Scott II-27—58,004—4-11-46.

E. & P. H. (194 7) Department.

Mis. SERIES.

G.O. NO. Ms.985 Edn.,

985

Dated the 12th May 1947.

[Despatch Abstract.]

Madras Educational Service - Ranganatha Mudaliar, Sri Rao Bahadur V.R., - Declared to have completed probation confirmed in the post of Deputy Director (Finance) - Relaxing General Rule 25(1).

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Departm
1145	760			2055		
3244			19.5.42	4.5.43		
1891 Rev.	402			4220		
20.7.45			3.7.42	16.10.38		
17826						
16.9.45						

Further Papers.

G.O.	No.	Department.
1115		
2659		
2601		
6729		

Office of the Director of Public Instruction, Madras.

Cl. O.C. No. 38/45 dated the 14th August 1945.

SUB:- Madras Educational Service - Vacancy in the post of Deputy Director of Public Instruction (Finance) - Proposals for filling the post substantively.

.....

The post of Deputy Director of Public Instruction (Finance), which was borne on the Indian Educational Service cadre was abolished and relegated to the Madras Educational Service with effect from 15th April 1940, consequent on the retirement of Mr. H.F. Saunders from the Indian Educational Service--vide: D.O.No.39138 A-Education, dated 4th December 1942 from the Assistant Secretary to Government, Education and Public Health Department, addressed t the Deputy Director of Public Instruction (Personnel). Since then the post is substantively vacant. The question of filling the post substantively has to be taken up as the following two officers are awaiting confirmation in the higher posts in the Madras Educational Service.

(1) Sri V.R. Ranganatha Mudaliar:
Permanent District Educational Officer and Offg. Divisional Inspector of Schools, Coimbatore Division.

and

(2) Sri T. Suryanarayana:
Permanent Principal, Government Arts College, Rajahmundry, and Offg. Deputy Director of Public Instruction (Finance).

The question now to be decided is as to which of the above two officers has to be confirmed as Deputy Director of Public Instruction (Finance) in the circumstances stated below:

2. The posts of Deputy Directors of Public Instruction and Divisional Inspectors of Schools belong to Categories 1 and 2 respectively in Class II of the Madras Educational Service. Prior to 1-4-1942, the posts of Divisional Inspectors carried a higher scale of pay than those of Deputy Directors of Public Instruction in the Madras Educational Service. Except for the special pay of Rs.50/- per mensem attached to them, the posts of Deputy Directors were on the same scale of pay as granted to the District Educational Officers. The appointment of a Deputy Director as

Divisional Inspector of Schools was, therefore, a promotion and the officer so promoted was required to undergo the prescribed period of probation in the post of Divisional Inspector. In G.O.No.621 Ms. Education, dated 4th May 1942, the posts of Deputy Directors and Divisional Inspectors were placed on the same scale of pay of Rs.600-100/2-100 with effect from 1-4-1942. The late Director also accepted the suggestion of the Government that when District Educational Officers were promoted as Deputy Directors they should be placed on probation for a period of two years, just as in the case of District Educational Officers promoted to the posts of Divisional Inspectors - vide: Director's letter to Government C.No.340-C/42, dated 11th February 1942. Ever since 1-4-1942, the posts of Deputy Directors and Divisional Inspectors are on the same scale of pay and are treated as interchangeable, i.e., Divisional Inspectors are transferred as Deputy Directors and vice versa.

3. Sri V.R. Ranganatha Mudaliar, while he was serving as a District Educational Officer was transferred as Deputy Director of Public Instruction, Madras, with effect from 26-2-1940. While officiating as Deputy Director he was promoted to officiate as Divisional Inspector of Schools, Madras North Division (now Anantapur Division) with effect from 10-3-1942. When the vacancy in the post of Divisional Inspector ceased, Sri Ranganatha Mudaliar was re-posted as Deputy Director of Public Instruction, Madras, and he joined duty on 16-5-1942. At this time the posts of Deputy Directors were no longer on the scale of pay of District Educational Officers but were on the scale of pay of Rs.600-1,000, i.e., on a par with the posts of Divisional Inspectors of Schools.

4. Sri T. Suryanarayana, permanent Principal, Government Arts College, Rajahmundry, was promoted as Deputy Director in G.O.No.Ms.760, Education, dated 19th May 1942 and he joined duty on 23-5-1942 A.N. Except for a short period of leave, Sri T. Suryanarayana has been continuously officiating as Deputy Director and he was declared to have satisfactorily completed his probation

in the category of Deputy Directors on 22-6-1944 - vide: G.O. No.Ms.1149, Education, dated 3rd August 1944.

5. According to Rule 25(a) of the General Rules for Provincial and Subordinate Services, the senior-most approved probationer in the category has to be confirmed in the post. While Sri T. Suryanarayana has been declared to have satisfactorily completed his probation in the category of Deputy Directors, Sri V.R. Ranganatha Mudaliar has not actually been declared to have completed his probation either in the category of Deputy Directors or of Divisional Inspectors. As already pointed out, Sri Ranganatha Mudaliar served as Deputy Director for over two years when the post was on a lower scale of pay, i.e., from the 26th February 1940 to 31st March 1942. It may also be stated, in this connection, that the late Sir Meverel Statham did not consider it necessary that Sri Ranganatha Mudaliar should run a fresh period of probation as Deputy Director and ordered that his name should be deleted from the Return of Probationers in the Madras Educational Service for the half-year ending 30th June 1944, submitted with the Director's letter Cl. No.43/44, dated 21-10-1944, although his name had been included in the previous returns. Under these circumstances, I solicit the orders of Government as to the person, either Sri T. Suryanarayana or Sri V.R. Ranganatha Mudaliar, for whom proposals for confirmation as Deputy Director of Public Instruction (Finance) may be submitted.

Director of Public Instruction,
Madras.

To

M.V. Subramanian, Esq., I.C.S.
Secretary to Government,
Edn. & Pub. Health Department, u.o.

E & P.H. Dept

Papers required for the disposal of this file are put up in another file with Proc. Secy. This may l.o. till that file is returned by the Govt in the latter are available.

23.8.45

E. & P. H. (A)

T.M. By post

D/- 15-9-45.

29/17/9

(X) 4

From: The Asst. Secy., E. & P. H. Dept.

To: The Dy. D.P.I.

Ref:- Director's U.O. Note cl. 38/45, dated 14-8-45 — Filling the post of Dy. D.P.I. [Fin.] substantively.

Kindly send copies of the following as the originals are not available in the Secretariat:—

(1) My D.O. 39138-A-1-Edn., d/- 4-12-42 to the Dy D.P.I (personnel)

(2) Govt Memo. 14997-A-3-Edn. d/- 30-7-41 (referred to in Director's letter C.340-C/42, dated 11-2-42).

~~Please also say whether the transfer of Sri V.R. Ranganathan as Dy. D.P.I. from~~

Refers to in para 1, p.1 cf.
Govt Memo. 14997-A-1, d/ 8-5-41
Director's letter R.C. 1048-C/41, d/- 16.6.41.
F/1 cf.

26-2-40 was made under Govt.'s orders and, if so, refer me to the No. & date of the G.O.

14.5.45

P/A 1 & para 3, p. 2 c/f

Ar

3.9.45 K 13.5.45

OFFICE OF THE
DIRECTOR OF PUBLIC INSTRUCTION,
MADRAS, DATED 20 SEPTR., 1945.

Telephonic Reply (By Post).

From The Deputy Director of Public Instruction, Madras.

To The Assistant Secretary to Government, Education & Public Health Department.

Reference: Your Telephonic Message dated 17-9-1945 - p.5 ante

4193.

***

Copies of the following communications are sent herewith, as desired.

(1) D.O. letter No.39138 A.1 Education, dated 4-12-1942 from the Assistant Secretary to Govt., Edn. & Public Health Dept.
(2) Government Memorandum No. 14997 A.3 Education, dated 30-7-1941.
(3) Government Memorandum No.14997 A.1, dated 8-5-1941; and
(4) Director's letter R.C.No.1048 C/41, dated 16-6-1941.

20.9.45

DEPUTY DIRECTOR OF PUBLIC INSTRUCTION

I (6) 6 9

Copy of D.O. letter No.39138-A-1-Edn, dated 4th December 1942 from the Assistant Secretary to Government, Edn and Public Health Department to Khan Bahadur Muhammad Sahib Bahadur, Deputy Director of Public Instruction, Madras.

Indian Educational Service - Men's Branch - Reduction of Cadre.

REF: Your D.O.dated the 6th November 1942.

...

The posts of Deputy Director of Public Instruction and Inspector of European Schools were abolished with effect from the 15th April 1940, the date of retirement of Mr. H.F. Saunders, and the post of Principal, Muhammadan College, from the 20th March 1940, the date of retirement of Mr. F.S.H. Thompson.

2. The permanent Madras Educational Service cadre, as fixed, takes into account Indian Educational Service Posts so that as officers of the latter cadre retire officers in the Madras Educational Service may be appointed in the vacancies without the necessity to increase the cadre each time a vacancy has to be filled.

(TRUE COPY)

II

Government of Madras.
Education and Public Health Department.
Memo. No.14997-A.1 Education dated 8th May 1941.

...

Sub: Madras Educational Service - Class II - District Educational Officers posted as Deputy Directors of Public Instruction - Probationary rights.

Under the Madras Educational Service special rules 'Deputy Directors' form category 1 of class II of the Madras Educational Service which is declared to be a selection category, while District Educational Officers are included in a lower category - category 4. Under rule 13 (d)(i) of the general rules relating to Provincial services, a member of a service promoted from one category to another shall be on probation in the latter category for a period of two years. Thus a District Educational Officer promoted as a Deputy Director even in a short vacancy acquires the rights of a probationer in the latter post unless such promotion is made under rule 13(c) of the general rules.

The Director of Public Instruction is requested to report whether he considers that in cases of this kind there is no need for probation in the post of Deputy Director and if so, whether the rules may be amended so as to provide forthe posting of District Educational Officers as Deputy Directors and for their reversion later, if this is considered desirable, without being treated as probationers.

E.C. WOOD,
Secretary to Government.

III

Government of Madras.
Education and Public Health Department.
Memorandum No.14997-A-3 Edn., dated 30th July 1941.

Madras Educational Service - Class II - District Educational Officers promoted as Deputy Directors of Public Instruction Probation.

REF: Correspondence ending with Director of Public Instruction, Letter ROC.No.1048-C/41, dated 16th June 1941.

P.T.O.

10

: 2 :

In the revision of scales of pay of Provincial Services sanctioned in 1933, it was decided that posts of Deputy Directors of Public Instruction should be on a higher scale of pay than District Educational Officers though the higher scales was not to come into force so long as there were five or moreoffiers in the Indian Educational Service. So long as the posts are deemed to be such as should carry higher pay than District Educational Officers they should be regarded as being in a higher category. Under rule 13(d)(i) of the general rules relating to Provincial services, a District Educational Officer promoted as Deputy Director should therefore be on probation in the latter post for a period of two years. If, however, the posts of Deputy Directors of Public Instruction and District Educational Officers are to be interchangeable, the extra responsibility of the Deputy Director must be remunerated by a special pay and not by a higher scale of pay, the amount of special pay being perhaps raised after the number of posts in the Indian Educational Service is reduced to less than five. The Director is requested to examine the question further and address the Government in the course, if necessary.

E.G. WOOD,
Secretary to Government.

IV.

Copy of letter from the Director of Public Instruction, Madras, ROC.No.1048-C/41, dated 16-6-1941 to the Secretary to Government Education and Public Health Department.

MadrasEducational Service - Class II - District Educational Officers posted as Deputy Directors of Public Instruction - Probationary rights.

REF: Govt. Memo. No.14997-A-1 Edn., dated 8th May 1941.

...

I have the honour to state that in my opinion rule 13(d)(1) of the General Rules relating to Provincial Services need not be amended. Probation will be necessary when the posts of Deputy Directors of Public Instruction begin to carry a higher scale of pay. This will happen when the number of officers in the Indian Educational Service is less than five. - Vide provisio 2 under rule 10 of the Special Rules for the Madras Educational Service. At present categories 1 and 3 under class II of the Madras Educational Service are in the same scale of pay. Transfer from one category to another need not, therefore, be treated as promotion and no probation need be prescribed.

Fdn. and P.H. Dept. (A)

CONFDL.

U.O.Note No. 36831-A 3-Edn; dt 10-12-45.

M.E.S.--Post of Dy. D.P.I.(Fin.)--Filling substantively.

Ref:- From the D.P.I., Cl.U.O.No.38/45, dated 14-8-45.

Sri V.R. Ranganatha Mudaliar and Sri T. Suryanarayana commenced probation in the post of Dy. D.P.I. (on the scale of Rs.600-100/2-1,000) on 16-5-1942 and 23-5-1942 A.N. respectively. Sri Ranganatha Mudaliar is, therefore, senior to Sri Suryanarayana in category 1 of Class II of the M.E.S. The fact that owing to administrative exigencies Sri Ranganatha Mudaliar acted both in the posts of Dy. Dir. and Divl. Inspr., while Sri Suryanarayana continued to act as Dy. Director only should not affect the former adversely. It is, therefore, just that Sri Ranganatha Mudr. should be confirmed in the post of Dy. D.P.I.(Fin.), as rendered vacant by the retirement of Mr. H.F. Saunders. To confirm him, he should first be declared an approved probationer/

in the category of Dy. Directors. Under existing rule 7(a) of the M.E.S. Special rules, service in one category cannot be counted towards probation in another. But, after the rule is amended (Vide D.P.I.'s U.O.Note 1002/45, dated 18-5-45) with retrospective effect from 1-4-1942, Sri Ranganatha Mudaliar's service as Divl. Inspr. can be counted towards his probation in the post of Dy. Director. The D.P.I. may therefore be requested/u.o. to submit proposals, after the rule referred to is amended, to declare Sri Ranganatha Mudaliar an approved probationer in the post of Dy. Director and to confirm him in the post.

7/12/45

D.P.I.

CONFIDENTIAL.

Office of the D.P.I.,
Madras, 28th Octr. 1946.

Cl.No.U.O.38/45.

SECRETARY, EDN. AND P.H. DEPT. 1 - NOV 1946 GOVERNMENT OF MADRAS

Sub: MADRAS EDUCATIONAL SERVICE - Vacancy in the post of Deputy Director of Public Instruction (Finance) - Porposals for filling the post substantively.

Ref: Govt. Confidential U.O. Note No.36831 A.3 Edn., dated 10-12-45.

With reference to the Confidential U.O. Note cited above, I submit the following proposals for declaring Sri V.R. Ranganatha Mudaliar an approved probationer in the categories 1 and 2 of class II of the Madras Educational Service (i.e., in the posts of Deputy Director of Public Instruction and Divisional Inspectors of schools) and confirming him in the post of Deputy Director of Public Instruction (Finance).

2. With reference to G.O.No.Ms.402 Edn., dated 9-3-1942, Sri V.R. Ranganatha Mudaliar was appointed to officiate as Divisional Inspector of Schools, Madras North Division and he commenced his probation in that category on 10th March 1942. In the exigencies of administration he was posted to officiate as Deputy Director of Public Instruction (Elementary Education) for two periods from 16-5-42 to 1-7-42 and 8-3-43 to 21-4-43 after these posts were placed in the scale of pay of Rs.600 - 100/2 - 1000/- on a par with the posts of Divisional Inspectors. With reference to the amendment issued to rule 7(a) of the Special Rules for the Madras Educational Service (vide G.O.Ms. No.1785 Edn., dated 16-9-46) the services rendered in the post of Deputy Director of Public Instruction after 1-4-1942 will count towards probation in the category of Divisional Inspector of Schools. Accordingly, as detailed in the enclosed statement Sri V.R. Ranganatha Mudaliar completed the prescribed period of probation of two years on 6th October 1944 Afternoon. I, therefore, request that Sri Rao Bahadur V.R. Ranganatha Mudaliar may be declared to have satisfactorily completed his probation in categories 1 and 2 of Class II of the Madras Educational Service on the afternoon of 6th October 1944.

3. As pointed out in my Cl.U.O.No.38/45 dated 14th August 1945 the post of Deputy Director of Public Instruction (Finance) is vacant with effect from 15th April 1940 consequent on the retirement of Mr. H.F. Saunders and the relegation of the ~~Inspector of European Schools~~ Indian Educational Service post to the Madras Educational Service from that date. In case the Government are pleased to accept my recommendation in the previous paragraph and declare Sri V.R. Ranganatha Mudaliar an approved probationer in the category of Deputy Directors of Public Instruction also, then he will be ~~the~~ senior to Sri T. Suryanarayana who has been declared to have satisfactorily completed his probation in the category of Deputy Directors of Public Instruction on 22-6-1944 Afternoon - vide G.O.No.Ms.1149 Edn., dated 3rd August 1944. I recommend that Sri Rao Bahadur V.R. Ranganatha Mudaliar may be confirmed as Deputy Director of Public Instruction (Finance) with effect from 30th August 1943, the date from which he is continuously on duty. The above confirmation may be ordered without prejudice to his present officiating appointment.

4. I solicit the favour of early orders.

S. Ranganathan.

D. P. I.

To

M.V. Subramanian Esq., I.C.S.,
Secretary to Government,
Education & Public Health Department.

R.C. 31/10.

9(a) 14

REGISTER OF PROBATIONERS.

1. Service, class or category.	MADRAS EDUCATIONAL SERVICE. Class II . Category 2.	
2. Name of probationer	Sri Rao Bahadur V.R. RANGANATHA MUDALIAR.	
3. Date of appointment to the service, class or category.	10th March 1942 F.N.	
4. Period of probation prescribed.	Two years.	
5. Period of service in such class or category or in the higher service or category which counts for probation in the category in question.	From	To
	(For Details of Service P.T.O.)	
*6. Date of completion of probation, if further service is continuous.	6th October 1944 A.N.	
7. Tests, if any, to be passed during probation.	Nil.	
8. Whether the probationer has passed them before date of completion of probation, and if not, whether he has applied for the tests before the expiry of the period of probation.		
9. Date of publication of results of the tests and whether he has passed them.	28th October 1946.	
10. Date of submission of probationer's case for orders of the appointing authority as to the probationer's suitability for full membership.		
11. Orders passed.		
12. Remarks. (*These dates should be noted in the reminder diary).		

(PLEASE TURN OV

200 copies.

Details of Service:

(vide Col. 5 of Statement overleaf)

	From	To	Y.	M.	D.
Divisional Inspector of Schools: Madras North Division: (Now Anantapur Division)	13--3--42	15--5--42.	0	3	22
Deputy Director of Public Instruction (Ele. Edn.), Madras.	16--5--42	1---7--42			
Divisional Inspector of Schools, Guntur Division.	30-10--42	29-12--42	0	2	0
Deputy Director of Public Instruction (Ele. Edn.)	8---3--43	21--4--43			
Transit.	22--4--43	30--4--43	0	5	1
Divisional Inspector of Schools, Coimbatore Division.	1---5--43	8---8--43			
Divisional Inspector of Schools, -do.-	30--8--43	6--10--44	1	1	7
	Total.		2	0	0

For DIRECTOR OF PUBLIC INSTRUCTION.

NB/31-10.

Confdl.

Education and Public Health Dept. (A)

Endorsement

Referred to the Accountant-General for verification of ~~remarks as to~~ the date of completion of probation by Sri Rao Bahadur V.R. Ranganatha Mudaliar in the post of Deputy Director of Public Instruction and Divl. Inspector of Schools taken as "one category" and report at an early date.

Asst. Secretary to Govt.

P.G. 10.11.46

To The Accountant-General (with enel. to be returned)

Edn. & P.H. (A)

33/14/46 Memo. No. 38831-A-5, dt. 14.11.46.

15/11

Sub:- T.E.S. - Sri Rao Bahadur V.R. Ranganatha Mudr. — Completion of probation as Dist. Insp. of Schools and as Dy. Dir.

A copy of G.O. No. 1785-Edn., dt. 16.9.46, notifying the amendment of rule 7(a), among other other amendment, of the Spl. Rules for the T.E.S., is forwarded to the A.G. The particular amendment was given effect to from 1.4.42. The A.G. is requested to report the date on which Sri Rao Bahadur V.R. Ranganatha Mudr. completed his probation of two years within a continuous period of three years ~~of 3½ years~~ in the two posts of Dist. Inspr. of Schools and Dy. ~~D.P.I.~~ Director of Public Instn. from 1.4.42

To the A.G.

P.G. 12.11.46

13/11/46

(11)

A 17

No. G.A. IV. Edn. 1038. Office of the Accountant-General, Madras (9), Dated 10-12-1946.

To

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

ASST. SECRETARY TO GOVERNMENT
7685
18 DEC 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Subject:- Madras Educational Service - Rao Bahadur V.R. Ranganatha Mudaliar - Completion of probation as Divisional Inspector of Schools and as Deputy Director.

Refce:- Government Memorandum No. 36831-A-5, dated 14-11-1946.

....

Sri. Rao Bahadur V.R. Ranganatha Mudaliar completed the period of his probation as Divisional Inspector of Schools and Deputy Director of Public Instruction on the afternoon of 26-10-1944.

Asst. Accounts Officer.

T.A.M.

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

M.E.S. - Ranganatha Mudr., Sri Rao Bahadur V.R., - Declared to have completed probation and confirmed in the post of Dy.Dir.(Fin.). relaxing Genl. Rule 25 (a)

Read:- From the D.P.I., No.38/45, dated 28-10-46.
From the A.G., G.A. IV.Edn.1038, dated 10-12-46.

G.O.(MS.) No. 985 Edn., dated 12.5.47

Sri Rao Bahadur V.R.Ranganatha Mudr., offg. Divl. Inspr. of Schools, Coimbatore, is declared to have satisfactorily completed the period of his probation in category 1 of Class II of the M.E.S., on the afternoon of 26-10-44.

2. Sri Rao Bahadur V.R.Ranganatha Mudr., D.E.O., Madura, and offg. Divl.Inspr. of Schools, Coimbatore, to be Dy.D.P.I.(Fin.), with effect from 30-8-1943, without prejudice to his offg. appt.

3. A copy of the Govt.Memo.No.36831-A-5, dated 14-11-46, and a copy of the A.G.'s letter read above are forwarded to the D.P.I. for information.

To the D.P.I.(with encl.)
To the A.G. last sentence
" S.G.P.(para 2 only, for pubn.)
in the F.S.G.G.
" Secretary, M.P.S.C.

2. The post of Dy.D.P.I.(Fin.) has been substantively vacant since 15-4-1940. Sri V.R.Ranganatha Mudr. and Sri T.Suryanarayana commenced probation in the category of Dy.Dirs. on 6-5-42 and 23-5-42 A.N. resply. Sri Mudr. is therefore senior to Sri Suryanarayana in that category. ~~But, whereas by~~ G.O.No.1149-Edn., dated 3-8-44, Sri Suryanarayana ~~was~~ declared to have satisfactorily completed his probation in the category on 22-6-44 A.N.; the question of declaring Sri Mudr. ~~as~~ an appd. probationer was not taken up before. Therefore, under General Rule 25(a), Sri Suryanarayana acquired a prior claim to confirmation in the vacancy mentioned above, in preference to Sri Ranganatha Mudr. The Govt., however, consider that Sri Mudr. deserves confirmation in the vacancy as he is senior to Sri Suryanarayana and as the fact that he comes to be regarded as an appd. probationer later, w.r.t. the orders in para 1 above, ~~only~~ owing to administrative exigencies, should not affect him adversely. H.E. the Governor of Madras accordingly ~~therefore~~ directs, under Secn.241(5) of the G. of I. Act, that rule 25(a) of the Genl.Rules for the Provl. & Sub. Services be relaxed in

favour of Sri Rao Bahadur V.R.Ranganatha Mudr., offg.Divl.Inspr. of Schools, Coimbatore, and that he be ~~confirmed~~ appointed to be a full member in the post of Dy.D.P.I.(Fin.), with effect from 30-8-43, without prejudice to his offg. appt.

3. ××

Education and P.H. Department. (A)

C.3683/. From the D.P.I., Cl.u.O.No.38/45, dated 14-8-45.

M.E.S. - Post of Dy. D.P.I. (Finance) - Filling substantively.

The post of Dy. D.P.I. (Finance) has been vacant from 15-4-1940. Sri V.R. Ranganatha Mudaliar, offg. Divl. Inspr. of Schools, and Sri T. Suryanarayana, offg. Dy. D.P.I., are the candidates whose claims have to be considered in this connection. Prior to 1-4-1942 the posts of Dy. Directors and D.E.O.'s in the M.E.S. were on the same scale of pay (Rs.190-560), but the posts of Divisional Inspectors of Schools were on a higher scale (Rs.500-800). With effect from 1-4-1942, a common scale of pay (Rs.600-1,000) for both Deputy Directors and Divisional Inspectors was ~~introduced~~ sanctioned.

2. Before the scale of pay of Dy. Directors was ~~increased~~ revised, it was usual to transfer D.E.O.'s as Dy. Directors and such transfers were not considered as promotions, nor were the officers allowed to acquire any statutory right for appointment as Dy. D.P.I. This position was considered by Government and the D.P.I. was asked in 1941 to examine it further and to address the Govt. if necessary in due course. Presumably as a result of this, the Director, in proposing the higher scale of pay ~~referred to above~~ in Feby. 1942, reported that the introduction of the higher scale would enable him to interchange Divisional Inspectors and Dy. Directors, which was absolutely necessary for administrative reasons but which he had been prevented from doing because of the ~~prevalence of~~ difference in the scales fixed for the two categories of officers. This position was accepted by Government and the higher scale of pay was sanctioned from 1-4-1942.

3. Just prior to 1-4-1942, when the higher scale of pay was sanctioned, Mr. Ranganatha Mudaliar was officiating in one of the posts of Divl. Insprs. From 16-5-1942 to 1-7-1942 he officiated as Dy. D.P.I. on the higher scale. He, therefore, commenced his probation in the post of Dy. Director, in the higher scale, with effect from 16-5-1942. Sri T. Suryanarayana was

appointed to one of the posts of Dy. Directors in May 1942 and he took charge of the appointment on 23-5-1942. It can thus be seen that in the post of Dy. Director, Sri V. Ranganatha Mudaliar should be considered senior to Sri Suryanarayana, with refce. to rule 29(a) of the general rules relating to Provl. and Subordinate Services.

4. Sri Ranganatha Mudaliar was on leave from 2-7-42 to 29-10-42, and from 30-10-1942 he was posted as Divl. Inspr. of Schools, in the higher scale referred to above. From thence, he was appointed as Dy. Director or Divl. Inspr. as exigencies of service required. From 22-4-1943 he has, however, been acting continuously as Divl. Inspr. The point now for consideration is whether service in the post of Divl. Inspr. will count for probation in the post of Dy. Director. As stated above, one of the ~~purposes intended to be served by the introduction of the higher scale of pay~~ objects of sanctioning the same scales of pay for both the posts of Dy. Director and Divl. Inspr. was to enable the Director to ~~inter~~ transfer officers between the posts ~~of Divl. Insprs. and Dy. Directors~~. In view of this the service rendered in any one of the posts should be counted for purposes of probation in either post. Rule 20(c) of the General rules lays down that service rendered in a higher category will count for probation in a lower category of the same service. It follows that service rendered in two similar posts (the scales of pay of which are the same though in different categories) should will count for probation in either, the approved probationer being, of course, confirmed with refce. to rules of seniority.

5. It may be noted that ~~even~~ since 1-4-1942 Sri Ranganatha Mudaliar has been officiating in ~~either~~ the post of Dy. Director or that of Divl. Inspr. and the Director has not upto now submitted proposals to declare him an approved probationer. The plea that his name was deleted from the return of probationers in the M.E.S. for the half-year ending 30-6-44 apparently relates to the post of Dy. Director and not to the post of Divl. Inspr.

6. If the position set out in paras 3 and 4 above is accepted and if Sri Ranganatha Mudaliar is declared an approved probationer, he would ~~rank~~ be senior to Sri T. Suryanarayana. The Director may, therefore, be asked to submit proposals for declaring Sri Ranganatha Mudaliar as an approved probationer and also for confirming him as Dy. Director.

7. Public may be requested to offer their remarks on the action proposed in para 6 above.

The service of Sri V.R.Ranganatha Mudaliyar as Deputy Director of Public Instruction after the revision of the scales of pay for Deputy Directors and Divisional Inspectors can ~~only~~ alone be counted towards his probation in that post. That commenced on 16-5-1942. Sri T.Suryanarayana commenced probation as Deputy Director of Public Instruction on 23-5-1942. Thus V.R.Ranganatha Mudaliar is senior to T.Suryanarayana. But Sri V.R.Ranganatha Mudaliar was acting both as Deputy Director and Divisional Inspector after 16-5-42. Rule 7(a) of the M.E.S. special rules requires an officer appointed to a category to undergo probation in that category for a period of 2 years. There is no specific rule enabling service in one category to count for probation in another though both the posts are on an identical scale of pay - cf the note on page 2 NF of G.O.No.1148 Edn. dated 28-7-1945. If Sri V.Ranaganatha Mudaliar's service as Divisional Inspector is to be counted for probation as Deputy Director of Public Instruction, rule 7(a) of the M.E.S. special rules will have to be relaxed; and if he is to be confirmed he should be declared an approved probationer, after such relaxation. This may be put to the D.P.I. and his remarks obtained.

Public (Services) may be consulted.

3/10/45

Public (Services)Department

ASSISTANT SECRETARY TO GOVT 8-OCT 1945 CHIEF SECRETARIAT

Public (Services) Department

The difficulties pointed out in the E & P.H.Department's note ~~above~~ on p.3 ante will disappear if the special rules for the Madras Educational Service are amended so as to provide that service in the category of Deputy Directors will count towards probation in the category of Divisional Inspectors and vice versa. The pay of the two posts is the same and it is the intention that officers should be transferred from one category to another freely. The E & P.H. Department may be requested to examine the suggestion in consultation with the Director. If, however, it is considered undesirable to amend the rules as suggested above, then the course suggested at A on p. 3 ante may be adopted. The proposed relaxation will attract His Excellency's special responsibility and the case should therefore be circulated to H.E and also A_1.

The file may be returned to E & P.H.

17.10.45

It is seen from para 5 on p 3 C/F that Mr Ranganatha Mudaliar completed probation in the category of Deputy Directors on or before 31.3.42. What is the difficulty then?

18/10/45

Mr. Ranganatha Mudaliar, while he was serving as D.E.O., was transferred as Deputy Director of Public Instruction with effect from 26-2-1940. Though the pay of the posts of D.E.O. and the Deputy Director of Public Instruction was the same then, they were included in different categories in Class II of the Madras Educational Service and a D.E.O. appointed as Deputy Director had to undergo fresh probation. As Mr. Ranganatha Mudaliar served as Deputy Director for over two years from 26-2-40 to 31-3-1942, there seems to be no objection to his being declared as an approved probationer and confirmed in the category of Deputy Directors. The fact that the pay of the post was increased with effect from 1-4-42 does not seem to affect the position. The E.&.P.H. department may be requested to examine this suggestion.

22.10.45

E & P.H Dept. (A)

Pub(Ser) ho 1322/45-1 23.X.45.

"A" on p.4 ante: Attention is invited (1) to this Dept.'s note in paras 1 and 2 on p.1 ante; and (2) to para 3(2) of the D.P.I.'s Endt. on p.9 C.F. and this Dept.'s note on p.3 N.F. of "L".

The position taken by the Director has also been accepted by this Dept.

2. "B" on p.4 ante: It has practically been ~~pointed~~ decided that ~~to amend~~ the M.E.S. rules may be amended so as to enable probationers in the posts of Dy. Directors to count towards their probation service rendered by them as Divil. Insprs. and vice versa. If it is decided that the case of Sri Ranganatha Mudr. should be brought under the purview of that amendment, the amendment, ~~when made,~~ will have to be given retrospective effect, i.e., from 1-4-42.

3. May be sent to Public again.

3/11/45 Public (SSS)

Public (Ser) A

Para 1 above. This deptt need not press the view enjoined at A on p 4 supra.

Para 2 above. It seems reasonable to give the proposed amendment retrospective effect to bring Sri Ranganatha Mudaliar's Case within its purview.

5/11/45 C.S. 11.11.45

E. P. H dept. (A)

With refce. to the enquiry at "H", C.F B, the D.P.I. may be informed that he may submit proposals for ~~declaring~~ confirming as an approved Probationer Sri V. R. Ranganatha Mudaliar ~~as Dy. D.P.I.~~ in the post of ~~Dy. D.P.I.~~ in the vacancy caused by the retirement of Mr. H.F. Saunders but that

ASSISTANT SECRETARY TO GOVT. 6 NOV 1945 CHIEF SECRETARIAT

(P.S.) C.no 1759 5.11.45

pg 1.11.45 W 1.11.45

E.P.H.W.no. 36831A/45-2 5/11/45

5/11/45

7/11/45

5152

orders ~~confirming him~~ will issue only after the amendment to rule 7(a) of the M.E.S. Special rules proposed by him in his U.O. Note 1002-E/45, d/ 18-5-45, is approved.

For orders as to circulation.

pg. 19.11.45 Jr 19.11.45

28/11/45 S



A draft U.O. reply to D.P.I. is subd. for approval.

pg. 28.11.45 Jr 29.11.45

7/12/45 S

Issued as U.O. 36831-A-3-Edn., d/ 10.12.45)

From the D.P.I., U.O.No.38/45, dated 28-10-46.
(Memo.No.36831-A-5, dated 14-11-46, to the A.G.)
From the A.G., G.A.IV.Edn.1038, dated 10-12-46.

---

to the D.P.I.

The U.O. note/at pp.11-12 C.F., which sets out the case briefly, may be perused. The probation rule (M.E.S.Special Rule 7a) has since been amended. Sri Ranganatha Mudr. can now count for his probation in the category of Dy.D.P.I. the service rendered by him from 1-4-42 in the post of Divl.Inspr. of Schools also. He may therefore be declared to have completed his probation as Dy.Dir. ~~from~~ on 26-10-44, A.N., as certified by the A.G. He may also be confirmed in the Dy.D.P.I.(Fin.)'s post as from 30-8-43, as proposed by the D.P.I., without prejudice to his offg. appt. A draft order is subd. (It does not seem necy. to declare the officer to have completed his probation in the post of Divl.Inspr. also - since he shd. be on approved probationer only in the post of Dy.Dir. for confirmation in that post.) Pub.(Ser.) may perhaps see before circn.

pg. 12.1.47

14/1/47 S

Pub.(Ser.)

EPH U.O.No. 36831-A 4 15.1.47

C.No150
17.1.49.

17 Pub(Ser) Dpt

(Last seen on pp 4-5 ante).

The typed note on pp ante & the draft order below may be perused & the file returned to E&PH

17/47

Sri Suryanarayana, who is junior to Sri Ranganatha Mudaliar, was declared to have completed his probation satisfactorily in the category of Deputy Directors of Public Instruction on 22-6-44 afternoon, whereas Sri Ranganatha Mudaliar will, under the draft order below, become an approved probationer in that category only with effect from a subsequent date, namely 26-10-44 A.N. A permanent vacancy in the category of Dy. Directors of Public Instruction has been in existence since 1940. On the date on which Sri Suryanarayana completed his probation, namely, 22-6-44, his senior Sri Ranganatha Mudaliar had not completed his probation. Did not Sri Suryanarayana become entitled to confirmation in the above vacancy in preference to Mr. Mudaliar under the first part of General Rule 25(a)? The delay in taking up the question of confirmation affects his interests adversely. It seems that unless General Rule 25(a) is relaxed in favour of Mr. Mudaliar, he cannot be confirmed in preference to Sri Suryanarayana merely because he is senior to the latter. Please examine the above aspect of the case.

21.1.47

Under the proviso to General Rule 25(a) where more than one approved probationer is available for appointment as full member the seniormost approved probationer should be appointed. If action had been taken immediately after 22-6-1944, Sri Suryanarayana could have been confirmed but since no action was taken to make appointment as full member and as at the present time there are two approved probationers, under the above proviso the seniormost has to be confirmed in spite of the fact that

he completed his probation later. This course ~~only~~ is in accordance with the letter and spirit of the rule and ~~may~~ must be followed. There seems to be no need for any relaxation of rules as suggested by A.S.

I doubt if the spirit of the rule is as stated above. Surely there would have been several occasions in the past when this point was raised and a decision reached. For instance, I have a recollection that in 1940 or 1941 when the claims of certain Jailors for confirmation - Messrs Wilmott, Antonisami Pillai 'etc' - were examined, and this point came up for consideration, please put up that paper and any other more recent cases dealing with this aspect of the question. The Secretariat Manual also tells me that last year or so, there was such a case in Dev.

Go no.4993 Home Dy 14-10-1938 (S) and Go no.2052 Home Dy 4-5-1940 (Q)

Go no.2891 Dev Dy 23-7-1945 (L)

Routine note dt 1.2.47 (L) [Read Go. from Dev on 5/2/47]

G.O.Nos. 4993 Home dated 14-10-1938 and 2050 Home dated 4-5-1940 relating to Jailers mentioned above are put up at flags (S) and (Q) respectively. Perusal is solicited also of the notes to G.O. No. 2891 Development dated 23-7-1945 in which a view contrary to that taken by Office at pp. 7-8 above has been taken. It may however be mentioned that the view taken by Office was first advanced by Legal and also considered to be equitable by Sir S.V. Ramamurti - please see para. 2 of the Legal Department's note at pp. 12-13 and the 1st para. of Sir S.V.Ramamurti's minute at p.21 N.F. of the G.O. at (L). Finally however, the view was taken that the junior-most should be confirmed and in that connection Sir James Brown noted that the senior had himself to blame for any prejudicial results on his future and that he failed to take the Accounts Test at the proper time. In this case no such circumstances

(L) pp 5-6, 10-13 & 14-15

p.26 n/f this

arise. the seniormost officer, namely, Sri V.R.Ranganatha Mudaliyar has come to be regarded as an approved probationer later than his junior on grounds of administrative exigencies - see 'M' on p. 11 C.F. In the circumstance in equity he seems to deserve earlier confirmation than his junior Mr.Suryanarayana. In order to give effect to this no objection need be taken to the relaxation of General rule 25(a) in his favour after circulation to H.P.M. and H.E.

The file may be returned to E & P.H.

(L)

p.153 of file 112

Ab (Ser) No. 150/47-2
12. 2. 47

17 FEB 1947
EDUCATION AND PUBLIC HEALTH DEPARTMENT

1520

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

The U.O. note at pp.11-12 C.F., the typed note at p.6 ante and the draft order below may be perused. Public now hold that, ordinarily, under General rule 25(a), Sri T.Suryanarayana who completed his probation earlier, should be confirmed in the post of Dy.D.P.I., in preference to his senior Sri V.R.Ranganatha Mudr. and that, if Sri Mudaliar is to be confirmed, the rule should be relaxed. They have, however, no objection to the relaxation, since, in equity, Sri Mudr. deserves confirmation, as he comes to be regarded as an approved probation later, owing to administrative exigencies.

May be circd. to H.M.(Edn.) and, on the point about relaxation, to H.P.M. and H.E. On return of the file from circn., the draft will be added to.

F 883/47
APR 1947
23

Subd. that as Sri Suryanarayana is junior to Sri Ranganatha Mudr., the question of his being affected adversely does not arise at all. It may be mentioned here that the D.P.I.'s recommendation, since recd., to confirm Sri Suryanarayana in another post of Dy.Dir.(Dy.Dir.-Personnel), from a date later than the one from which it is proposed to give effect to Sri Mudaliar's confirmation as Dy.Dir.-Fin., is under separate consideration.

For orders as to re-circn.

SECRETARY, EDN. AND P. H. DEPT. 28 APR 1947 GOVERNMENT OF MADRAS

SECRETARY, EDN. AND P. H. DEPT. 30 APR 1947 GOVERNMENT OF MADRAS

Para 2 of the draft order has been ~~amplified~~ modified. Pub.(Ser.) may see before issue.

EDH U.O.No. 30831-A-7
25.4.47

Pub(Ser) Dept.

(File last seen in this dept. on pp. ~~F and~~ 7-9 ante).

The draft order below may be perused and the file returned to E & P.H. They may be requested to send a copy the order to the H.P.S.C

SECRETARIAT SECRETARY TO GOVERNMENT 1 MAY 1947 CHIEF SECRETARIAT

X necessary addns. & cuts made.

Pub (Ser) U.O. 1427/47-1
8.5.47

398

May issue

(Issued as G.O. 985-Edn., dt. 12.5.47)