

Sir,

I understand, that the Commissioner, Ootacamund Municipality, under orders of the D.E.O., has notified the abolition of classes I to V in the local Municipal High School, from 25th June 1947, thereby putting over 200 Children and 8 teachers in a very serious predicition.

The parents of the children, in spite of the free education in the elementary schools, preferred to send thier children paying fees, to the High School elementary classes, because of the better tuition here. The 8 teachers, who have put in about 10 to 20 years service, I understand from the Commissioner are to be given 3 months' notice to quit. This is indeed a serious situation requiring the immediate attention of Government.

Further, under the Breeks' school Trust, the Government could not abolish the lower classes in the High School. This matter was brought to the notice of the Municipal Council several times before and the Council refused to abolish the lower classes under the said Trust.

So, I request that you will either order the Commissioner to keep this abolition in abeyance, till the new Council comes in, by about the 1st September 1947 or instruct the Commissioner definitely, to run the lower 5 classes separately as elementary section in the same High School buildings with the same teachers for 6 months by which time the coming Municipal Council will decide the matter.

After all, this is a matter which concerns the education and facilities of tuition, attendance, distance for small children to attend school etc. which should be decided by the representatives of the rate-payers whose children are affected. Moreover, it is indeed a serious hardship on the teachers, who have faithfully served the Municipality, for several years to be left on the streets without any previous warning. If three months salary alone were to be the reward for 10 to 20 years of faithful service, to these teachers, their lot is pitiable indeed.

Taking all these matters into consideration, I request you to kindly direct the Commissioner at-once, to keep the abolition question pending the formation of the Council.

Thanking you,

Lakeside Cottage,
Ootacamund.

Yours faithfully,

T.R. Masilamoney Nadar

President,

The Municipal Employees Assn.,
Ootacamund.

Endorsement No 51863.B/47-1 Edu. D. 25/6/47. (Rao Sahib)

Referred to the Director of Public Instruction for very early remarks

(Signature)

To The Director of Public Instr.

Assistant Secretary
24/6/47

Local Administration Department

From
Sri.K.Pamaswami Mudaliar,
Commissioner & Special Officer,
Ootacamund Municipality.

To
The Secretary to Government,
~~Education Department~~,
Local Administration Department,
Port St. George, Madras.

Through
The Director of Public Instruction,
Madras

Doc.B.4.No.447/47,

Sir,

Subject: Education - Municipal High School, - Ootacamund -
abolition of classes I to V.

With reference to the orders of Government in
G.O.No.Ms.1128 ~~Edn.~~, dated 6th June 1946, the District Educational
Officer, Coimbatore and the Nilgiris, called for my remarks as to
whether or not it would be advisable to abolish classes IV and V
in the Municipal High School, Ootacamund, during 1947-48 adding that
by such abolition the problem of accommodation would be solved in a
way.

The Headmaster, who was consulted in the matter,
reported that as per the trust deed of the Brecks Memorial school, it
was incumbent upon the management to retain the primary section of
the High School to cater to the needs of the better classes of
Indians of this town and further that the primary classes of the
Municipal High School really catered to the educational needs of
Ootacamund as is evidenced by the strength in these classes. The
District Educational Officer, was addressed on this point for his
opinion in the matter. In the meantime, the District Educational
Officer communicated a copy of the proceedings, of the Divisional
Inspector of School, Coimbatore District, requesting the District
Educational Officers to recommend to the managements of all secondary
schools to abolish classes IV and V from the beginning of the present
school year and to inform the managements that the sanction of the
Director of Public Instruction was necessary before the classes were
actually closed and their applications for the purpose might be sub-
mitted to the Director through them. With reference to this, the
Divisional Inspector of Schools, Coimbatore Division, was addressed
in this office letter B.4.No. 447/47, dated 5th May 1947, but so far
no reply has been received from him.

The District Educational Officer, in reply to
this office letter referred to above suggested that the sanction of
Government might be obtained for the conversion of classes I to V
into a separate elementary school for the reason that with the
abolition of the teaching of English in the lower classes of
Secondary schools, the position has become entirely different. The
Headmaster then submitted the following proposals which were forwarded
to the District Educational Officer, for necessary instructions.

- (1) Classes 1 to 3 may be abolished and run as an elementary
section in the adjoining drill shed.
- (2) 4th and 5th classes may be retained this school year.
- (3) 4th class may be abolished in 1948-49,
- (4) 5th class may be retained as a feeder class for Form I.

No reply having been received from the District Educational Officer
to my letter referred to above, he was again addressed for very urgent
instructions in the matter with reference to the proceedings of the
Divisional Inspector of Schools. Before this letter reached him,
the District Educational Officer stated in reply to my previous
letter that he had already suggested the abolition of classes I to V
in view of the fact that the teaching of English in classes IV and V had
been abolished and since several high schools had already closed
these classes, the same might be done in the case of this school
also.

In view of this, arrangements were made for the
separation of classes I to V from the High School and to run these
classes as an elementary section in the drill shed of the Municipal
High School, subject to the approval of the Director of Public

Instruction. Notices of discharge were also issued to the Teachers in charge of these classes as required under the rules since they could not be continued in service after the separation of the classes on their existing pay. Soon ~~xx~~ after this was done, the District Educational Officer intimated that the classes I to V might be abolished after getting the sanction of the Government. In view of this letter, I have cancelled the notices issued to the Teachers and allowed the classes to be run, pending orders of Government.

If the Government decide that the classes I to V should be abolished, I submit that separate accommodation sufficient for five classes cannot be secured anywhere near the Municipal High School, nor can the drill shed be utilised to accommodate all the classes. Apart from this, it is for consideration as to whether there is any need to run a separate elementary school while there are two other elementary schools nearby, of which one is C.M.M. Higher Elementary school, which has accommodation for 177 more pupils, and the other is an elementary school run by the Municipality which can also take in some pupils.

In these circumstances, I solicit the favour of early orders of Government on the question of abolition of these classes and running them as an elementary section in the light of the Brecks' school Trust Deed, a copy of which is herewith submitted.

Commissioner & Special Officer.
Ootacamund Municipality.

30/6/47

No.73 dated 22nd May 1905.

In the matter of the Charitable Endowments Act 1890 and in the matter of the Brecks Memorial School, Ootacamund.

It is hereby notified that the Governor of Ft. St. George in Council in exercise of the powers conferred by section 4 & 5 of the Charitable Endowments Act 1890 doth hereby order and direct that the land and buildings known as the Brecks Memorial School, Ootacamund as described in the 1st schedule here, to together with all moveable property connected with such school shall as from the 1st day of July 1905 vest and thence forth be vested in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras and ~~be~~ be held by him and his successors (subject to the provisions of the said Charitable endowments Act 1890 and to any rules which may from time to time be framed there under by the Governor-General of India in Council) upon the trusts for the purposes and subject to the conditions set forth in the scheme of which particulars are contained in the 2nd schedule hereunder ~~written~~. And it is hereby further notified that the said scheme of which particulars are contained in the said second schedule shall come into operation on the vesting of such land buildings and moveable property in the said Treasurer of Charitable Endowments for the territories subject to the Government of Madras Upon the 1st day of July 1905.

Schedule 1.

All that piece of land composed of Settlement Nos. c 325 & 326 situated at Ootacamund in the District of Nilgiris in the sub-registration district of Ootacamund and the registration district of the Nilgiris with the buildings thereon known as the Breck's Memorial School bounded on the North by settlement No. c 325 of Ootacamund on the South by C. 326 and C 325 of Ootacamund on the East by settlement Nos. c325 and c326 of Ootacamund and on the West by the venlock road and containing 38 cents of thereabouts.

Schedule II.

Scheme under the Charitable endowments Act 1890 for the management of the trust property known as the Brecks Memorial School Ootacamund. The land and buildings known as the Brecks Memorial School --- in the foregoing schedule.

to the said school now in possession of the trustees of the said school shall be vested in the treasurer of Charitable Endowments for the territories subject to the Govt. of Madras upon the trusts and for

the purposes and subject to the conditions following, that it may

1. The said Treasurer of Charitable Endowments shall stand seized and possessed of the said lands buildings and moveable property upon trust to permit the same to be used and administered by the Director of Public Instruction for the time being of the Presidency of Madras in such manner upon such terms and conditions and up to such standard of education as he may with the sanction of the Government of Madras from time to time direct as a school for the children of Europeans and East Indians only all classes and conditions and wheresoever resident.

2. Provision shall be made by the said Director of Public Instruction for the education of the children of the more respectable native inhabitants of Ootacamund at or in another school or other schools in Ootacamund such education being not less in grade than that at present provided in the Brecks Memorial School.

H. D. Taylor,

Ag. Secretary to Government.

/True Copy/

Handwritten: 30667
Commissioner
37447

MUSLIM LEAGUE?
Ootacamund,
24th. JUNE 1947.

The Secretary,
Muslim League, OOTACAMUND.

To The Secretary to Government,
Department of Education, Fort St. George,
MADRAS.

Subject:- Municipal High School-Ootacamund- Classes I to V-
Abolition of.

I understand from very reliable sources that the Primary Classes in the Municipal High School, Ootacamund, are to be abolished, all on a sudden, on the instructions of the District Educational Officer, Coimbatore and the Nilgiris, with effect from the School Year 1947-48.

In this connection, I may be permitted to state, that there ~~was~~ is a Trust Deed in existence since 1907, for a period of 60 years solemnly signed by the representatives of the Muslims and the Hindus on the one hand and the Government on the other, to the effect that ~~in~~ there shall remain Classes I to V attached to the Municipal High School, Ootacamund. In spite of a solemn Trust Deed, it is highly unjust to suggest the abolition of the Primary Classes, thus causing innumerable inconveniences to the parent-public, the children and the existing staff, that too at a time when the Municipal Council is not in existence and on the eve of the elections.

On the innumerable representations that have been made to me by the Muslims in particular, I am making these representations to you may I therefore, request Government to kindly pass orders directing the Commissioner, Ootacamund Municipality, to retain the Primary Classes attached to the Municipal High School, Ootacamund, as per the Trust Deed, until a final decision is taken by the elected representatives in the matter, after the elections, which are due to be held at the end of the next month.

I request that immediate steps may please be taken in the matter and if necessary, the commissioner, Ootacamund Municipality may be asked to retain telegraphically, inas much as, the school is to reopen on the 25th. June '47, after the Summer Holidays.

Thanking you,

Yours faithfully,

Handwritten signature

Hony. Secretary.

Copy to:-

1. The Minister for Education, Madras.
2. The Minister for Local Administration Department, Madras.
3. The District Educational Officer, Coimbatore & Nilgiris.
4. The Commissioner, Ootacamund-Municipality, Ootacamund.



Education & Public Health (G) Dept.

Endorsement No. 51863 B1/47-2 Education dated 30.6.47

Referred to the Director of Public Instruction for remarks in Continuation of Endorsement No. 51863 B1/47-1 Education dated 25-6-47.

To
The Director of
Public Instruction.

Assistant Secretary to Government.
28.6.47
USK
28/6/47

~~This is not clear whether this is merely a copy of the communication already referred to the D.P.I. as it has been sent in original. This may therefore be sent to the D.P.I. in continuation.~~

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.

R.C.1076-G2/47, Dated 21-3-47.



Reference:- Government Endt.No.51863-B1/47-1 Edn. dated 25-6-47 and Government Endt.51863 B1/47-2 Edn. dated 30-6-47. Forwarding for remarks the letters Dated 23-6-47 dated 24-6-47 from Sri Ramesh T.R.Masilemoney Nadar of Ootacamund and the Secretary, Muslim League, Ootacamund Municipality regarding abolition of classes 1 to 5 in the Municipal High School, Ootacamund.

Resubmitted together with the letter Rc.No.B.4-447/47, dated 28-6-47 addressed to the Government from the Commissioner, Ootacamund Municipality.

2) The Commissioner's letter explains why classes 1 to 5 in the Municipal High School, Ootacamund have been proposed to be closed down. Consequent to the abolition of teaching of English in classes 4 and 5 the necessity of retaining 4th and 5th classes in the Secondary Schools no longer exists and further their abolition would release more accommodation for the Higher Forms which are growing in size owing to the great rush of students. The Department has therefore been advising the Managements of Secondary Schools including local bodies to close down there 2 classes or classes 1 to 5, as the case may be, in Secondary Schools and the case under question is one of this type.

3) The administration of this institution is governed by the provisions of a Trust deed called "Brecks Memorial trust", the details of which will be found in the enclosure to the Commissioner's letter. In the scheme for the management of this trust property, it was definitely stated that provision should be made by the Director of Public Instruction "for the education of the Children of the more respectable native inhabitants of Ootacamund at or in any other School or other schools in Ootacamund, such education being not less in grade than that provided in Brecks' Memorial School". Accordingly, in G.O. No.260 Edn. dated 3-5-47, sanction was accorded for the establishment at Ootacamund of a Secondary School under the management of the Municipal Council, Ootacamund and in G.O.No.1903-M. dated 16-11-1908 the permanent retention of the above school was sanctioned. Therefore it appears that it would not be in order to close down classes 1 to 5 in the Municipal High School, Ootacamund.

4) Even for the alternative proposal to remove classes 1 to 5 from the Municipal High School and to locate them as a separate elementary school, if this step would not violate the terms of the trust deed, the Commissioner states in his letter referred to above that separate accommodation sufficient for 5 classes cannot be secured near the Municipal High School and he expresses the doubt whether there would be any need at all to run a separate elementary school since there are already 2 elementary schools, one under the same management and the other under a private management which has accommodation for 177 pupils more.

5) Under these circumstances the commissioner may be informed that classes 1 to 5 in the Municipal High School, Ootacamund may be allowed to continue as at present. If however the Government consider that these classes should be abolished they may obtain legal opinion in the matter.

[Signature]
for Director of Public Instruction.

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

PKR.26/8

[Signature]
26/8

60

(1)

11

ST-24 (BT)

46
10/10

Schools - Secondary. Municipal High School Gotacamund
Abolition of classes I to V. Considered unnecessary

p14

From the President Municipal Employees Association
Gotacamund d 23.6.47

p34

From the Comr & S.O., Gotacamund Municipality Doc B4
no 447/47 d 28.6.47

p24

From the Secretary Muslim League Gotacamund d 24.6.47

525630
p24

From the D.P.S. Re no 1076 G2/47 d 21.8.47

21/10/47

Order no 2181 Edu dated 10.8.47

p24

The Commissioner and Special Officer
Gotacamund Municipality is informed that under
the scheme framed under the Charitable Endowments Act
1890, for the administration of the Bressa Memorial
School trust property, it is not possible to close down
completely classes I to V without an amendment of
the scheme but there is no objection to the removal of

12

those classes from the Municipal High School and running them as a separate High School. As there is no need for a separate elementary school and as it is reported that suitable accommodation cannot also be secured near the high school for the location of the elementary classes, classes I to V in the Municipal High School may be allowed to continue as at present.

1884
21-9-47

To the Court & Co.
Gotaicamund
Municipality
DPD.
(sc)

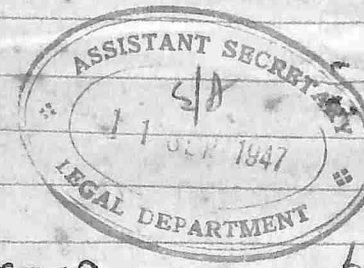
20

ESIP-H Dept

1188 From Rao Sahib, T.R. Marilamony Nader, President, Ml. employees' association, Goly
H3-88 From the Commⁿ, Goly Mllg, Roc-Bq d 23.6.47
No. 447 (a) d 28.6.47
1188 From the Secretary, Muslim League, Goly d 24.6.47
1908 " " D.P.I., Rc 1076-S2 / 47 d 21.8.47
Education - Municipal High School, Gotaicamund
Abolition of classes I to V

please see the letter of the Commⁿ, Gotaicamund Mllg & the remarks of the D.P.I. thereon at H3-4 & 902 respectively. In pursuance of the instructions issued by the District Educational Officer, Coimbatore, the Commissioner, Gotaicamund Municipality has taken up the question of abolition of classes I to V in the Municipal High School, Goly. As the administration of the school is governed by the provisions of the Trust deed known as 'Baker Memorial Trust' the Commissioner requests the orders of Govt on the question of abolition of classes I to V.

2 Details of the Trust deed referred to above on H3-602. From the provisions in para 2 under schedule II, it seems necessary to retain classes I to V in the Ml. High School. Attention is also invited to the representations of the President, Ml. Employees' association & the Secretary of the Muslim League Gotaicamund urging the retention of classes I to V in the school at H3-12702 resp. Legal Dept may be requested to advise on the matter. The DPD also recommends that continuance of the classes for the present. For orders whether the Director's recommendation may be accepted & the Commissioner may be informed accordingly. May be circulated to H4 (Bm)



09840

May be accepted

DPD No. 51883/may 1884
11/2/47 2/9/47

Legal may see before circulation

1884
21-9-47

Legal Department

The scheme framed under the Charitable Endowments Act, 1890, for the Breeks Memorial School requires that "provision should be made for the education of the children of the more respectable inhabitants of Ootacamund at or in another school or schools in Ootacamund". It is not permissible to close down completely classes I to V (which provide education for such children) without an amendment of the scheme. But there is no objection to the removal of these classes from the Municipal High School and running them as a separate elementary school. This is permissible under the terms of the scheme and no amendment of the scheme is necessary for this purpose.

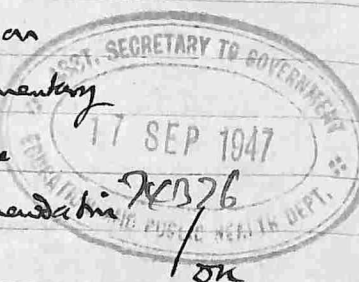
16/9/47 S. EPH
16/9/47. EPH

Legal no. 984 of 47-1
EPM(81) 16.9.47

Please see the Legal Dept's note above. The D.P. has already reported in para 4 of his letter on page 9 of that there is no need for a separate elementary school ^{also} accommodation can be secured for the school. In the circumstances the Director's recommendation in para 5 of his letter may be accepted.

A draft order is submitted below for approval.

For orders as to circulation.



28/9

