

L. & P. H.

(194 7) Department.

Mis. SERIES.

G.O. NO. Ms.971 Edr.,

Dated the 10th May 1947.

[Despatch Abstract.]

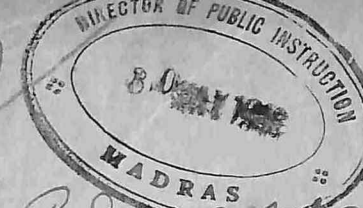
Petition - P.K. Lakshmi Kuttý, Narasiar, Retired Music mistress, Board
Moyan Girls High School, Palghat - Enhancement of pension - Orders passed.

Back Papers.

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

Further Papers.

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



From MADRAS
P. M. Kuttu Marasiasar,
Late Music Teacher,
MADRAS Board Moyan Girls' High School, PALGHAT.

To,
The Director of Public Instruction, MADRAS.

Respected Sir,

I was employed as Music Teacher in the Board Moyan Girls' High School, Palghat, South Malabar, from 1-8-1919 to 29-7-1943 when I retired from service. In a communication dated 1-8-1944, the Malabar District Board informed me that my pension had been fixed at Rs9/- per mensem. Finding that my pension had been fixed at a ^{figure} ~~figure~~ much below the one I was all along hoping to get, I appealed to the Account General, Madras, on 12-8-1944. The Accountant General in his communication P.V.L.21 ⁴³⁻⁴⁴ -1625 dated 24-8-1944 informed me that only an anticipatory pension of Rs9/- had been sanctioned pending receipt of relevant records from the President of the Malabar District Board, and that a final pension would be sanctioned on receipt of the President's reply. I was finally informed in communication No. ~~A. 15038~~ dated 13-11-1945 that my pension had been fixed at Rs 12-4-0- per mensem. Against this I beg to appeal to you.

The Board Moyan Girls' High School was taken over by the District Board in 1919 and I was appointed to the Music Teacher's place then newly created, and I held that post without a break till the date of my retirement in 1943. I was confirmed in the post only in 1931. What caused this long delay in my confirmation is not known to me, but because of this late confirmation I am now deprived of 12 years of service for purposes of pension. I understand that under Government Rules acting service in a substantive post counts for pension. If this is so I am entitled to a pension of 24/60 on my substantive pay of Rs46/-. It was on this ground I made my appeal to the Accountant General and his reply led me to believe that the position I had taken up was a valid and sound one. It only required that relevant records concerning pensionary contributions in respect of my unconfirmed period of service, from 1-8-1919 to 22-3-1931 ~~from~~ should be received from the office of the Malabar District Board. Now I understand from the Accountant General's letter that the District Board began to make pensionary contributions on my behalf only from 1928 onwards and none for my earlier period of service, 1919-1928, and, therefore, I have been sanctioned only a proportionate pension. I do not know why the Board did not make any contributions for the period 1919 to 1928. I was always under the impression that I was entitled to count this period of my service also for purposes of my pension. It was through no fault of mine that the Board failed to make the necessary contribution.

and I beg to submit that a poor old woman like me should not be made to suffer on account of any omission on the part of the Board. I need not dwell at length on the hard times through which I am passing. You can well imagine the sad plight of a poor old woman if her pension, on which she depends for her existence, is reduced as low as the amount that has been sanctioned now. In these circumstances I beg you to give consideration to the facts set forth above and I humbly plead for whatever kindness that may be in your power to bestow on me. I request to be excused for the trouble I am causing to you.

Dated
12.2.46

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

മി. എ. ലക്ഷ്മി നാരിയനാട്ടൻ

N. Dis. 11126/46.

Retransmitted.

2. The petitioner was the music teacher in the Board Moyan Girls' High school, Palghat, from 1-8-1919 to 29-7-1943. The post was originally a temporary one, and it was made permanent in G.O.No.1184, L.M., Mis., dated 23-6-1921. A sum of Rs.41-2-0 per mensem towards pensionary contribution on behalf of the pensionable establishment of the school continued to be paid but it was subsequently noticed that this amount did not include any contribution for the post of the music teacher from 1-8-1919. The Accountant General when addressed in another similar instance as to whether arrears of pensionary contribution can be remitted to qualify the teacher for pension for past service has stated that payment of arrear contribution for rendering past service qualifying for pension is not permissible. When the scales of pay of the teachers were revised with effect from 1-4-1927, the contribution payable on the revised rates for all the teachers ~~was revised with effect from 1-4-1927~~ teachers including the petitioner from 1-4-1927 was calculated and paid. The late confirmation of the teacher has not in any way affected her pension for the period from 1-4-1927 to 1931. Pension at Rs.12-6-0 was sanctioned to her for her service from 1-4-1927, i.e. the date from which pensionary contribution was paid for the post. A copy of the Accountant-General's No. P.V. 1.21-1437-2286 dated 13-11-45 sanctioning the pension is enclosed.

Malabar District Board Office,
Calicut, dated 25th May, 1946.

K.M.V.21.5.

President.

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

R. C. No. 452-G/46.

Dated June 1946.

Subject.

Pension--P.K. Lakshmiikutty Marasiar, Retired Music
Teacher--Board Moyan Girls' High School, Palghat--District
Malabar.



Reference;
Petition dated 12.2.1946 from P.K. Lakshmiikutty Marasiar
N. Dis. No. 11126/46 dated 25.6.1946 of the
President, District Board, Malabar.

Submitted.

33635

2. The petitioner, P.K. Lakshmiikutty Marasiar was the
music mistress of the Board Moyan Girls' High School, Palghat
under the District Board, Malabar. She served there from
1.8.1919 to 29.7.1943 when she retired from service. She is
eligible for pension under Article 804 of the Civil Service
Regulations. She was first granted an anticipatory pension
of Rs. 9/- per mensem and then her pension was fixed by the
Accountant-General, Madras at Rs. 12-4-0 per mensem. She feels
that her pension has been cut down to a large extent in
that she is entitled to a pension of Rs. 24 x 46 or Rs. 18-6-0

per mensem. She has therefore petitioned for an increase in
her pension.

3. It is reported that the pensionary contribution in
respect of the post of music teacher in the school was not
remitted from 1.8.1919 to 31.3.1927, that it was only on
1.4.1927 that this defect was noticed and that it was paid from
only on 1.4.1927 that this defect was noticed and that it
was paid from 1.4.1927 onwards. It is also reported that the
Accountant-General, Madras has stated that payment of
arrear contribution for rendering past service qualifying
for pension is not permissible. But I consider that the
mistake in not paying pensionary contributions is not one
of the petitioner's making and that she should not therefore
be penalised for this for no fault of her own. It may be
pointed out in this connection that in the case of Sri T.B.
Embursari of the Board High School, Bhadrachalam, a pension
of Rs. 15-13-0 in consideration of his qualifying service of
over 19 years was granted in G.O. No. 891-Finance (Pension)
dated 3.8.1945 though no pensionary contribution was
adjusted on his behalf.

4. In these circumstances I recommend that Government
may be pleased to grant P.K. Lakshmiikutty Marasiar a pension
in consideration of her service of 24 years.

For Director of Public Instruction.

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

Rs. 21-6.

May be sent to Finance (Pen) no. for
consideration.

ksk
28/6/46

28/6/46 Fin (Pen)



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2/7/46

BS
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2/7

P.V.

GENERAL DIARY NO.	G M2178
FILE OR CASE	
DISPOSAL INITIALS OF THE SUPDT. WITH DATE.	

Education and Public Health Department,
Secretariat.

Encl. no. 33635-2 B1. Edu dated 13.7.46

Referred to the Accountant General

for remarks.

A. R. Subramanian
Assistant Secretary to the Govt.

To

The Accountant General,
Madras.

No. P.V. 1317 Office of the Accountant General,
Madras, Dated 18-8-1946.

To

The Director of Public Instruction,
Madras.

Sub:- Pension - P.K. Lakshmikutty Marassiar, Retired Music
Mistress, Board Moyan Girl's High School Palghat -
Revision - Petition to Government.

Sir,

In paragraph 2 of your endorsement R.C. No. 452-G/46, dated 20-6-46 submitting the petition of P.K. Lakshmikutty Marassiar, late Music Mistress of the Board Moyan Girl's School, Palghat to Government, it is stated that she is eligible for pension under Article 804 C.S.R. In paragraph 3 of the endorsement the case of Sri. T.B. Embarsuri of the Board High School, Bhadrachalam has also been cited in support. But it is seen from the records of this office that the posts of teachers in the Board Moyan Girl's High School are pensionable under Article 802 C.S.R. and contributions for pension are being recovered. The authority for stating that the service of the petitioner is pensionable under Article 804 C.S.R. and the following particulars may be furnished.

- (i) whether the girl's High school was ever under the control of Government and then transferred to the management of the District Board, Malabar.
- (ii) The date from which the school was transferred to the control of the District Board.
- (iii) The particulars of the staff transferred with the school to the District Board.
- (iv) whether the petitioner was appointed while the school was under the control of the Government.
- (v) If she was not a permanent Government servant of the school at the time of transfer of the school to the control of the Board, the reason or any special orders for treating the service as pensionable under Article 804 may be stated.

(vi) If the service of the staff is pensionable under Article 804 C.S.R. it may be stated why pensionary contribution is being paid to Government in respect of the staff under Article 802 C.S.R.



Sd/-
Asst. Accounts Officer.

P.V. No 1318

21-8-46

Copy forwarded to the Secretary to the Government of Madras, (Education and Public Health Department) for information with reference to endorsement No. 33635-2-B.1. Tdn., dated 13-7-'46.

Sambamurti Appa
Asst. Accounts Officer.

E 2 P H (B1)

Pl. see the copy of the A.C.'s reply to the D.P. 2 in connection with the file sent in original with Govt. End. no. 33635-2-B.1 Tdn. d. 13.7.46.

The A.C.'s final reply may be awaited till 26.9.46

1000
26/8/46
1200
26/8/46

27/8/46

PV.L.21-1457-2167
43-46.

Office of the Accountant General, Madras
Dated 9th November 1946.

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

Sub: Pension of P.K. Lakshankutty Narasim, late
Music Mistress, Board Noyan Girls' School,
High School, Palghat.
Ref: Government Endt. No. 33635-2-B.1 dated 13.7.46
referring for remarks Director of Public
Instruction's Endt. No. 452-G-46 dated
20.6.46 submitting to Government a petition
from P.K. Lakshankutty Narasim

Returned with the following remarks.

2. The petitioner was eligible for pension under
Article 802 C.S.R. and not under Article 804 C.S.R.
Letter RC.No.4646 G1/46 dated 22-10-46 from the Director
of Public Instruction, Madras in reply to this office
letter No.P.V.No.1317 dated 18.8.46 is enclosed. The
reference to the case of Sri T.B. Babarsuri in para 3
of Director of Public Instruction's endt. is not also
correct as it was governed by Article 804 C.S.R. and not
802 C.S.R.

3. As no contribution for pension for the period
of service prior to 1.4.27 was paid by the District
Board, the service upto 31.3.27 has not been counted
as qualifying service.

4. The petitioner will be eligible for a pension
of Rs.18-6-0 per annum only

(i) if Government decide to treat the service
from 1.8.19 to 31.3.27 as a special case, as qualifying
service in relaxation of the rules

(ii) if the recovery of pension contribution is
either waived or if the District Board is called upon
to pay the arrears and

(iii) if a deficiency of 1 day to make up 24 years
is condoned.

Encl. 4 letters.

Rsp.

Sambamurti Appa
Assistant Accounts Officer.

Copy of letter No. PC.No.4646/G1/46 dated 22.10.46 from the Director of Public Instruction, Madras.

Sub:- Pension - P.K. Lakshmi Kutty Marassiar - Retired Music mistress - Board Moyan Girls' High School, Palghat District Board, Malabar.

With reference to your letter No. P.M. No. 1317 dated 18.8.46 I have the honour to forward herewith a copy of the letter L. Dis. No. 32341/46, dated 9.10.46 from the President, District Board, Malabar furnishing the particulars required by you.

In the circumstances now stated by the President, District Board, the statement made in para 2 of the Director's endorsement No. 452 G/46, dated 20.6.46 that P.K. Lakshmi Kutty Marassiar was eligible for pension under Article 804 of the C.S.R. is not correct, and it may therefore be kindly treated as cancelled.

Copy of letter No. L. Dis. 32341/46 of the President, District Board, Malabar.

The information required by you is furnished below

(i) Sri P.K. Lakshmi Kutty Marassiar was not transferred to the school from Government Service and she was therefore eligible for pension under Article 802 C.S.R.

(ii) The school was formerly a Government Elementary school and it was transferred to the Board from 1.10.1917.

(iii) It was transferred to the Board from 1.10.1917

(iv) the following staff were transferred to the District Board with the school:-

1. Mrs. Daniel 2. Josephine Elias 3. E. Mantody.
4. Subramania Iyer 5. K. Mensel 6. Alice Maud David and
7. Maul Esther Shabers.

(v) Sri Lakshmi Kutty Marassiar was appointed after the school was taken by the Board.

(vi) and (vii) Her service was pensionable under Article 802 C.S.R. and not under Article 804 with reference to G.O. No. 1184 I.M. No. dated 20.6.1921.

True copy/

ksp.

P. Sundaram
superintendent.

Pension - P.K. Lakshmi Kutty Marassiar Retired
Music Mistress - Board Moyan Girls High School
Palghat - Request for enhancement of pension

From the DP 3 RC no 452 G/46 & 30.6.46

From the A.G. no G.O. L. 21.1439 - 2167 & 9.11.46
43.46

Memo 33635/46 - M-3-Edr & 29/11/46

Referred to the DP 3 for remarks with reference to para 4 of the letter from the AG cited above. He is requested to ascertain whether the District Board Malabar is willing to pay the arrears of pension of contribution due referred to in this case.

27.11.46

29.11.46

The DP 3 with
cf in ngl bhe
retd with reply

43 10/5
 Petition-P.K.Lakshmi Kutty ~~Marasiar~~ Retired music mistress,
 Board Moyan Girls High School, Palghat-Enhancement of pension
 Orders passed.

19/12/46 From Srim. P.K. Lakshmi Kutty Marasiar dated 12-2-46.

13/3/46 From the President Dt. Bd. Malabar, N.Dis. 11126/46 d.25-5-46.

14/5/46 From the Director of Public Instruction, 452-G/46 d. 20-6-46.

and R.C. No. 4646-G1/46, d.27/2/

11/7-9/46 From the Accountant General, No. P.V. Mis. 1317 dated 18-8-46.

and P.V.L. 21-1437²¹⁶⁷-dt. 9-11-46.

Order.(Ms.) No. 971 Edm. dated 10.5.47

The Govt direct that the service of Srimathi
 K.Lakshmi Kutty Marasiar retired music mistress, Board Moyan
 Girls High School, Palghat, from 1-8-1919 to 31-3-27 be treated
 as qualifying for pension as the Malabar Dt. Bd. has since
 agreed to pay the arrears of contribution for pension for that
 period. They also condone the deficiency of one day to make up
 her qualifying service to twenty four years. ^{the pension you} ~~so that she may be~~
~~eligible for a pension of Rs.18-6-0 (rupees eighteen and~~
~~annas six only) per mensem instead of Rs.12-4-0 per mensem as~~
 already fixed by the Accountant-General, Madras.

To

The S.O. Dt. Bd. Malabar ✓

The D.P.I. ✓

The A.G.(thro' Finance) ✓

Copy to Finance. ✓

The petitioner thro' the ✓

S.O. District Bd. Malabar.

One spare copy.

Depo
 12/5

R.C.No. 4646 G.1/46.

Madras, 27th February 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

Sir,

Sub: District Board, Malabar - P.K. Lakshmi Kutty Marasiar
Retired Music Mistress- Board Moyan Girls' High school,
Palghat - Pension of -

In resubmitting herewith the papers referred to me for remarks with Govt. Memo No. 33635/46-B1-3 Edn., dated 29th November 1946, I have the honour to state that I have no objection to Government treating the service from 1-8-1919 to 31-3-1927 put in by P.K. Lakshmi Kutty Marasiar as qualifying service, as a special case and to their condoning the -- deficiency of one day.

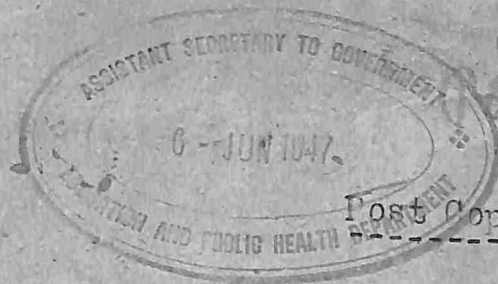
2. The Special Officer, District Board, Malabar reports that the District Board has no objection to paying arrear contributions.

For Director of Public Instruction.

P.R.K. 28/2/47



28/2/47



Office of the Accountant-General,
Madras, Dated the 5th June 1947.

Post Copy of Telephonic Message.

Subject:- Petition of P.K. Lakshmikutty Marasiar,
retired Music Mistress, Board Hoven Girls'
High School, Palghat - enhanced pension -
Orders passed.

Reference:- G.O. Ms.No.971, Mdn. (E. & P.H.) d/-10-5-47

In the above Government order it is stated
that the service of the retired Music Mistress from
1-8-1919 to 31-2-1927 should be treated as qualifying
service for pension. Evidently the entry 31-2-1927 is
a typing mistake for 31-3-1927. Please confirm.

Boice Nalor
Assistant Accounts Officer.

To the Secretary to the Government of Madras,
Education and Public Health Department,
Madras-9.

(57) 1413

#18/ ~~g. m. d. s. f. o. r. s.~~

EDH(B)

Petition- P.K. Lakshmi Kutty Marasiar - Retired Music Mistress
Board Moyan Girls High School Palghat - Enhancement of
pension

Fd.
15

go. no 971 Edu d 10.5.47

From the A.G. Post copy of T.M. 85-6-47

Memo No. 47538 B/47 - 1 - Edu. 86-6-47.
The A.G. is informed that his presumption
that the entry 31.2.1927 in the Extracted above is a
typing mistake for 31.3.1927 is correct

has
15/6/47

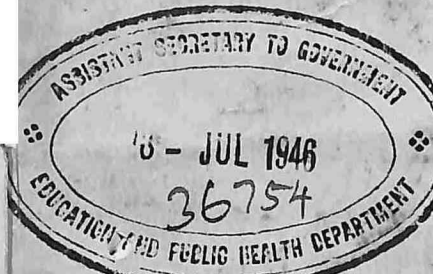
del
16/6/47

To

2cc AG
DPD
SO. P. & Malabar
copy to P. through SO. Malabar

Who is responsible for this silly mistake.
Send extracts to concerned to
make an explanation of these contents.
16.6.47

16/6/47
K.B. 25/6/47
Extinction of
for definite action.



E. & P.H.
KINER (EX-PENSION)
Pension - P.K. Lakshmi Kutty Marasiar, retired
Music Mistress, Board Moyan Girls' High School, Palghat -
Request for enhancement of pension.

May be sent to Finance (Pen.) u.o. for considera-
tion.
T.B.S./ 29-6-44.

Finance (Pen.)

The case relates to the petition from P.K. Lakshmi Kutty
Marasiar, retired Music Mistress, Board Moyan Girls' High
School, Palghat, for ^{grant of} an enhanced pension in consideration
of her service of 24 years, in lieu of the pension of Rs 12-4-
fixed by the Accountant General. The remarks of the D.P.I.
are on page 7 CF. E.P.H. Dept. have transferred the file
to this Dept. for consideration.

2. It is submitted that all requests for the grant of
pensionary concessions are dealt with in the administrative
departments concerned, Finance being consulted where neces-
sary - please see para 2 of Finance Note in Ct.No. 33448 Pen.
of 1946 extracted at flag (K). The case may be returned to
E.P.H. for disposal. They may be requested to obtain the
remarks of the A.G. in the first instance, as the A.G.
will be in a position to state whether the
claim of the petition is admissible under
the rules. (The pension in this case was not
sanctioned by Govt.)

6/7/46.

Fin No 36614 Pen-1
6.7.46.

6/7/46

EPH.

E & P.H. (CA)

Pl. see the finance note above. As suggested
by that dept. a draft Enst. to the A.G. is submitted
for approval at p 8 cf.

has
11/7/46
has
11/7/46

12.7.46

[Enst no 33635 - 2 B1 Edu 13.7.46.]

From the A.G. P.O.L. 21-1437-2167/43-46 & 9-11-46.

Please see the remarks of the A.G. on p.9 of. They may be communicated to the D.O. and he may be asked to submit his recommendations with reference to para 4 of the A.G.'s letter. He may also be requested to ascertain & report whether the Malabar D. Bd. is willing to pay the arrears of pension contribution. A draft memo is submitted below for approval.

for 29.11.46

(previous notes need not be read)

[Issued as memo No. 33635 D1/46-3. Edu. & 29-11-46]

G.O. No. 17007. D1/47 from the D.P.G.; R.C. No. 4646. G1/46 & 27-2-47. P.13 of.

Please see the petition from Srim. K. Lakshmi Kutty Marasiar, retired music mistress, Board Moyan Girls' High School, Palghat at p.p. 1-2 of.

She has requested that in consideration of her service of 24 years, she may be granted enhanced pension in lieu of the pension of Rs 12-4-0 fixed by the Accountant General.

The reason for fixing her pension at a figure lower than that she expected was that the service of the mistress from 1-8-1919 to 31-3-1927 was not taken into account for the purpose of pension as the pensionary contribution in respect of that period was not remitted by the D. Bd. It was only on 1-4-1927 that this defect was noticed, and the pensionary contribution was remitted from that date.

The arrears of pensionary contribution could not be paid by the D. Bd. as the A.G. stated that such payments were not permissible as per article 802 of the G.S.R. The Director is of opinion that as the non-payment of the pensionary contribution is not due to any fault of the petitioner, she should not be penalized on that account.

The A.G. has stated that the petitioner will be eligible for a pension of Rs 18-6-0 per annum if her service from 1-8-1919 to 31-3-27 is treated as qualifying service for the purpose of pension.

- (2) if the remedy of the pension contribution is either waived or the D. Bd. is called upon to pay the arrears and
- (3) if a deficiency of one day to make up 24 years is condoned.

The D.O. has been reported that the D. Bd. is willing to pay the arrears of pensionary contribution and that he has no objection to items (1) & (2) above. In the circumstances stated the petitioner may be permitted as a special case to draw a pension of Rs 18-6-0 per annum by treating her service from 1-8-1919 to 31-3-1927 as qualifying service and by condoning the deficiency of one day in her service. This Dept. may agree with the D. Bd. The file may be sent to Finance for remarks.

E.P.H. No.

33635. D1/46

17-3-47

14-3-47

14-3-47

for 15-3-47

Fin (Peer)

Please see the note of EPH Deptt. from 'X' on p. 2 above.

As the Malabar District Board has agreed to pay the arrears of pension contribution this Deptt. may agree, as a special case, —

(1) to treat her service from 1-8-1919 to 31-3-1927 as qualifying; and

(2) to condone the deficiency of one day to make up the qualifying service to 24 yrs. The case may be referred to EPH who may be requested to take note in circulation including H.M. Finance.

CSK 25-3-47

of Govt. Secy (P)

24-3-47

24-3-47

24-3-47

24-3-47



E & P.H. (B1)

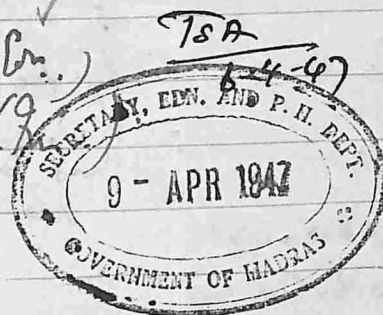
The case relates to the petition from P.K. Lakshmi Kutty Marasiar retired Music Mistress Board Moyan Girls' High School, Palghat, for the grant of an enhanced pension in consideration of her service of 24 years in lieu of the pension of Rs 12-4-0 fixed by the Accountant General. In fixing the amount of pension the Accountant General did not take into account the period of service of the mistress from 1-8-1919 to 31-3-1927 as no pensionary contribution was remitted by the D. Bd. for the per-

The Malabar District Board has since agreed to pay the arrears of contribution.

It is proposed to treat the period of service from 1-8-1919 to 31-3-27 as qualifying for pension and to condone the deficiency of one day to make up the qualifying service to 24 years so that the petitioner may become eligible

for a pension of Rs 18-6-0 per mensem. Finance have agreed to the proposal.

The file may now be circulated to H.M.(Edn) and H.M.(Finance)



A draft order is dated below for approval.
~~Finance may see before issue.~~

W
6.5.47