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EPH (1948) Dept.

Ms. Series.

G.O. No. 1109. Edm.

Dated : 4.5.1948.

19

Appeal - Sri K.R. Rajan, Headmaster
C.M. H. School, Coimbatore - Against
the order of the commr stopping the
increment - Rejected.

To

The Secretary to the Government,
Education Department,
Fort St. George,
M A D R A S.

Through

The Director of Public Instruction,
M A D R A S.

&

The Commissioner,
Coimbatore Municipality,
Coimbatore.

The humble appeal of K.R.Rajan, B.A., L.T., Headmaster,
City Municipal High School, Coimbatore, against Order No.13329/47/B5
of the Commissioner, Coimbatore Municipality, dated 20-10-47, (copy
enclosed) received by the appellant on 30-10-47, most respectfully
showeth:-

1. That he is a permanent Headmaster with a service of 22
years in the employ of the Coimbatore Municipality, out of which, five
years and a half have been put in as the Headmaster of the City
Municipal High School, Coimbatore.

2. That the Commissioner of the Coimbatore Municipality
has in his Proceedings quoted supra, ordered the stoppage of your
humble appellant's next increment for three months without cumulative
effect, for alleged dereliction of duty, in not having taken personal
care to verify the entries in a Transfer Certificate, issued to one
C.K.Govindarasu, who was employed as an attender in the Commissioner's
office at the time of his application for a Transfer Certificate.

3. That your humble appellant denies in toto that there
was any dereliction of duty on his part; and that he was the victim
of a cleverly laid plot, hatched in the underworld of clerks and
others, and carried out in collusion between the appellant and
the attender, who was employed in the Super
Municipal High School, Coimbatore, and who had been transferred from the same
school to the present school, and who was the attender at the time of the issue of the Proceedings.

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4. That the Commissioner is fully aware of this plot and its ramifications and had in his Proceedings No.13329/47/B5 dated 23-9-47 (copy enclosed) unravelled them and set them down equitably and justly and had concluded therein that the " act of Mr. Shunmugavelu (the clerk) in having sent this false certificate along with two others correctly written by him to the Headmaster, while he was in a hurry to leave the school, and got his signatures, besides his having detached the same and given it to the party WITHOUT ANYBODY'S KNOWLEDGE amply confirm my (the Commissioner's) suspicion that he is the villain of the whole play."; and has dismissed the clerk for having deceived your humble appellant in this particular affair.

5. That the Commissioner is also fully aware that your humble appellant has exercised more than usual care, by issuing instructions that the party should be asked to appear before your humble appellant and take personal delivery of the Certificate - a precaution, which your humble appellant had been consistently taking all these years by way of abundant caution, lest there should be impersonation and such other malpractices, which are preventible owing to your appellant's long service in the same institution, intimate knowledge of pupils and their school histories.

That there is fair ground for concluding that the Commissioner believed on 23-9-47 that the clerk should not have issued the certificate to the party without the knowledge of the Headmaster, as he mentions it as the gravamen of the charge against the clerk, who had been ordered to be dismissed. (vide Commissioner's words in para 4, typed in block capitals)

That at some time between 23-9-47 and 20-10-47, the Commissioner suddenly changed his mind and cancelled the orders indited by your humble appellant for the Transfer certificate and afterthought and did not appear in person to discuss the change of mind of the Commissioner and fully discussed the matter with the appellant.

9. That the alterations in the endorsement which have aroused the Commissioner's suspicions and brought about his change of mind were necessitated by the discovery of your appellant's moment after the original endorsement was made, that this application related to a pupil who had studied ~~more~~ more than 10 years back.

10. That the independent testimony of Mr. A. Soosaippan, the one clerk who had come out of the enquiry scatheless, bears out your humble appellant's stand, that the entry now suspected by the Commissioner as an afterthought and insertion, was made on 2-7-47.

11. That the only person who had denied the existence of the precautionary orders that the appellant should appear in person and take delivery of the certificate was Mr. Shunmugavelu, the dismissed clerk, who had strong motives of self interest to do so, in as much as the admission of the existence of such orders would have cut the ground from under his feet.

12. That the Commissioner had on insufficient grounds thrown overboard the testimony of clerk Mr. Soosaippan that the orders were indited on 2-7-47 and accepted the testimony of clerk Mr. Shunmugavelu whose conduct in the whole affair had been most blameworthy and who had to be dismissed therefor and that the balance of evidence is clearly in favour of your appellant's contention that he had exercised abundant caution by inditing the precautionary orders on 2-7-47 itself.

13. That once it is granted, that your humble appellant has taken proper precautions, a charge of dereliction of duty cannot lie against him, simply because the precautions were not sufficient to foil the plot of the conspirators in as much ordinary precautions can be of no avail against well and carefully laid out plots by parties from inside.

14. That your humble appellant took energetic and immediate action as soon as the conspiracy came to light by calling for the explanations of the concerned clerks and reporting the matter to the Manager of the Municipal Office, in the absence

of the Commissioner.

15. That your humble petitioner is therefore punished on insufficient or no grounds at all and that no graver charge lies against him than that he was cleverly duped which does not merit such severe or any punishment at all.

16. That your humble petitioner therefore prays that this appeal be admitted and that the orders of the Commissioner, No.13329/47/B5 should kindly be set aside.

17. For which act of mercy, your humble petitioner shall, as in duty bound, ^{pray} and beg to remain

Ever your most obedient, humble servant,

City Municipal High School,
Coimbatore, Dated 29-12-47.

K.R. Rajan
Headmaster, 29/12/47
City Municipal High School,
Coimbatore.

Enclosures.

pp 9-11 infra

1. Copy of Proc. of the Commissioner, Coimbatore
Municipality No. 13329/47/B5 D) 20.10.47

pp 13-17 infra

2. Copy of Proc. of the Commissioner, Coimbatore
Municipality No. 13329/47/B5 D) 20.10.47

Advance Copy submitted to the Secretary to the Government,
Education Department, Fort St George, Madras,

Encl-18 (b) 9
Proceedings of the Commissioner, Coimbatore Municipality,
Coimbatore.

No. 13329/47/B5

Sri. C. Kadirvel Mudaliar, B.A., B.L.,
Dated 20--10--'47.

Establishment - Education - Secondary - City High School -
Headmaster - Sri. K.R. Rajan, B.A., L.T., - issue of a false
and incorrect T.C. to Sri. C.K. Govindarajulu - charges and
explanation - orders passed.

- Read: 1. This office Proceedings No. 13329/47/B5 dated 2-8-1947
2. Explanation dated 12-8-1947 of Sri. K.R. Rajan, B.A., L.T.
3. Enquiry dated 20-8-1947.

O R D E R.

In this office proceedings No. 13329/47/B5 dated 2-8-1947,
the following charge was framed against Sri. K.R. Rajan, B.A., L.T.,
Headmaster of the City Municipal High School.

"The Headmaster Sri. K.R. Rajan has issued a certificate on
3-7-1947 to an ex-pupil of his school Mr. C.K. Govindarajulu
mentioning that he was promoted to IV form whereas on
enquiry it is revealed that the said pupil is a failed
III Form candidate."

2. Mr. K.R. Rajan has in his explanation dated 12-8-1947 stated
that he categorically denied any knowledge of the incorrect entries
in the Transfer Certificate while he signed it, that while he
subsequently came to know of them he informed it to the Manager and
concerned clerk of the Municipal Office ~~stating~~ stating that he was
enquiring into the matter, that having been the senior assistant
for a number of years and the Headmaster for sufficiently long, he
was fully aware of the responsibility involved in the issue of
Transfer certificates, that he would invariably take care to get
the entries therein checked and verified before he signed them,
that in respect of the pupils who had left the school long ago
he would satisfy himself as to their identity before he gave the
Transfer certificates to them, that on 3-7-'47 when the Transfer
certificate under reference was taken to him for signature by
the clerk Mr. Soosaippan he was in a hurry to leave for Udumalpet
by the 5.20 P.M. train, that he wanted the assistant in charge to
sign it with others that as it was represented by the clerk,
~~Mr. Soosaippan~~ that there were only three Transfer certificates
whose entries were correct, he signed them under the impression
that the entries were duly verified that he further instructed
the clerk, Mr. Soosaippan to direct the applicant to see him
before the Transfer certificate was issued, that after he returned
from leave and signed an other Transfer certificate on 10-7-1947,
he found the above transfer certificate not yet issued, that on
22-7-1947 he found the Transfer certificate detached from the
book and issued to the party by Mr. M. Shunmugavel without his
knowledge or authority that while he verified the registers
immediately he found ink spills in the mark register on the
word "detained" against the name of the applicant, that the
clerk while questioned replied that he relied on the words of
the applicant, was promoted to IV Form, that the Headmaster had
taken all precaution in this case and signed the Transfer certificate
on the belief that the entries were correct, that he could not
verify its correctness as it was removed clandestinely, that in
spite of his best care the error had crept in due to an un-reliable
clerk and as such, the Headmaster has contended that he is not
guilty of having issued a false Transfer certificate knowingly nor
of any remissness in his work.

I ~~had~~ ^{held} a personal enquiry into this matter on 20-8-1947 when
from the statements of the clerks and the Headmaster, the following
facts were disclosed.

* and put a wrong entry in the Transfer certificate to show that the applicant

One Sri. C.K. Govindarajulu an ex-pupil of the school had put in an application dated 2-7-1947 for his Transfer certificate. As per the version of the ex-clerk M. Shunmugavelu, the Headmaster appears to have written on this application "Mr. A.S. - Pl. issue T.C." whereas the endorsement as found on it now "who is this man? Please ask him to see me before the transfer certificate is issued" appears to be an after insertion. But, from the version of the Headmaster, it is seen that in the first instance he wrote "Mr. A.S. please issue T.C." whereas on noting that the pupil had left the school in 1933, he had scored off the above endorsement and written on 2-7-1947 itself the rest of it as aforesaid and seen now.

I cannot place absolute reliance on the version of the Headmaster as could be seen from the endorsement itself in which care has been taken to see that the words "Please issue T.C." have been completely blurred by full scorings. If the Headmaster had altered his views then and there, there is no need for complete blurring of the previous writing. From what is now found and by the way in which it is written, it appears to me to be only an after insertion. This is also borne out by the manuscript writing in the explanation on the application. As such, I am morally convinced that when the application was presented on 2-7-1947, the Headmaster would have merely endorsed for the issue of the Transfer Certificate, whereas subsequently when, when coming to know of the false transfer certificate issued, he has, to safe-guard his position, added the fresh endorsement scoring the original. Hence, his direction to his office requiring the applicant to see him before the Transfer certificate was issued appears to me to be the outcome of an after-thought. I concede that he would have relied on the version of the clerk and signed the Transfer certificate in a hurry. But, there can be no reason whatever to have signed them at all in a hurry, particularly, the one under reference which he knew full well was of a pupil who left the school long ago. If, as per his endorsement, accepting it to have been made even at the outset, he had meant to see the applicant before he gave the Transfer Certificate, it is but natural that he would have signed the other transfer certificates in a hurry, but not this, which required the additional precaution of identification. Instead, while he had signed them all together, it only shows that he did not intend to identify this candidate until the whole matter was brought to light. Nothing would have been lost by putting off, the signing of these Transfer certificates for four days till he returned from Udumalpet. Nor had he cared to verify the entries in them soon after he returned from Udumalpet or on 10-7-1947 when he says he saw this Transfer Certificate in tact, particularly, he knew that the transfer certificate related to a pupil who left the school long ago. It is only on 22-7-1947 when the peon brought to his notice of the applicant having come to the school for the Transfer certificate, he says his curiosity was aroused and he looked into the whole matter. This, in itself shows that he signed this Transfer certificate along with others as a matter of routine relying on the words of the clerk. I, therefore, hold him guilty of dereliction of duty in not having taken personal care to verify the entries in this Transfer certificate which is an important record and which contained the false entry stating that a pupil actually detained was promoted. Hence the charge of his remissness in the discharge of an important duty as the Headmaster of the school is proved.

Though this matter is of a serious import, still considering his long service and his plea of having relied on the version of his clerk, I view this case some what leniently and hereby order that the next increment of Sri. K.R. Rajan, B.A., L.T. Headmaster, City Municipal High School, be stopped for three months on duty without cumulative effect. He is required to be careful in future.

True copy forwarded
By order

(3d) C. Kadirvel,
Commissioner,
(3d) Muthukumaraswamy,
Accountant.

(True copy)

K.R. Rajan 29/12/47

*of the Head Master in which he speaks of this instruction to the clerk

Proceedings of the Commissioner, Coimbatore Municipality.

Sri. C.Kadirvel Mudaliar, B.A., B.L.,

No.13329/47/B5

Dated 23 - 9- 47

Subject: Establishment - City Municipal High School - Acting clerk - Sri.M.Shunmugavelu - issue of a false Transfer Certificate - charges - orders passed.

- Reference: This office Proceedings No.13329/47/B5 dated 2-8-47
2. This office Proceedings No.13329/47/B5 dated 21-8-47 and 26-8-47.
 3. Explanation dated 30-8-47 of Sri.M.Shunmugavelu acting clerk (under suspension)

O R D E R.

In this office Proceedings No.13329/47/B5 dated 2-8-47, the charge of having issued a false Transfer certificate to one Sri.C.K. Govindarajulu, an ex-pupil of the City High School, stating that he was promoted to IV Form where-as he was detained in III Form, was framed against Sri.K.R.Rajan, Headmaster, City Municipal High School, to explain why disciplinary action should not be taken against him. The Headmaster has in his explanation dated 12-8-47 informed that Sri. M.Shunmugavelu, the clerk of the school prepared the Transfer Certificate under reference, detached and gave it to the party without his knowledge or instructions.

A preliminary enquiry was held into this matter on 20-8-47 when Sri.A.Soosaiappan, the other clerk of the school had deposed as follows:-

That he usually attended to the work of writing out Transfer certificates, while so doing, he would invariably refer to the Admission register to ascertain the date of birth of the pupil and the promotion list and mark register to see whether he was promoted or not, that Sri C.K.Govindarajulu an ex-pupil of the school applied for the Transfer certificate on 2-7-47 the Headmaster passed orders to issue the Transfer certificate and the applicant might be directed to see him before the Transfer certificate was issued, that on 3-7-47 when he went to the Imperial Bank for encashment, Mr. Shunmugavelu wrote the Transfer certificate along with others which Mr. Soosaiappan took to the Headmaster for signature, that the Headmaster was in a hurry to go to Udumalpet directed that the signature of the Assistant might be got, but since Mr. Soosaiappan said that the three transfer certificates put up that day were made correctly, the Headmaster relied on his words and signed them, that Mr. Shunmugavelu detached the Transfer Certificate under reference on 10-7-47 and gave it to the party without the knowledge of Mr. Soosaiappan or the Headmaster, of the three Transfer Certificates prepared by Mr. Shunmugavelu and got signed by the Headmaster on 3-7-47 only this Transfer certificate contained wrong entries, that Mr. Shunmugavelu was not new to this work of writing out Transfer certificates as he had made out already till that date 28 transfer certificates correctly except this one, that they would invariably be verified before obtaining the signature of the Headmaster that he could not say how the ink spills were made in the mark register against the name of this applicant, Sri.C.K.Govindarajulu nor did he know who corrected the year of birth of the said C.K.Govindarajulu in the Admission Register as 1918 from 1916.

Mr. M. Shunmugavelu, the clerk under reference was then examined. He deposed that he joined the school on 18-6-47, that he was conversant with the work of writing out transfer certificates, that while so doing he would refer to the mark register to see if the pupil was promoted and the admission register to know his age, that if he had any doubt in respect of any entry in the said registers he would refer it to the Headmaster for clarification, that on 3-7-47 as Mr. Soosaiappan had some other work he wrote out this Transfer Certificate with two others, that in the application of this candidate, Sri.C.K.Govindarajulu the endorsement of the Headmaster had no scorings whereas ~~mark register~~ ~~only~~

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when he saw it on the day of enquiry, he found the words "who is this man, please ask him to see me before transfer certificate is issued" inserted therein, that in the application he found the party having mentioned that he had completed III Form which meant he was not promoted to IV Form, that as there were ink spills in the Mark register in the relevant column "detained or promoted" against the name of this candidate, he could not make out whether he was promoted or not but however relying on the words of Sri.C.K.Govindarajulu that he had passed III Form Mr. Shunmugavelu wrote the Transfer certificate accordingly, that he also found the year of birth of this Sri.C.K.Govindarajulu corrected from 1916 to 1918 in the Admission register which he copied as 1918, that the correction and ink spills did not arouse his suspicion nor had he taken them to the notice of either the Headmaster or his co-clerk, Mr. Soosaippan which he admits was his mistake, that Mr. C.K.Govindarajulu happened to be his good friend and therefore he issued the Transfer certificate under reference relying on his words.

As a prema-facie case was made out against Mr. M. Shanmugavelu, the following charge was made against him in this Office Proceedings No.13329/47/B5 dated 26-8-47 and his explanation called for.

- Charges: That Sri.M.Shanmugavelu, acting clerk, prepared and put up before the Headmaster, City Municipal High School and then issued a Transfer certificate with incorrect and false entries regarding qualification and age to one C.K.Govindarajulu, ex-pupil of the school.
2. That he tampered with the School Admission register and changed the year of birth of the ex-pupil in the register.
 3. That he purposely made ink spills on the marks register of the school so as to hide the truth. And
 4. By his above actions he has proved himself to be quite untrustworthy and unfit to hold the post of clerk."

He was also kept under suspension pending the completion of the enquiry. He has in his letter dated 30-8-47 informed that he had nothing more to add to his statement given before me on 20-8-47 during the preliminary enquiry.

Now, sifting the facts of the case and judging from the evidence on record, I have to observe as follows:-

That Sri.C.K.Govindarajulu, an ex-pupil of the City Municipal High School, applied to the Headmaster of the school on 2-7-47 for a Transfer certificate stating that he wanted to seek employment in the Agricultural college, that Mr. Soosaippan, the senior clerk who used to attend to this work usually had some other work on 3-7-47 when Mr. M. Shunmugavelu the clerk in question wrote out the Transfer certificate along with others. Before doing so, he looked into the application and found that the applicant was only a completed III Form in 1933 by which he knew that the applicant was not promoted to IV Form. But, regardless of this plain fact and his reference to the marks register where at the place noted as "detained" against the name of this C.K.Govindarajulu he found an ink spill which blurred the entry and which would naturally have aroused the suspicion of anybody, he had ^{not} cared to refer this case to the Headmaster or to his co-clerk for clarification with reference to the other registers. Instead, he has written in the Transfer certificate daringly that the applicant was promoted to IV Form which he says he did relying on the oral version of Sri.C.K.Govindarajulu that he had passed III Form. Besides, he has also entered the year of birth of this applicant in the Transfer Certificate as 1918 in stead of 1916 relying on the corrected entry in the Admission register. There being no correction at all in the Admission register in this page except the one aforesaid it should have naturally aroused his suspicion as to how this one correction alone came to be made without any attestation. He could offer no explanation to this. But he admits

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that Sri.C.K.Govindarajulu was his good friend and so he obliged him by detatching and giving him this transfer certificate without the knowledge of anybody.

On an examination of the above two registers, it is seen that there are four ink spills against the names of pupils, K. Venkataswamy, and this C.K.Govindarajulu in the marks register of which one spill is actually at the place where the word "detained" should find place against the name of Sri.C.K. Govindarajulu, blurring this entry in-to-to. The spills all appear to be of fresh ink. Besides, these ink spills, the correction of age in the Admission register by changing the figure 6 into 8 also appears to have been made recently.

Judging from the circumstantial evidence that Sri.C.K. Govindarajulu happened to be a good friend of Mr. M. Shunmugavelu, that the said Govindarajulu having been removed from the service of this Municipality as an attender desired to seek admission in the Agricultural college, that though in his application he had specifically mentioned that he has only completed III Form whose implication Mr. Shunmugavelu knew full well, I have my very strong suspicion that Mr. M. Shunmugavelu should have not only made out this false transfer certificate knowingly, but also to justify his action should have blurred and corrected the entries in the above registers suitably so as to help his friend in regard to his educational qualification and age. Otherwise, the ink spills and correction aforesaid should have naturally aroused the suspicion of any man, particularly when the applicant did not mention in his application that he was promoted to IV Form. Further, the act of Mr. Shunmugavelu in having sent this false transfer certificate along with two others correctly written by him to the Headmaster while he was in a hurry to leave the school and got his signature, besides having detatched the same and given it to the party without anybody's knowledge amply confirm my suspicion that he is villain of the whole play. To hide his wilful act, he has caused the above ink spills and correction which on the very face of them appear to have been done in the interest of Mr. C.K.Govindarajulu. Though this is a case calling for serious action against Mr. M. Shunmugavelu, the clerk under suspension, still for the reason that there is no direct evidence for his tampering with the entries in the above registers, I hold him guilty of having prepared and issued a false transfer certificate knowingly, deceiving his superiors. As such, I consider that nothing short of his removal from service would meet the ends of justice in his case. I, therefore hereby order that Mr. M. Shunmugavelu acting clerk (under suspension) be removed from the service of this Municipality with effect from 22-8-47, being the date from which he is kept under suspension.

(Sd) C. Kadirvel,
Commissioner. 26-9-47

Copy to the Headmaster, City Municipal High School, Coimbatore.
Copy to the Deputy Inspector of Municipal Councils and Local Boards, Coimbatore.

To. Sri.M.Shunmugavelu, acting clerk (under suspension)

Note to the Headmaster, City Municipal High School.

The Headmaster, City Municipal High School, is requested to send immediately the application dated 2-7-47 of Mr. C.K. Govindarajulu, ex-pupil of the City Municipal High School for a transfer certificate. If necessary a copy may be taken for school reference. The original should be sent to this office.

(Sd) C. Kadirvel,
Commissioner, 26-9-

(True Copy)

KARAJAN

29/12/47

10.

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

Through

The Director of Public Instruction,
MADRAS.

&

The Commissioner,
Coimbatore Municipality,
Coimbatore.



In continuation of the humble appeal dated 29-12-47
of K.R. Rajan, B.A., L.T., Headmaster, City Municipal High School,

Coimbatore, against Order No. 13329/47/B5 of the Commissioner,

Coimbatore Municipality, dated 20-10-47, it is submitted:-

1. That the Municipal Commissioner has, in the Order quoted above, made prominent mention of a personal inquiry held by him on 20-8-1947 and has cast aspersions on your humble appellant's veracity on the basis of a statement alleged to have been made by the dismissed clerk, Shanmughavelu, at that inquiry.

2. That in that personal inquiry, your humble appellant was asked by the Commissioner to withdraw and look to his work when the Commissioner took down statements from the two clerks, and that, as a result, your humble appellant does not, even to this day know what the statements recorded from them are.

3. That the Commissioner did not examine all the persons mentioned in your humble appellant's answers to the questionnaire attached to his explanation dated 12-8-47.

4. That as the statements used against your humble appellant were taken from the clerks in his absence and as he was not given an opportunity to cross-examine the clerks and as the persons whom your humble appellant had requested to be examined on his behalf were not examined, the whole inquiry has become vitiated and that on this score also, your humble appellant submits that the charge against him is not sustainable.

5. That your humble appellant prays that he may be excused for not having mentioned these facts in his appeal dated 29-12-47 as your humble appellant was not then aware that he had

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had a right to know the contents of the statements recorded from the clerks and to cross-examine them--much less was he aware that the denial of these rights was a serious irregularity in the procedure.

6- That your humble petitioner therefore prays that his appeal dated 29-12-47 be allowed and that the Order of the Commissioner 13329/47/B5 dated 20-10-47 may be kindly set aside.

7. For which act of mercy your humble petitioner shall, as in duty bound, pray and beg to remain

Ever your most obedient, humble servant,

59, Ranganaipuram,
Coimbatore, 29-1-1948.

K.R. Rajan
29.1.48
~~Headmaster~~ Headmaster,
City Municipal High School,
Coimbatore.

Advance copy submitted to:-

The Secretary, Education Dept.,
~~Government of Madras~~ Government of Madras,
Fort St George,
Madras.

K.R. Rajan
29.1.48.

E.P.H. (93)

This is only an advance copy.
This may be lodged.
2.2.48.
3.2.48.
Await the
original till
4/2/48
3/2/48

101

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2/3/3
3/13
E.P.H (93)

MEMO. NO 6826. 93.48.1. Edn. 2/ 4.2.48.

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4/2

Education - Secondary - Appeal
petition d/ 29.12.47 from Sri
X.R. Rajan, Headmaster, city
H^l H^l H^l school, Coimbatore.

p. 126
p. 27. (J)

Comm.
Ref: From the Coimbatore mty. NO. 181/48/BS.
dated 20.1.48.

p. 126
p. 27. (J)

The Commr. Coimbatore mty.
is informed that the appeal petn,
d/ 29.12.47 from Sri X.R. Rajan
Headmaster, city H^l H^l H^l school, Coimbatore
said to have been forwarded with
his letter cited above, has not been
received. He is requested to forward
the said appeal petition through the

(93) H 93

This is only an advance
copy of the original
document.

D.P. 2. The letter ^{referred above} received from the Coimbatore mty is returned herewith for resubmission through the D.P. 2 with its enclosures.

3/2/48

to the commr
Coimbatore mty
thru. C.M.C.
(with cf in orgl)
(R 20/2/48)
(vide p. 24)

C.F. 32.

Municipal

Department

Received

Registered

From (Name) Sri.C.Kadirvel Mudaliar,
Designation Commissioner, B.A.,B.L.
Station Coimbatore Municipality,
Coimbatore, P.B.121

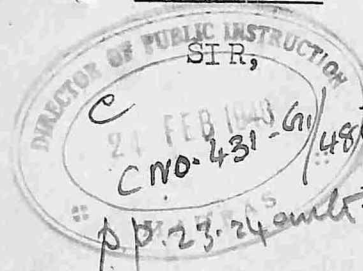
To
The Secretary to Government,
Education & Public Health Department,
Fort St. George, Madras.

Through*

Enclosures :

No. 181/48/B8 dated the 16th February 1948.

* 1) The Director of Public Instruction, Madras
and 2) The Chairman, Municipal Council, Coimbatore



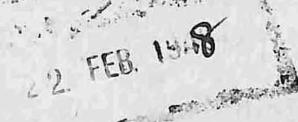
Appeal petition from Sri.K.R. Rajan, B.A.,L.T., Headmaster
City Municipal High School, Coimbatore - Forwarded.

Ref: Government Memorandum No.6826-G3-48-1 Edn dated
4-2-1948.

The appeal petition dated 29-12-47 from Sri.K.R.Rajan,
B.A.,L.T., Headmaster, City Municipal High School, Coimbatore is
herewith forwarded together with this office letter No.181/48/B8
dated 20-1-1948 as required under the above reference.

2. A further appeal dated 29-1-48 from Sri.K.R.Rajan
on the subject is also forwarded herewith together with a copy
of my note dated 7-2-48 and a copy of Resolution No.31/10-2-48 of the
Appointment Committee of this Council.

HS/17-2-48 Forwarded/



G. Narayana
Chairman, C.M.C.

Chairman
Commissioner 18/2

Note to the Appointment Committee.

I place before the Appointment Committee the further appeal
of Sri.K.R.Rajan, B.A.,L.T., Headmaster, City Municipal High School
dated 29-1-1948 which though time barred has got to be forwarded
to Government for such disposal as they deem fit.

The Headmaster alleges in the appeal that I based my order
prominently on the personal enquiry held on 20-8-47 casting asper-
sions on his veracity on the basis of the statement made by the
dismissed clerk, Shanmughavelu at that enquiry.

2. That during that enquiry, the Headmaster was sent away to
attend to his work and the statement of the clerk under reference
was taken in his absence, the contents of which he is not aware of.

3. That I did not examine all the witnesses mentioned in his
answer to the questionnaire.

4. That as he was not given an opportunity to cross-examine
the clerk under reference, the enquiry was vitiated and therefore
the appeal might be allowed.

Allegation No.1 - This allegation is thoroughly unfounded
as I have not in my findings mentioned anything of the statement
of Shanmughavelu, except I have stated what Shanmughavelu has said
before me, while summing up the statements of the parties in the
preface. My findings were exclusively based on my own impressions
gathered from the blurrings of the entry on the application of the
party for the transfer certificate and the other circumstantial
evidence leading to the same. Hence, this allegation is quite
futile.

Allegations 2, 3 and 4

In respect of the allegations 2, 3 and 4, I have to state as follows:--

The proceedings framing charges against the Headmaster was issued to him on 4-8-47. He sent his explanation dated 12-8-47 together with his answers to the questionnaire. In the answers, he wanted an oral enquiry to be held and certain persons to be examined on his behalf. But, when I actually held the enquiry on 20-8-47 at the school, he wanted that only his two clerks might be examined and also desired to attend to his work and so I sent him away. But, however after recording the statements of the two clerks and himself, I allowed the Headmaster to peruse them and asked of him in particular whether he desired to put any questions to Shanmughavelu or to examine any more witnesses. He has appended as follows in his statement - Vide - (Page 77 of the file).

"Read the contents are true. I do not wish to put any questions to Sri. Shanmughavelu nor need any one else be examined."

From the foregoing, it is clear that his allegations mentioned supra are nothing but vain and frivolous.

In fine, I may also state that I conducted this enquiry as best as I could forming my judgment on the bare facts of the case and I have viewed the matter rather leniently having regard to his age and service. Notwithstanding this, he has been persistently aiming to set at naught the punishment, as could be evidenced from this further appeal.

Sd/ C.Kadirvel,
Commissioner.

Copy of Resolution No.31/Appointment Committee dated 10-2-1948.

Forward to the Government through the Director of Public Instruction. The Committee sticks to its original resolution No.23 dated 15-1-1948.

(True copies)

Chairman
Commissioner. 18/2

HS/17-2.12

CH. 32. a).

MUNICIPAL Department

From (Name) Sri.C.Kadirvel Mudaliar,
B.A.,B.L.,

Designation Commissioner,
Coimbatore Municipality,
Station Coimbatore. P.B. 121.



Received.....Registered.....

To
The Secretary to Government,
Education & Public Health Department,
Fort St. George, M A D R A S.
THROUGH: The Chairman,
Coimbatore Municipal Council.

No. 181/48/B8 dated the 8th of March 1948.

Sir,

EDUCATION - Secondary - Appeal from Sri.
K.B. Rajan, Headmaster, City Municipal
High School, Coimbatore.

Ref: Government Memo No. 6826-G3-48-1 Edn., dated 4-2-1948
and a Reminder No. I thereon dated 4-3-1948.

The appeal petition in question was already forwarded to you through the Director of Public Instruction in this office letter No. 181/48/B8, dated 16-2-1948 as required under the above reference. The Director of Public Instruction has now called for the connected files which are being forwarded.

MK/8-3.

/FORWARDED/

Abhimataung
Vice-Chairman, in charge,
Coimbatore Municipal Council.

Commissioner. 8/3

6/28

E.P.H(93)

The receipt of the petition ^{sent} through the
D.P.I. may be awaited till 1.4.48.

13.3.48

15.3.48

subtd.

For orders whether this file may ^{continue to} be over

till the receipt of the petition from the D.P.I.

15.4.48 or whether the D.P.I. should be reminded

2.4.48

2.4.48

subtd.

approval. A draft memo. is submitted for

5.4.48

6.4.48

Edn. & P.H.(G3) Dept. 29

MEMO.No. 6826-93-482-Edn dated 7-4-1948

Education - Secondary - Appeal from Sri
K.R.Rajan, Headmaster, City Ml. High School,
Coimbatore.

From Sri K.R.Rajan, City Ml. High School, Coimbatore,
dated 29-1-1948.
From the Commr. Coimbatore Mtyl. No.181/48.B8.d/16-2-48

The D.P.I. is requested to expedite the
transmission to Government of the appeal petition of Sri
K.R.Rajan, Headmaster, City Ml. High School, Coimbatore,
which is said to have been forwarded to Government by
the Commissioner, Coimbatore Municipality, with his
letter cited above.

To the D.P.I. (with a
copy of page 5 c.f.)

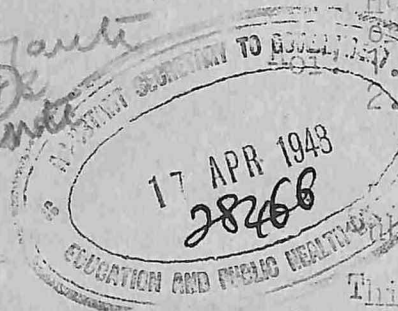
6.4.48

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AS3 43 3 1
OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS

R.O.431.G.1/48 dated 9.4.'48.

Sub: Municipal Councils - Coimbatore - Appeal Sri K. R. Rajan.
Headmaster, City Municipal High School against the
orders of the Commissioner - Stoppage of increment -
1. Appeals of Sri K. R. Rajan dated 29.12.'47 and 29.1.'48.
2. Letter 181/48 B.8 dated 20.1.'48 and 15.2.'48 from the
Commissioner Municipal Council, Coimbatore -



This is an appeal against the orders of the Commissioner stopping the increment of the Headmaster for three months without cumulative effect for alleged delinquent of duty in not having taken personal care to verify the entries in the transfer certificate issued to one U.K. Govindarajulu, an old student of the Municipal High School who was then working as attender in the Municipal Office, Coimbatore. The appellants plea that the whole thing was an underhanded plot between the two clerks of the High School, Shammugavola and Sasiappan as they were wholly responsible for the preparation and issue of the transfer certificate to the said U.K. Govindarajulu without his full cognisance, cannot be justified, since he should not have signed the certificate in his hurry to catch the train without comparing the entries in the certificate with the particulars in the registers.

In the above circumstances, the appeal is recommended to be rejected. The Municipal Office file 181/48/B.8 and 13327/47/B.5 are herewith enclosed for perusal and return to the Commissioner when done with.

K. R. Rajan
14/4

for Director of Public Instruction,

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

grd.12.4.

pp-1-34
pp-1-173

8.4.4

(12)

Appeal - Sri X.R. Rajan, Headmaster,
C.M.H. School, Coimbatore - Against
the orders of the Commr stopping the
increment - Rejected.

C.No. 6826/48.

pp 1-7 & pp 19-21 ef.

pp 25-26 ef.

p. 31 ef.

4/5/48

From Sri X.R. Rajan, appeal petitions
dated 29.12.47 and 29.1.48.

From the Commr. Coimbatore mty.
No. 181/48-B.S. 2/20.1.48 & 16.2.48.

From the D.P.I. Re. 431.91/48. 2/9.4.48.

Order (Ms) No. 1109 Edn. 21 4-5-48

The appeal is rejected.

To
Sri K.R. Rajan,
Headmaster, C.M.H.
School, Coimbatore
Chro' Commr. Coim-
batore mty.

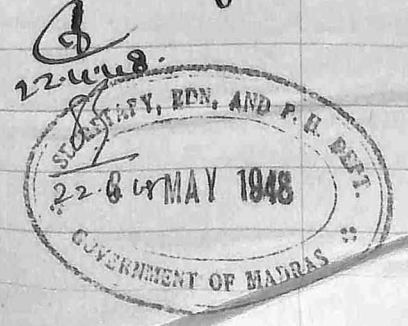
22.4.48

To the Commr. Coimbatore
Mty (the chro' mty (with encls.
autd) J8E)

Copy to the D.P.I.

D.P.I. is all
except the Commr
Coimbatore mty
and the encls.
C.D.B.

Note: - please see the appeal petitions
at pp. 1-7 and 19-21 ef; the remarks of the
Commissioner, Coimbatore mty on pp 25-26 ef
and the remarks of the D.P.I. thereon at
p. 31 ef. respectively. In the light of
the facts stated by the Commr. at pp. 25-26 ef
and the D.P.I.'s recommendation at p. 31 ef
the appeal may be rejected. The bill
may be circulated to H.M (Edn) for ordering.



23.4.48

in every way - Requested.

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~~The appeal is rejected.~~

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The appeal was heard on 14th April 1964. The appeal was allowed and the order was set aside. The order was set aside and the order was set aside.

CDB

Enclosures to Cr. no 1109.
For D/4.5.48 to be sent to
the Comm. Cimbatores (thru
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C.R.B.

Please send the papers
at (J) and (E) as enclosures
to go. No. 1109-Edn. 2/4.5.48.
to the Commr. Crim. Justice Mtg.
(thru' C.M.C.) and send the
slip to section.

(J)
8.5.48.

C.D.B.

Please attach all the
necessary papers and send for
despatch
L
K. M.