

closed on
2 Sept
11.12.

Seott. II-37-50,000-27-10-41.

Edu.
~~B + P~~ (1942) Department.

R SERIES.

G.O. No. Ms.No.1888, Education.

377

1888

Dated

29th July 1948.

17.6.42

(9)

[Despatch Abstract.]

Elementary Education - Establishment - Municipal Council Salem Municipal Elementary Girls School - Agraharam, Shevpet - S. Krishnaveni Assistant Maternity leave - Sanctioned.

Back papers.

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

Further papers.

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

SALEM MUNICIPALITY.

From Sri M.Minakshisundaram, Commissioner, Salem Municipality, S a l e m.
To The Secretary to Government, Education & Public Health Department, Fort Saint George, M a d r a s. Through The Examiner of Local Fund Accounts, M a d r a s.

R.o.c. No. C3. 3523/47. Dated 30/11/1947.

Sir,

Sub:- ESTABLISHMENT - Salem Municipality - Municipal Elementary Girls School - Agraharam, Shevapat - S.Krishnaveni - assistant - maternity leave - grant of.

S.Krishnaveni, permanent assistant of the Municipal Elementary Girls School is on leave continuously from 9-1-45 as follows.

	From	To
Leave on medical certificate on half pay.	9-1-45.	31-5-45.
Maternity leave on full pay.	1-6-45	31-7-45.
Earned leave on full pay.	1-8-45	24-8-45
Leave on medical certificate on half pay.	25-8-45	8-3-46.
Leave on loss of pay.	9-3-46	7-1-47.

The teacher applied for maternity leave for 3 months from 8-1-47. The teacher has not returned to duty after the grant of maternity leave on the last occasion i.e., from 1-6-45 to 31-7-45. The Examiner of Local Fund Accounts, who was requested for instructions whether the teacher may be granted maternity leave on full pay from 8-1-47 has advised me to address the Government in the matter in his letter L.F.No.2748 dated 1-8-47, (copy enclosed). I therefore request the Government for instructions whether the teacher is eligible for maternity leave on full pay from 8-1-47, inspite of the fact that she has been on leave continuously from her last maternity leave. The teacher has not yet returned to duty.

SS/-1-12-47.a

COMMISSIONER.

Forwarded

N. Jagannathan
CHAIRMAN.

Copy of letter L.F.No.2748 of the Examiner of Local Fund Accounts, Kilpauk, Madras 10, dated 1-8-1947.

Sub:- Establishment - Elementary Education - Salem Municipality - Shevapat Agraharam Girls' School - S.Krishnaveni - maternity leave - grant of - remarks.

Ref:- Your letter Roc.No.C3.3523/47 3523/47 dated 17th May 47.

The matter may be referred to Government for orders.

Sd/- xx xx xx
Deputy Examiner of Local Fund Accounts.

/True copy/

P.T.O.



1.4
2 2
F. 8269 24/2/48
C. 871-B2
WARTIME

Examiner's Office.

FORWARDED.

The issue raised by the Commissioner is whether maternity leave can be combined with other kinds of leave and can be followed by another spell of maternity leave. According to S.R.2 under F.R.101(a) leave of any other kind may be granted in continuation of maternity leave if the request for its grant is supported by a medical certificate and under audit instruction (2) under that rule appearing on page 98 of the audit manual, maternity leave may be granted in continuation of other kinds of leave. A literal interpretation of the rule, therefore, would appear to permit the grant of maternity leave to the mistress from 8-1-47.

In the case of permanent women servants, the grant of maternity leave upto 2 months with allowances is irrespective of the fact whether there is any other kind of leave at credit. This leave is not debited to the leave account and is apparently intended to cover absence from duty for a specific reason. The teacher in question has been continuously absent from duty and it cannot be known whether she would have returned to duty but for reasons of maternity. It is doubtful whether the maternity leave applied for is admissible in this case. It is, therefore, for consideration whether the combination of any other kind of leave with maternity leave may not be restricted to cases in which the administrative authority feels satisfied that there is a reasonable prospect of the employee returning to duty after the leave so that there may not be any evasion of the Rule.

(B. B. Shanker Rao)
Examiner of Local Fund Accounts.

To

The Secretary to Government,
Education and Public Health Department,
Fort St. George, Madras.9.

E + P. H. (82)

Encl. No. 13977 B2/48-1 dated 6.3.48.

Referred to the Director of
Public Instruction for remarks.

Asst. Secy. to Govt.
B. B. Shanker Rao

To
The Director of Public Instruction,
Madras.

Local Administration Department.

From
Sri M. Minakshisundaram,
Commissioner,
Salem Municipality,
Salem.

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

ASST. SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC HEALTH DEPT.
8 - APR 1948

3523/47.

Dated 2/4/48.

Subj: ESTABLISHMENT - Salem Municipality - Municipal
Elementary Girls School - Agraharam, Shevapet
S. Krishnaveni - assistant - maternity leave -
grant of.

REF: My letter No. C3.3523/47 dated 30/11/47 through
the Examiner of Local Fund Accounts, Madras.

I request the favour of orders on my letter referred to above.

In this connection, I have to state that the teacher has not
joined duty yet.

SS/-3.4.p C 1/4/48

COMMISSIONER.

Forwarded

N. Jaganathan
CHAIRMAN.

E + P. H. (82)

The Commr's letter quoted above has been forwarded
to the D.P. 9 for remarks on 6.3.48. He may be reminded.
An interim reply to the Commr., is ruled for approval.

21.4

E. P. H. Dept

~~100~~
~~20/4~~

pp1-2c-7

Sent as original. 2) Govt. Indt. No. 13777 B3/48-1 dated 6.3.48

To
The Commr.,
Solomon Reg. (Panama only)
The D.P.G. (Para 2 only)
FRO
50-4

24/11/19

$\frac{B}{21.4}$
 $\frac{B}{23.4}$

6

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.
R.C.871-B.2/48 dated 3-5-1948.
for

Elementary Education - Municipal Council, Salem - Grant of maternity leave to S.Krishnaveni.

Ref: Government Enrt. No. 13977-B.2/48-1 Dated 6-3-1948.

Resubmitted.

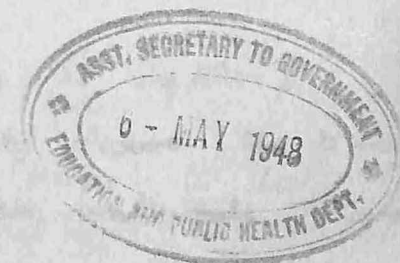
33355

2. The remarks of the Examiner of Local Fund Accounts are endorsed.

for Director of Public Instruction.

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

RVR 5/5/-



21

The Commr., Salem Dy., is informed
 that the ~~maternity leave~~ ^{maternity leave} of the teacher
 S. Krishnaweni is eligible for maternity leave ^{average}
 for ~~three~~ ^{two} months from 8.1.47 on full pay.
 The Commr., Salem Dy., is informed
 that the ~~maternity leave~~ ^{maternity leave} of the teacher
 S. Krishnaweni is eligible for maternity leave ^{average}
 for ~~three~~ ^{two} months from 8.1.47 on full pay.
 The Commr., Salem Dy., is informed
 that the ~~maternity leave~~ ^{maternity leave} of the teacher
 S. Krishnaweni is eligible for maternity leave ^{average}
 for ~~three~~ ^{two} months from 8.1.47 on full pay.

E. P. H. 2/48

G. L. 13747-3/48-4 dated
 sub:- Eli. Edn - Est. - (Salem Dy. - M. E. E.)
 got girls school - Agnatharam & Shrapet -
 S. Krishnaweni - ^{Assistant} Maternity leave - sanctioned.
 Ref:- 1) From the Commr., Salem Dy. No. C3-3523/47
 dated 30.11.47.
 2) Endt. of the Examiner of L. F. Accts. No. 8269 dated
 24.2.48.
 3) Endt. of the D. P. S. No. 671-13/47 dated
 3.5.48.
 Order no. 1888 dated 29.7.48
 The Commr., Salem Dy., is informed
 that ~~the~~ ^{maternity leave} ~~of the~~ ^{of the} teacher
 S. Krishnaweni is eligible for maternity leave ^{average}
 for ~~three~~ ^{two} months from 8.1.47 on full pay.
 To
 The Commr.,
 Salem Dy. ✓
 The C. H. C. ✓
 The Examiner of L. F. Accts. ✓
 The D. P. S. ✓
 31/7/48
 31.7.48
 10/7/48

Sub: Estt. - Salem M., - Hl. Ed. girls School -
Agnatharam, Sherafet - S. Krishnaveni - Assistant -
Maternity leave - grant of.

Ref: 1) From the Commr, Salem M., Rec.No. C3-3523/47
dated 30.11.47.

2) Estt. of the Examiner of Local Fund Accts,
L.F. 8269/KG dated 24.2.48.

3) Estt. of the D.P.G Rec.No. 871-B2/47.
dated 3.5.48.

PIC +

P2C +

P7C +

FOPTPEI .00.4.9+3

The case relates to the grant of maternity
leave to ^{a teacher} S. Krishnaveni, under the Hl. Ed., Salem.
The teacher was on medical leave for about
5 months from 9.1.45, took thereafter maternity
leave for 3 months and was subsequently given other
kinds of leave for 17 months. In effect the teacher
was absent on leave for 2 years during which she was
on maternity leave for 3 months. She again
applied for maternity leave for 3 months after the
expiry of the 17 months leave granted to her. The
Commr, has raised the question whether the maternity
leave applied for at second time should be granted
or not.

2. Submitted that the maternity leave has been
specially provided ^{for} in the rules for reasons of
confinement and as such the application for
maternity leave cannot be rejected. ^{which} It is however
open to the Commr, to refuse the leave
applied for subsequent to the expiry of the
maternity leave first granted if he was satisfied
that it was not necessary. It is seen that the
Commr, has granted the leave as he has ^{himself} ^{almost}
satisfied himself with the necessity for the leave. In
the circumstances it appears that the teacher
should be granted the maternity leave ^{now}
applied for. ^{a second time} The fact that the teacher ^{was} ^{is on}

if it was
not on
medical ground

A

~~24~~ APPEL, 50.2

I do wth see
 the y^r ans. wth
 y^r this case &
 I am wth Louis
 y^r v^r v^r v^r v^r
 v^r

10/

8/1/28 LA
2.2

E + P. H. U. O. 1377933/45-3
19.5.45.

A circular ink stamp from the Secretary to Government, Administration Department. The text "SECRETARY TO GOVERNMENT" is curved along the top inner edge, and "ADMINISTRATION DEPT." is curved along the bottom inner edge. In the center, the number "20595" is stamped above the date "20 MAY 1942". There are some handwritten marks to the left of the stamp, including "20th" and "1st".

20/5

LHW 0 m
20595 G/48-

27. 8/11/47

Finance (C.S.R)

The case is briefly stated in para 1 of E & P.H.'s note on p. 1. above.

2. The point for consideration is whether the teacher can be granted an extension of leave on maternity grounds, from 8.1.47. (under S.R.I. under Rule 10(a) & F.R., the teacher can be given leave on average pay upto 2 months)

3. In this connection, attention is invited

[Faint handwritten notes at the bottom of the page]

To the suggestion of the Examiner of L.A. Accts at 'A' on p. 2 cf.

4. This dept may agree with the remarks of Secy L.A. at X on p. 3 above ~~and that appears to be a~~ ^{the} leave ^{applied for} for maternity reasons, as it appears to be a clear case of evasion of rules.

DR ^{2.6.48} (The grant of leave is always discretionary so it does not appear necessary to amend the rules)

3/6 E-PH
Please see the notes of L.A. & Fin. on pp 3-4 ante. In the circumstances, it is for orders whether

Fun 40253 CR-1
ASST. SECRETARY TO GOVERNMENT
5 JUN 1948
EDUCATION AND PUBLIC HEALTH DEPT.

the view of L.A. at X on p. 3 ante may be accepted or the case may be passed in circulation.

15/6/48 I am afraid I cannot agree his is a case of 'evasion of rules' for the Commission has been finding for leave of the kind he was eligible for for the two periods, & that was why he has not known his duty. I must press for the grant of the maternity leave.

2-JUL 1948
GOVERNMENT OF MADRAS

TSA 26.6.48
M. (Secy) ✓
M. (L.A.) 29/6
M. (Fin.) ✓
Ry. A 2.7

A draft order ~~is~~ to the Commr, Salem Mty. is submitted for approval. It should be seen before issue.

E49.11.0.13777 32/48-4
13. 7. 48.

[Previous note of L.A. Dept. on pp 2+3 ante]
The draft order below which is based on the order in circulation may be passed. The Case may be passed on to Fin.

27882
18 JUL
LOCAL ADM.

15.7.48
15.7.48
16.7.48
M. (Secy) ✓
M. (L.A.) 15.7.48
M. (Fin.) ✓

27882
16.7.48
16.7.48

B₂

Finance (C.S.R)

(Previous Finance note on pp. 3-4 above)

The orders in circulation on p. 5 above and the draft order ^{below} may be perused and the case returned to E.P.H.

22.7.48

23/7

E.P.H.
B2

AS
9/10/48

Fin. no 51697032-1
26748



28800
m
27/7/48

42
22.7.48

22/7

22/7

L.A.D.P.

One draft order for Rs. 1000/- (one thousand rupees) is being submitted for perusal and approval of the Government of India.

22/7/48
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9