

E. O. P. H.

(1947) Department.

(MS).

SERIES.

G.O. NO. 554 Education.

Dated 20th March, 1947.

[Despatch Abstract.]

Public Services - Education Department - Overstayal of leave
by Officers assuming extensions would be sanctioned - Instructions
Issued - Papers Recorded.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2366	11.12.46					
	2252	23.11.46					
	420	7.10.46					
	1715	5.11.46					
	1040	25.5.46					
	656	26.2.46					
	1012	9.7.45					
	653	1.5.45					

Further Papers.

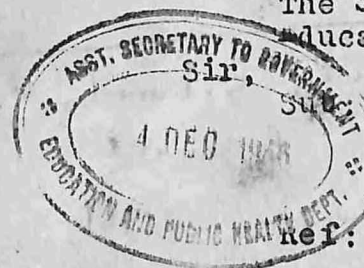
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	717						
	1039						
1517							
12.7.46							

R.O.3823-C.2/46



Office of the
Director of Public Instruction,
Madras, Dated 20-12-1946.

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



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

Sir, M.E.S (Women's Branch, Sargunur, Mrs. G.M., Inspectress of Girls Schools, VI circle, joining report - submitted.

Ref: G.O.Ms.No.2366 Edn dated 11-12-1946. I/34CF

I have the honour to report that Mrs. G.M. Sargunur, Inspectress of Girls Schools, VI circle, Calicut, has rejoined duty on 13-12-1946, as Inspectress of Girls Schools, VI circle, Calicut.

Sargunur
for Director of Public Instruction.

RVR 23/12/-

sol
23/12

Sargunary
M.E.S. - Mrs. G.M. Sargunary, # Inspectress of Girls' Schools - Leave -
Further extension - Sanctioned -
Read:- G.O. 2252 - Edn., dt 28.11.46 b/5 I/3-4 CF
G.O. 2366 - " , dt 11.12.46
From the D.P.I., No. 3823-C2/46, dt 20.12.46 p.1 and

G.O. Rt. No. Edn. dt -
Mrs. G.M. Sargunary, Inspectress of Girls' Schools, Calicut,
is granted a further extension of leave
on average pay for eight days from 5.12.1946,
subject to eligibility.

6/1/47
6/1/47

Note:- [As the officer has already joined duty and the grant of extension of leave is only a post-facto sanction, it does not seem that the order need be published in the Gazette.]
May be cited to #11 (Edn.)

6/1/47
6/1/47
leave is in arrears, because of this
by 7/1/47

Share crisis
Confall

b/5
I/3 CF

no justification to over-ride the D.P.I. The D.P.I. is requested to state whether this period of absence should not be commuted into extraordinary leave or action in any other suitable manner taken.

(M) Edn. and P.H. Dept. (A)
MEMO. No. 79532-A-1, dt 22.1.57

M.E.S. - Mrs. G.M. Sargunary, Inspectress of Girls' Schools - Leave.

Read:- From the D.P.I., No. 3823-C2/46, dated 20-12-1946.

p.1 NF

The latest extension of leave granted to Mrs. G.M. Sargunary expired on 4-12-1946. The further extension which she applied for was refused in G.O. No. 2366-Edn., dated 11-12-1946. This order was communicated to her on 13-12-1946 and she rejoined duty on that date.

There is thus a period of eight days in between, during which the officer overstayed the absence from duty. The D.P.I. is requested to state whether this period of absence should not be commuted into extraordinary leave or action in any other suitable manner taken.

2. The Dir. is, in this connection, also requested to circularise the entire staff of the Edn.

-2-

Dept. that, unless orders of ~~xx~~ extension of leave actually reach the Govt. servant concerned ~~xxxxxx~~ he should rejoin duty on the expiry of the leave for ~~xxxx~~ which there was already sanction and that he has no right to assume that his appln. for extension would be ~~sanctioned~~ ^{allowed} in the normal course and to overstay leave on such a ground.

To the D.P.I.

2 spare copies

DPD in a sealed cover
23.1.47

CONFIDENTIAL

Government of Madras.
Education and Pub. Health Department.

MEMORANDUM No. 79532 - A.1. dated 23--1--1947
**

Sub: MADRAS EDUCATIONAL SERVICE - Mrs. G.M. Sargunar,
Inspectress of Girls' Schools - Leave.
Read: From the Director of Public Instruction,
No. 3823 C2/46, dated 20--12--1946
p.late

b/s
I/305
The latest extension of leave granted to Mrs. G.M. Sargunar expired on 4--12--1946 A.N.. The further extension which she applied for was refused in G.O.No. 2366 Edn. dated 11--12--1946. On communication of this order she rejoined duty on 13--12--1946. There is thus a period of eight days in between, during which she was absent from duty without authorisation. She had no justification to over-stay the sanctioned leave merely because she had put in an application for extension of leave; by her over-stayal she had rendered herself liable to disciplinary action. The Director of Public Instruction is requested to state whether, having regard to that aspect, this period of absence should not be commuted into extraordinary leave under F.R. 85 (b) or action in any other suitable manner should not be taken.

2. The Director is, in this connection, also requested to circularise the entire staff of the Education Department that, unless orders of extension of leave actually reach the Government servant concerned, he should rejoin duty on the expiry of the leave for which there was already sanction and that he has no right to assume that his application for extension would be allowed in the normal course and to overstay leave on such a ground.

M.V. Subramanian,
Secretary to Government.

To

The Director of Public Instruction, Madras.

nav/23.1.

2 spare

Re. No.3054-C2/46.

Office of the Director of Public Instruction
Madras, dated 8.2.47.

From

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



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

Sir,

SUB: Madras Educational Service - Mrs. G.M. Sargunan,
Inspectress of Girls Schools - Leave.

READ: Government Memorandum No.79532 -A1 dated 23.1.47.

I have the honour to state that Mrs. G.M. Sargunan,
Inspectress of Girls Schools, V Circle, Coimbatore, proceeded
on leave from 7.8.46 while she was under orders of transfer as
Inspectress of Girls Schools, VI Circle, Calicut. She was
granted leave till 4.12.46 A.N. in G.O. Ms. No.2252 Edn dated
23.11.46. She was on leave on average pay from 7.8.46 to
4.12.46. Under F.R.105 (b) (i) Mrs. G.M. Sargunan is eligible
for joining time from 5.12.46 to 12-12-46 and she reported for
duty on 13.12.46.

In the circumstances reported above, Mrs. G.M. Sargunan ha
not overstayed her joining time and so the period of her absen
from 5.12.46 to 12.12.46 need not be converted into extraordin
leave under F.B.85(b).

FOR DIRECTOR OF PUBLIC INSTRUCT

P.R.8/2.

9 27/26/2

P.S. to go 100

dp
27/2/47

6 T.M. 4 24.2.47 E + GA (A)

From: The Secy. to Govt.
E + GA (A)

To: The G.P.I.

cf. 6

Ref: - Your letter No. 3054-CP/ub, dated
11.6.47 - P.H.S. 211
Sargines - leave

Please report whether
a circular has been issued as
directed in para 2 of the Govt.

Inced
27/2/47

CP. 5

Remo. No. 79532-A-1 d/- 23.1.47
If so, a copy of the circular may be sent to Govt.

P.H.
20.2.47

20/2/47

20/2/47

Roc.3054 C2/47.

Office of the
Director of Public Instruction,
Madras, Dated 5-3-1947.

From

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

To

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

Sir,

Ref:- Your Post of copy of Telephonic Message, dated
25-2-1947 regarding Madras Educational Service -
Mrs. G.M. Sargumar - Leave.

I have the honour to report that a circular was issued
as directed in para 2 of the Government Memorandum No.7953 A-1,
dated 23-1-1947. A copy of the circular is enclosed.

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

for Director of Public Instruction

m.k.6/3.

PROCEEDINGS OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS
O.No.332 C1/47, dated 29-1-1947.

Sub:- Public Services - Officers on leave should not enjoy
extension of leave without actual sanction - Circular
instructions - Issued.

Head: Government Memorandum No.79532 A.1., dated 23-1-1947.

In a recent case the leave granted to an Officer expired
on 4-12-1946. The extension of leave beyond that date, applied
for by the Officer, was refused on 11th December 1946. On receipt
of the order of refusal, the officer rejoined duty on 13-12-1946.
There was thus a period of eight days in between, during which the
officer was absent from duty without authorisation. In the above
case the Officer had no justification to over-stay the sanctioned
leave merely because an application for extension of leave has been
submitted; for this overstayal the officer has become liable to
disciplinary action.

2. All Officers in the Education Department are informed that, unless orders of execution of leave actually reach the Government servant concerned, they should rejoin duty on the expiry of the leave for which there was already sanction and that no officer has the right to assume that the application for extension would be allowed in the normal course and to overstay leave on such an assumption.

S.R. U. SAVOOR,
Director of Public Instruction

/true copy/

for Director of Public Instruction

H.E.S - Mrs R.H. Sarguner,
Inspector of Girls' School -
Leave.

at bottom of
Sec 18 of prev. page: 2 of 2

1/2

I/2
I/10
I/3

col 1
* D.P.I. did not have
sent it by post
on 12-12-46

p

The original leave was to expire on 12-12-46 A.M. The
inspector applied for a further extension on 24-11-46. The
D.P.I. did not recommend the extension and the Govt. accordingly
refused it. The order refusing the leave was despd. on 11-12-46,
i.e., after six days after the leave expired. It would have
reached the officer only on 13-12-46 - on which date she joined
duty. As the Dir., while recommending to Govt. the refusal
of the leave, did not inform the officer of his adverse recom-
mendation, and therefore she was naturally expecting that the
extension would be sanctioned in the normal course and ^{therefore} continued to
remain "on leave". The period was exceeded, not due to the
officer's fault, but rather owing to the unavoidable delay in
passing orders on her appln. and communicating them to her.

P.P.
7.1.47 / km
7/1/47

8/1/47

M

P- I am afraid to
is a shame the
proposition. As the
have trouble
has actually have
duty to leave for which
was entering the
leaving of the

2/1/47
 No office to the right
 to assume the office for extension
 "has to be sanctioned in the normal course"
 & to overstay leave on such a point.
 Will you please refer to any
 rule or precedent for your proposition?

W
 5/1/47

There does not appear to be any rule or instruction on the point.

But, pl. see the follg. 2 of some of the previous cases:

- (1) Sri D. Ramayya: G.O.'s 656-Edn., 26-3-46 - "W"
 1040-Edn., dated 25-5-46 - "P"

The first instalment of leave expired on 1-5-46. He applied for an extension on 15-4-46 - which was sanctd. on 25-5-46.

- (2) Sri S. Murugesu Mudr.: G.O.'s 693-Edn., dated 1-5-45 - "u"
 1012-Edn., dated 9-7-45 - "g"

The leave granted to him in the first instance expired on 5-7-45. Before its expiry - i.e., on 19-6-45, he applied for a month's extension - which was sanctd. on 9-7-45.

If "M" above is applied, Sri Ramayya should have rejoined duty on 1-5-46 and Sri Mudr. on 5-7-1945 and should not have availed themselves of the extensions - as

before the dates mentioned, they had not actually recd. orders of sanction. The only point of difference in those cases is that the D.P.I. recommended the extensions; as the extensions were sanctioned, the question of over-stayal did not crop up at all.

2. If, notwithstanding the remarks above, it is considered that Mrs. Sargunar is to be treated as absent from duty for the period of 8 days, attention is invited to F.R. 8 (b) - under which the Govt. has the power to commute retrospectively periods of absence without leave into extraordinary leave (i.e., leave without allowances).

Subd. for orders.

That is
 so; but
 they have taken
 the risk.
 W
 2
 9 to 10
 10/9/47
 be asked whether
 action is taken
 of the over-stayal
 should not be 12-1-47
 taken in this manner,
 or any other suitable
 manner. W

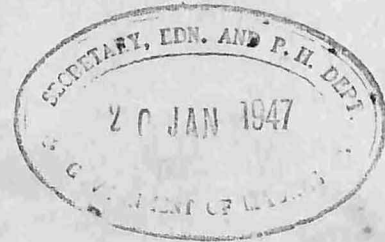
15/1/47 S

W
 16/1/47 (L)

I agree with the Secretary E.P.H.
 And to make things clear for the future
 circulars may be issued by the D.P.I.
 that leave needs sanction of leave to
 be received, officers must join duty
 on the appropriate date

TSA

20-1-47



A draft Memo. is subd.

21-1-47
 21/1/47
 21/1/47 S
 21/1/47

79532-A
12/3/47

~~For orders as to when to H.M. (Edn.)~~

(Issued as Memo.No.79532-A-1, dated 23-1-1947.)

From the D.P.I., No.3054-C2/46, dated 8-2-1947.

The D.P.I. reports that the period of 8 days need not be converted into extraordinary leave, since the officer was eligible for joining

time (of 8 days), she having proceeded on leave while she was under orders of

transfer from Coimbatore to ~~Palghat~~ ^{Calicut} and having, on the expiry of the leave, joined

duty at Calicut. In view of this report, no action ~~is~~ ^{is} necy. The papers may

be put away.

PM
19/2/47 S

He is in the
Circular?

W-4

Subd. that the circular was issued by the D.P.I.,

on 23.1.47 - vide p. 8 of

PM
8.3.47 S

A - yes.

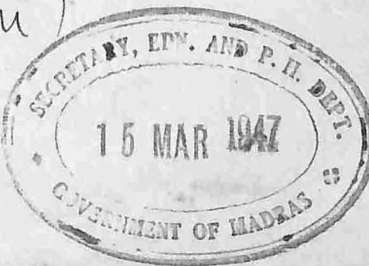
my Dec - for
in function.

W-4
11/8/47
PM (Edn.)

the papers may be

"Recorded" as

Seen
15.3.47



G.O. (M.) NO 554 Edn.

20-3-47

Abstract:-
Public Service - Edn. Dept. - Overstay of leave
by officers assuming extensions will be sanctioned
Instructions - Other Papers recorded

PM
15.3.47 S