

E & P. H.

(194⁷) Department.

MS. SERIES.

G.O. NO.

2276 Education.

Dated 28th October, 1947.

[Despatch Abstract.]

Appeal - Armugham Pillai, Sri M. - Assistant Secondary School - District Board Ramnad - Against reduction to L.T. Assistant - Rejected.

Back Papers.

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

Further Papers.

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

C.F. 32.

Registered Post.

From (Name) Sri C.Vivekanandamurthi, B.A., Designation Special Officer, Ramnad District Station Board and District Collector, Ramnad at Madura.	Department	Received	Registered
		To	The Secretary to Government, Education and Public Health Department, Fort St. George, Madras

Enclosures: Roc No. A9/12929/47 dated 10/9/1947 194

Sir,

Sub:- District Board High School-Establishment-
Reversion to L.T. Assistant, from Headmaster's
post-seniority claimed by Sri M.Arumugam Pillai
M.A.L.T.,
His appeal petition dated 19/8/47

The appeal petition of Sri M.Arumugam Pillai, M.A., L.T., is
submitted herewith.

1. The appellant was selected for the post of Headmaster on 17/9/46
from the panel of names for Headmasters post, prepared as per G.O.
No. 953, Edn., dated 30-6-1942. Whereas Sri P.Ramanatha Iyer, B.A., L.T.,
had been selected on 7-1-46 and acted as Headmaster from 7-1-46 till
26-4-46 when he went on leave on loss of pay till 30-6-47. He was
again returned to his old place on 1-7-47. After the introduction
of the panel of names for Headmaster's post, in 1942, only merit and
seniority are the criteria for selection from the persons in the panel
irrespective of their rank as 1st and 2nd or 3rd Assistants.

2. As regards the claim put forth by the appellant on account of
his possession of Account Test qualification, kind attention is invited
to Government Memorandum No. 63418-B1/47-2 Edn., dated 20-8-47, in
which it has been stated that the possession of the account test
qualification by an individual in the panel will not entitle him to
be appointed as Headmaster in preference to a probationer to that
post.

3. Sri P.Ramanatha Iyer, B.A., L.T., the senior & probationer to
the Headmaster's post was granted leave on loss of pay for 1 year from
1-7-46 in this office Memo Roc. A9-13374/46 dated 29-6-47 (page 5 of
F.Dis. 13374/46 dated 19-7-46 enclosed) with a condition that he would
forgo his claim for Headmaster's post that may occur during the leave
period. This condition was found necessary then to prevent him from
cancelling his leave and applying for rejoining duty whenever a vacancy
in the Headmaster's post occurred. By this, it does not mean, the
right of probation earned in the Headmaster's post by the said
Ramanatha Iyer was taken away. On the expiry of his leave, Sri P.
Ramanatha Iyer, B.A., L.T., was posted in the Headmaster's vacancy
which the appellant was holding during his absence.

4. The contention of the appellant that P.Ramanatha Iyer's name
should have been removed from the panel on account of his absence on
leave on loss of pay is incorrect in as much as a person's name
included in the panel can not be removed therefrom except for reasons
to be recorded in writing (Rule 6 of the rules relating to the
appointment of Headmasters framed in G.O. No. 953 Edn., dated 30-6-42)

5. As regards the claims of the appellant in respect of the
communal representation, the question does not arise as appointment
to Headmaster's post are excluded from the operation of the rules
as per clause (b) of Rule 3 under G.O. No. 2650 L.A.D., dated 5/7/39

6. In the light of above points, the appeal does not deserve any
consideration and as such it may be rejected.

For Special Officer.

P.T.O.

Enclosures:

D.Dis: 347/46 ✓
D.Dis: 16577/46 ✓
F.Dis: 13374/46 ✓
Current file: A9-3533/47 - 16 pages
Note file : A9-3533/47 - 14 pages

Service Registers of (1) Sri M.Arumugam Pillai, M.A., L.T.,
(2) Sri P.Ramanatha Iyer, B.A., L.T.,
X.Dis. 21657/47 6-11-46 ✓
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Education and Public Health Dept.

Encl 74374 G3/47-1 Edn 4- 23/9/47

Referred to the Director of Public
Instruction for remarks.

Assistant Secretary to Govt
22/9/47

To Mr D.P.I. (Chief, Records in
original to be made available)

Sent to Secy. Secy.

From

M.Arumugam Pillai, M.A., L.T.,

Senior Assistant,

Ramnad District Board High School,

Tiruppattur. (Ramnad)

To

The Secretary to Government,

Education and Public Health (Edun,)

MADRAS.

Through

The Director of Public Instruction, Madras,

The District Educational Officer, Ramnad at Madura,

and The President, District Board, Ramnad at Madura.

Sir,

Sub:- Education - Headmastership - Ramnad District Board-
Promotion of Sri.P.Ramanatha Iyer as Headmaster-
Unwarranted - Appeal - Submitted.

I beg to submit the following appeal to the Government
against the Ramnad District Boards Memo., Roc .A.9. 3335/47 dated
19--6--47 (Enclosure I) promoting Sri.P.Ramanatha Iyer as Headmaster
and reverting me as assistant.

1. THE FACTS OF THE CASE :- The said Sri.P.Ramanatha
Iyer, B.A., L.T., permanent L.T. Assistant, took leave on loss of
pay for one year from July 1946 to June 1947 and left District
Board Service to work in a private Middle School at Tondi (Ramnad
District). In September 1946 a vacancy in the Headmastership arose.
I was appointed Headmaster by the Boards Roc.A.9. 26237-45 dated
2--9--46. I served as Headmaster continuously for ~~over~~ nearly ten months
from 17--9--1946 to 30--6--1947 . Suddenly the District Board
issued the above Memo, promoting the said Sri.P.Ramanatha Iyyar as
Headmaster and reverting me as Assistant. I Received it on
23--6--1947 and appealed to the Board promptly on 27--6--1947
for its stay and cancellation. As no reply is vouchsafed to me by
the Board till now, this humble appeal is preferred to Government
for justice and fairplay.

2. REASONS ADVANCED BY THE BOARD;- The first reason
advanced by the Board in favour of Sri. P.Ramanatha Iyyar is that
he is my senior, because he entered service in 1925 and I entered
in 1927.

probationary right. The third reason quoted is that this prior probation was not formally cancelled by the Board, when he was sanctioned leave on loss of pay with permission to, join private service. (X)

3. POINTS IN MY FAVOUR ARE SUBMITTED BELOW FOR CAREFUL CONSIDERATION:- 1. Seniority- It is true that Sri.P.Ramanatha Iyer entered service in 1925 and I in 1927. But he entered as third Assistant on Rs. 85/- whilst I entered as first Assistant on Rs. 100/- This initial difference in rank and pay takes away the seniority claim of Sri.Ramanatha Iyer.

ii. G.O.No. 4519 L & M dated 4--11--35 - clearly lays down, that promotion to Headmastership depends more on qualifications rather than mere seniority and that a pass in the Account Test gives a preferential claim. The said Sri.P.Rammanatha Iyer is only a B.A., L.T., and has not passed the Account Test whilst I am an M.A., L.T., (B.A.History 1922 and M.A.Literature 1926) and passed the Account Test in December 1936. My contention is that this G.O. has been quite ignored by the Board in making promotions. I ask, should not qualifications count at least in Education Department?

iii. Prior probationary right:- Only on this single score has the Board reinstated Sri. P.Ramanatha Iyyar as Headmaster. But this vaunted prior probation has been ceased or terminated by the subsequent orders of the Board itself given chronologically below:-

(a) Memo Roc. A.9. 13374/46 dated 29--6--46
(Enclosure.II) - This sanctions one year leave on loss of pay to Sri. P.Ramanatha Iyyar on the express condition that he should forego all his claims to promotion. Fully accepting this condition, Sri.P.Ramanatha Ayyar joined the private service on 1--7-- 1946.

(b) Roc.A.9. 16577/46 dated 18--8--1946 & Enclosure III)- In pursuance of the above when Sri.K.Krishnan Nair, Permanent Headmaster, Paramakudy applied for medical leave, I was described in so many words as the first probationer and posted as Headmaster. This plainly implies that the prior probationary right of Sri.P.Ramanatha Iyer has been terminated or cancelled by the Board itself.

(c) Roc A.9. 26237/45 dated 2--9--1946 (Enclosure IV) tells the same tale. When a permanent vacancy in the post of Headmaster

arose by the reduction of Sri. S.V.Mahadeva Sastri, I was promoted as Headmaster being the first probationer strictly in accordance with the Board's previous Roc. A.9. 16577/46 dated 18-8-46.

Against my promotion as Headmaster Sri. P.Ramanatha Iyyar appealed But the Board justly rejected this appeal by its following order:-

(X) 03
20/1657/46

(d) L.Dis 21657/46 dated 6--11--1946 (Enclosure V) which declares emphatically that the condition imposed when Sri. P.Ramanatha Iyyar was given leave to join private service, shall stand.

These four orders of the Board itself consistently and correctly take away the prior probationary rights of Sri. P. Ramanatha Iyyar. But, now, strange to say, the District Board goes back back on its own previous orders on account of some unaccountable reason and issues a thoroughly inconsistent and unjust Memo, Roc.A.9. 3335/47 dated 19--6--47, reverting me as Assistant.

(e) Panel of Headmasters in 1947:- According to G.O. 953 (Education & Public Health) dated 30--6--1942, the panel of names for Headmastership has to be drawn up in April of every year. As the said Sri.P.Ramanatha Iyyar was in private service till July 1947, his name should ^{not} ^{found} have ~~find~~ a place in the panel prepared for April 1947. Therefore the District Board acted beyond its powers in promoting Sri.P.Ramanatha Iyyar whose name was not included in the panel for the year.

(f) Communal rotation:- This is the third occasion when a Brahmin is successively posted as headmaster by the Ramnad District Board, the two former occasions being January 1935, when Sri.K.Subramania Ayyar was made Headmaster at Rajapalayam and June 1940, when Sri.S.V.Mahadeva Sastri was made Headmaster at Tiruppattur. For the third time also (July 1947) the Board promotes a Brahmin as Headmaster. In their eyes, to be a non-Brahmin appears a crime, whatever the higher qualifications and original orders may be.

CONCLUSION:- In the light of the facts submitted above,
I beseech the Government for justice. I beg for nothing more.
I humbly pray Government to rescue me from the wild vagaries
and glaring inconsistencies of the Board. I implore Government to
annul the Ramnad District Board's Memo Roc.A.9. 3335/47 dated
19--6--1947 and restore me as Headmaster.

I beg to remain,

Sir,

Your most obedient servant,

M. Annugam Pillai, M.A.

N.M.Board High School
Tiruppattur (Ramnad)

Dated. 19-8-47

An advance copy is submitted direct to Government

Roc.A9/3533/47

ENCLOSURE. I

Ramnad Dt. Board Office at Madura
Dated 19/6/47.

Rao Sahib Sri B.Madhava Rao Naidu, B.A.,
Special Officer, Ramnad Dt. Board & Dt. Collector, Ramnad at Madura.
Memorandum.

Sub:- Secondary Education-Establishment-Sri.P.Ramnathe Iyer
Postings- Ordered

Sri.P.Ramanatha Iyer, B.A., L.T., is posted as Headmaster,
N.M.Board High School, Tiruppattur on his return from leave
reverting the acting incumbent.

Sd. C.Sundaresa Mudaliar
For Special Officer.

True Copy.

Roc A.9.13374
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ENCLOSURE. II.

Ramnad District Board Office,
at Madura Dated: 29-6-1946.

Present: Raja Sri R.Shannuga Rajeswara Sethupathy, M.L.A.,
President, Ramnad District Board at Madura.

Memo.
Sri.P.Ramanatha Iyer B.A., L.T., Assistant Nagappa Maruthappa
Board High School, Tiruppattur, is, granted leave on loss of pay for
one year with permission to seek employment elsewhere.
He is informed that he will forego his claim for the Headmaster's
post that may occur during this leave period.

Sd. S.Abthur.
For President.

True Copy.

M. Shannugam Pillai, M.L.A.
19.8.47

ENCLOSURE. III.

Memorandum of the Vice President, District Board Ramnad at Madura.
Sri.Rao Bahadur R.V.Ramasundaram Pillai, Vice President
in charge under section 23(2)

Roc No. A.9. 16577/46 dated 18-8-1946.

Sub:- Secondary Schools Establishment - Headmaster - Sri.K.Krishna Nair
Leave - Subsitute posted.

Cosequent on the sanction of leave to Sri.K.Krishna Nair,B.A.,
L.T., the Headmaster N.M.Board High School, Tiruppattur, the following
appointments are ordered:-

1.Sri.M.Arumugam Pillai,M.A., L.T., is appointed to act as Headmaster
N.M.Board High School, Tiruppattur. Since he is on medical leave, he
is declared as the first probationer, and the following posting is
ordered without detrimental to his future claims.

2.Sri.S.Thiruchittambalam Mudaliar B.A., L.T., is appointed, to act as Headmaster
Headmaster N.M.Board High School, Tiruppattur. He will be the 2nd
probationer. He will join duty forthwith.

Sd. S.Arthur.
For Vice-President in Charge.

True Copy

ENCLOSURE. IV.

Roc A.9.26237-45

Ramnad District Board Office,
Madura dated 2--9--1946.

Rao Bahadur Sri.R.V.Ramasundaram Pillai
Vice President in charge under section 23(2)
Ramnad District Board at Madura.

Memorandum.

Cosequent on the reversion of Sri.S.V.Mahadeva Sastri, Headmaster, Board
High School, Paramakudi, as Assistant the following transfers are ordered
on public grounds:-

1.Sri.M.Arumugam Pillai, M.A. L.T., assistant Board High School, Kamuthi
to be the Headmaster N.M.Board High School, Tiruppattur. To draw Rs.110
+8

*** *****

Sd. S.Arthur.
For Vice President in charge.

True Copy

M. Arumugam Pillai
19.8.46 M.A.L.T.

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L.Dis. 21657-46

ENCLOSURE .V

Ramnad District Board Office,
Madura dated 6--11--1946.

From

Rao Bahadur Sri.P.Ramdas, B.A., Special Officer,
Ramnad District Board at Madura and Collector of Ramnad.

Memorandum.

Sub:- Establishment - Leave - Sri.P-Ramanatha Iyer, B.A., L.T.,
Claim for Headmaster's Post - Reference His petition dated 19-10-46.

The condition laid down in Memo Roc A.9-13374-46 dated 29-6-46
that he will forego the claim for the Headmaster's post during the
leave period will stand.

Sd. S.Arthur.
For Special Officer.

True Copy.

M. Annamalai Sillai, M.A. 47
19.8.47



4-see
Govt. Secy. to Govt.
12/5/47



Office of the
Director of Public Instruction,
Madras.

ENDORSEMENT R.C. No. 2125 G/47 dated 7th October 1947.

SUB:- Appeal = Sri M. Arumugham Pillai,
Assistant = Secondary Schools = District
Board, Ramnad = Against reversion to the
L.T. cadre from the Headmaster's cadre:

REF:- Government Endorsement No. 74374 G.3/47-1
Education, dated 23rd September 1947.

RESUBMITTED with the enclosures.

2. The name of Sri P. Ramanatha Ayyar, the respondent, was included in the panel of Headmasters for 1945-1946 and he was appointed as Headmaster in January 1946 and thus earned probationary rights from then in the cadre of Headmasters. As the appellant, Sri M. Arumugham Pillai, was not appointed as Headmaster in 1945-46, his name was continued in the panel for 1946-47 and orders appointing him as headmaster for the first time were issued in the President, District Board's Memorandum dated 18th August 1946. Thus Sri P. Ramanatha Ayyar is an earlier probationer in the category of Headmasters and he has a right of reappointment to the Headmaster's cadre in preference to the appellant. Further, the remarks of the Special Officer contained in paragraphs 2 to 5 of his forwarding letter dated 10th September 1947 are correct. Hence there is no case to support the appeal of Sri M. Arumugham Pillai. It may, therefore, be rejected.

R. Ramanatha Ayyar
for Director of Public Instruction.

To

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

KAN.8/10

2/28/10
pp3-9CF

pp3-9CF

p1CF

p17CF

Appeal - Arumugham Pillai, Sri M. Arish -
Sec School - St Bd Ramnad - Against
reduction to L.T. Arsh. Rejected.

- Read: 1) From Sri M. Arumugham Pillai
dt-19-8-46
2) From the S.O. St Bd Ramnad
R.O.C No. A.9/12929/43 dt-16-9-46
3) From the S.O. R.O.C 2125/43 dt-2/10/46

Order / Ms no. 2276 idm dt. 28/9/46

The appeal is rejected.

KK
Sri M. Arumugham Pillai
(address at x on p3 CF)
The S.O. St Bd Ramnad
(with order in dt. 28/9/46)
The S.O.

W
16.5.46

- ① D.D.S. 247/46
1.1.1657/46
E. 1513374/46
C.F. 14.9.3533/46
N.F. 11
2 Service Rules
Ld. 21657-7/46
6-11-46

p17CF

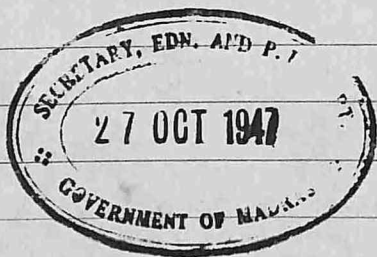
W
16/4/46

Note:- Please see the appeal, preferred
by Sri M. Arumugham Pillai, Senior Arsh,
Bd. High School Ramnad, against the orders
of the St Bd, seeking him as an Arishant
and promoting Sri P. Ramnatha Iyer as
Head-Master, on pp3-9CF. The contents
of the appellant are on pp5-7 CF and the
remarks of the S.O. and the S.O. are on
p1 and p17 CF respectively. As Sri P. Ram-
natha Iyer, the respondent is an earlier
probation in the category of Head-Master
and as he has a right of re-appointment
to the Head-Master's Cadre, in preference to
the appellant, there does not seem to be
sufficient grounds to allow the appeal
preferred by the appellant. The recommendation
of the S.O. and the S.O. (viz. to reject
the appeal,) may be accepted. Subject to
orders the draft order submitted above
is for approval. May be circulated to all.

before is me.

14/10/47
15.10.47

16.8.47 S 16/10/47 (16.10.47) (16.10.47)



15A
22-10-47

BRAND
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