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Form. II-27-60,004-17-11-48.

Est P.H. (1948) Department.

MS. SERIES.

G.O. NO. 1975 Edu

Dated

10-8-48.

[Despatch Abstract.]

Est_{II} - Municipal High School - Gudiyatham
+t ulaganathan Sri A., L. T. Asst - request for
five advance increments - Negatived.

Back Papers.

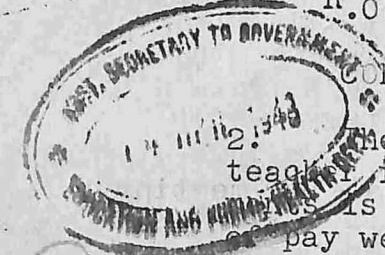
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Further Papers.

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

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.
R.C. No. 178 Gl/48 dated 9th April 1948.

Sub: Municipal Council, Gudiyatham, Ulaganathan Sri A. Granting of five advance increments.
REF: Letters from the Commissioner, Municipal Council, Gudiyatham No.C.No.B.3.7032/47 dated 15/1/48, 16/2/48 and 10/3/48.



COPIES SUBMITTED.

The proposal of the Municipal Council to grant the teacher five advance increments to be absorbed in future increments is peculiar. Since the original orders regarding the fixation of pay were passed by Government in G.O. No.1848 Education dated 24-9-1946, Government may now be pleased to pass such orders as they deem fit on the present request of the petitioner.

2715A

for DIRECTOR OF PUBLIC INSTRUCTION.

To

THE SECRETARY TO GOVERNMENT,
Education and Public Health Department.

Ram.12/4/48.

Copy of Roc. B3.7032/47 dated 15/1/48 of the Municipal Commissioner, Gudiyattam Municipality to the Director of Public Instruction, Madras

Sub: Ulaganathan (Sri) A. L.T. Asst. Municipal High School, Guidyattam - Break in service - Advance increments to compensate - grant of.

REF: Petition dated 11-8-47 of Sri Ulaganathan.

I enclose the petition dated 11-8-47 of Sri A.Ulaganathan, L.T.Assistant in the Municipal High School Gudiyattam claiming five advance increments in the revised scale of pay together with a copy of council's resolution No.355 dated 23-12-1947 granting five advance increments in the revised scale with effect from 1-8-1947 and state as follows:-

The applicant was first appointed as a L.T. Assistant on 17-8-42. He was ousted on 2-6-43 according to Dis.No.2287/43 dated 26-5-43 of the Director of Public Instruction. These proceedings of the Director of Public Instruction were subsequently cancelled by the Director of Public Instruction in his No.434/44 dated 27-3-44 with reference to G.O.No.Ms.1421 Edn.,dated 23-10-43. According to the latter proceedings of the Director of Public Instruction he was re-appointed as L.T. assistant on 28-4-44. After he was ousted on 2-6-43 he was appointed on 9-7-43 as secondary grade teacher and continued as such till he was reappointed as L.T. Assistant on 28-4-44. The period of break in service from 2-6-43 to 8-7-43 was condoned by Government in G.O.No.MS.1848 Edn.,dated 24-9-46 and his pay refixed in the L.T. Scale at Rs.75/- from 24-9-46 with reference to the pay he would have drawn had he continued as L.T.assistant from 2-6-43 to 27.4.44 with no claim to arrears of pay according to paragraph of the above Government order.

The applicant estimates his monetary loss at Rs.667/- as detailed in his petition. Had he not been ousted unjustly on 2-6-43, he would have not have sustained such a heavy loss. The status of the teacher is such that he cannot forego this pretty large amount in these days of high cost of living. The council has therefore taken into consideration all the above facts and resolved to grant him five advance increments in the revised scale of pay. The future annual increments, as they are earned will be merged in the advance increments. His pay in the revised scale of pay as fixed on 1-1-47 with weightage of service is Rs.85/-His pay after the grant of 5 advance increments from 1-8-47 will be Rs.110 till 1-1-52. By the grant of this advance increment ~~his~~ he is compensated in five years to the extent of the amount....

amount he has foregone as stated in his petition.

I, therefore, request that the Director of Public Instruction may be pleased to sanction five advance increments to the applicant, as his case deserves consideration.

Sd. x x x x
Commissioner
Guidyattam Municipality.

Proceedings of the Municipal Council, Gudiyattam passed at its meeting held on 23-12-1947.

Council resolution No.355 dated 23-12-1947.

Read application from Sri A. Ulaganathan, Assistant, Municipal High School requesting to grant him five advance increments in the revised scales of pay or to pay him the loss incurred by him as the result of having been ousted from service unnecessarily when acting in the L.T.cadre.

Resolution: Resolved to grant five advance increments in the revised scale from 1-8-1947. Future increments earned annually in the revised scales will be merged in the advance increments.

Sd. x x x x
Chairman.

Sd. x x x
Commissioner,
Guidyattam Municipality.

Forwarded and recommended.

Sd. x x x
Chairman, Guidyattam Municipality.

Copy of petition dated 11th August 1947 from Sri A.Ulaganathan B.A., L.T., Assistant, Municipal High School, Gudiyattam to the Commissioner and Special Officer, Gudiyattam Municipality.

Sub: My first appointment in the L.T.cadre - Ousting on 2-6-43 - break in service from 2-6-43 to 9-7-43 service in secondary cadre from 9-7-43 to 27-4-1944 - Orders from Government regularising the break etc., consequent loss to me - Advance increments prayed for - petition submitted.

1. I beg to submit the following for your kind consideration and favourable orders.

2. I was first appointed in the L.T.cadre in the Municipal High School Gudiyattam as per the order of the Commissioner Roc.A.2.3052/47 dated 12th August 1942 in the scale of 65-5/2-100.

3. The Commissioner for no fault of mine ousted me from service in the L.T. cadre in the Municipal High School passing his proceedings Roc.A.2. 2877/43 dated 29th May 1943 quoting Dis. No. 2287/43 dated 26th May 1943 of the Director of Public Instruction.

4. Then as per the proceedings of the Commissioner Roc.No.3132/43 dated 7-7-43 I was appointed afresh in the Secondary grade cadre in the same high school in the scale of pay of Rs.30/2/2-50 after a lapse of more than a month.

5. Again the Commissioner on 27-4-1944 passed his order Roc.No. 5094/43 re-appointing me in the L.T. cadre in the Municipal High School, Gudiyattam in the scale of Rs.65/5/2/100.

6. In appointing me again in the L.T. cadre the authorities have been pleased to recognise my claims for the job in the L.T. cadre as I prayed for; and so I submitted a petition to the Director of Public Instruction on 25-4-1945 and another to the Commission on 29-4-46 to move the Government requesting (1) to condone the break in service from 2-6-43 to 9-7-43 (2) to count my service in the Secondary grade cadre from 9-7-1943 to 27-4-1944 as that in the L.T. cadre and (3) to sanction the payment of vacation salary from 2-6-43 to 8-7-1943.

7. The Commissioner was pleased to order in his proceedings D-Dis. No.7196/47 dated 28-10-1946 condoning the break in service mentioned above, and though he rejected my second and third

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third requests in para 6 supra, he refixed my salary at Rs.75/- as I would have got if I had continued in the L.T. cadre without break, thus regularising the break etc. but without claim for arrears of pay. Although the Commissioner had the kindness to appreciate my claims he did not approve of my great loss owing to break etc., Hence it may be clear that I was really adversely affected by the previous orders of the Commissioner and that my case was one that deserved justice as per rules.

8. Had I not been unnecessarily interfered with, in my first appointment in the L.T. cadre, I would have been continuing in it, since 17-8-1942, the date of my first appointment without any loss and I would have drawn my increments regularly and I would have also been confirmed after my completion of probation. The bonus towards my provident fund would also have been contributed by the Municipality from the date of confirmation. Further I would have drawn my first increment on 17-8-1944 and the second on 17-8-1946. But because of the break etc., I was made to draw my first increment only on 28-4-1946 and as per the orders of the Commissioner D.Dis.No.7179/46 dated 28-10-1946 the second increment was drawn on 24-9-1946. Now I am receiving a salary of Rs.80/- in the revised scale of pay.

I submit therefore that because of the orders of the Commissioner, based on no justice or rule, already referred to the following are actual losses, I have incurred, which are unbearable to me.

(a) Loss owing to break in service in the L.T. cadre from 2-6-43 to 9-7-1943 at Rs.65/- per month.	Rs.80	0	0
(b) Loss due to service in the Secondary cadre on Rs.30/-per month instead of Rs.65/-per month in the L.T. cadre from 9-7-43 to 28-4-44 i.e., at Rs.35/ per month.	339	0	0
(c) Loss owing to the first increment deferred to a later date at Rs.5/ per month from 17-8-44 to 28-4-46.	102	0	0
(d) Loss owing to II increment being deferred to a later date @ Rs.5/-per month from 17/8/46 to 24-9-1946.	6	0	0
(e) Loss of bonus contribution to Provident Fund owing to non-confirmation on 17-8-1944 on Rs.70Rs from 17/8/44 to 17/8/46 and on Rs.75/-from 18/8/46 upto 31/3/47.	140	0	0
	Rs. 667	0	0

Since I was barred from claiming these arrears of pay, I submit that I was put to great hardship and avoidable difficulties and also I have become a debtor in these hard days - Therefore I request you to be kind enough to consider this very deplorable case of mine and pass orders in fairness to justice granting me five advance increments in the revised scale of pay at least slowly to make the losses, taking into consideration that I would be getting my next increment on 1-1-1948 or to cause me the full payment of the loss.

Copy of Roc.B.3.7032/47 dated 16/2/48 of the Municipal Commissioner, Gudiyattam Municipality to the Director of Public Instruction, Madras.

Sub: Establishment - Ulaganathan (Sri) A. Assistant Municipal High School, Gudiyattam grant of advance increments - copy of Government order - sent.

REF: Your letter Rc.No.178-G1/48 dated 10-2-1948.

A copy of Government order No.MS. 1848 Education dated 24-9-46 is enclosed for reference with reference to your letter cited above.

Sd. x x x x
Commissioner,
Gudiyattam Municipality.

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10/8

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E.A.P.H. Dept. (G13)

Govt. No. 1975 Edn. 10. 8. 48.

~~Memorandum~~ Establishment
Municipal High School, Gndiyatham,
Vlagonathan Sri. A., L.T. Assistant-
Request for five advance increments -
Negative

1-4 cb
p 5 cb

From the D.P.J. R.C. no. 178 G1/48 d. 9-4-48.
From the Ex. of L.F.A. no. 2107 dated 8/6/48.

~~The D.P.J. is requested to inform~~
~~the petitioner that his request cannot~~
~~be complied with.~~ The proposal of the
Gndiyatham M.C. to allow five
advance increments to Sri A. Vlagunathan,
Asst. Municipal High School, Gndiyatham,
subject to the condition specified in
its resolution No. 355, dated 23-12-47

To
The D.P.J.
The Ex. of L.F.A.

17/6/48
ces
17/6
p2 cb

is not in consonance with the rules relating to the grant of increments and cannot be accepted.

m
31-7-48

W
4/8/48

FRs 24 to 27.

To
The Commissioner,
Gudiyatham M.C.
Through the L.F.A.
The D.P.I.
The Secy to
L.F.A.
W/ 18/8/48

C.No. 27154 G3/48

N 7
Edm. & P.H. Dept. (G13)

Municipal High School, Gudiyatham,
Ulaganathan Sri. A. - Granting
of five advance increments

From the D.P.I. R.C.No. 178 G1/48 dated 9-4-48.
From the Sec. of L.F.A. No. 2107 dated 8/6/48

Please see the letter from the D.P.I. at p1cf and the remarks of the Examiner of L.F.A. at p 5 cf. Neither the Director nor the Examiner of L.F.A. recommends the claim of the teacher. The Examiner points out that if the teacher had felt that his rusting was unjustifiable he should have preferred an appeal on re-instatement. In the circumstances stated at 'A' on p 5 cf. it is for orders whether the request of the petitioner may be rejected. Subject to orders a draft memo is submitted for approval.

Please put up the
So quoted on page 5 cf.
m
21-6-48
The So is put up at (A).
W/ 28/7/48
cc
28/7/48
As pointed out by the Examiner, the proposal of the M.C. to grant five advance increments to the teacher and to order that they be merged in the annual increments, is not in consonance with the rules. The proposal may be negatived. The draft below is for approval. LA may see.

m
31-7-48
LA Dept.
The view expressed at A above may be concurred in. The case may be returned to C & P.H.



W/ 31/8/48
31036
48-1
6.8.48

MS 5.8.48
W/ 5/8/48

W/ 5/8/48
C & P.H.
2/8/48

Feb 24 1891

C. No. 2112

Municipal High School Building
U. S. Department of the Interior
of fine natural resources

From the 24th to the 27th of February 1891
From the 24th to the 27th of February 1891

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