

Education and Public Health.

closed.
2/2/48
Sectt II-27-58,004-4-11-46.
(1948) Department.

Ms. SERIES.

G.O. NO. 233 Education.

Dated 2nd February, 1948.

[Despatch Abstract.]

Schools - Elementary - Municipal Council, Villupuram Sri V. Vaithilingam
teacher - Reinstatement in service - Ordered.

[illegible]

சூதனன் துன்ப எதுமனவந்திற் நிகிந்த
 பற்றி ஏதாவது அன்ப உபசாரணையுநவ
 என் மனக் கலாப்புந் துயரநு இவநதண-
 லையுந எனக்கு நிதிவயங்கு என்னை உ
 லை நான் எனக்கு நிகிந்து கருப்பந் நு
 மனது அநிகவனக்கு உடன்கிட்டு
 இன் இயன்

என்றிதனும்
 வீ. காவத்தியனிடம்
 கைகொடுப்பதன்
 கைகொடுப்பதன்
 கைகொடுப்பதன்
 கைகொடுப்பதன்

25 3 5 1

E.P.H. Deptt.

D.O.No. 68922 B2/47-1 dated 21.11.47.

Dear Dr. Savor,

Sub: ~~Request for reinstatement in service~~ - Petition from
V. Vaithialingam Teacher - Reinstatement
in service

Ref: Petition dated 22-8-1947 from V. Vaithialingam.

...

I am to forward a representation received from V. Vaithialingam, formerly teacher under the Villupuram Municipal Council, for your remarks. The Government consider that the teacher should be given another chance and that he should be reinstated in service after giving a warning. I am to request you to say whether you have any objection to ~~his~~ orders being issued accordingly.

Yours sincerely,

To
Dr. S.R.U. Savor, I.E.S.
M.A., D.Sc., (Lond) ~~L.C.S.~~
D.P.I.
Madras (with encl)

17/11/47

17/11/47

D.O.No.2246 B1/47.

Director of Public Instruction,
M a d r a s, 22nd December 1947.

My dear Subramanian,

SUB:-V. Vaithialingam - Teacher - re-instatement
in service.

REF:-Your D.O.No.68922 B2/47-1, Edn., dated
21st November 1947.

I have carefully gone through the papers relating
to the dismissal of this teacher once more and I am
satisfied that he is not a fit and proper person for
the teaching profession.

2. The teacher Vaithialingam was in the habit of
beating children without any reason and of causing
physical pain to them by other means. It was proved
he ordered children to hit each other, obviously enjoy-
ing the pain caused. It was also found that he was in
the habit of spitting on the children and using foul
language. All these without provocation.

3. The teacher was deliberately disobedient. He
would not answer communications received from the
Commissioner, would not submit himself to an enquiry
and would not appear before the Government Medical
Officer when called upon to do so. He has thus ren-
dered himself liable to disciplinary action.

4. Two charges were framed against him:

I. Violation of Madras Educational Rules and
infliction of corporation and inhuman
punishment upon innocent students under
his charge; and

II. Impertinence, insubordination and dereliction
of duty.

Both the charges were proved satisfactorily at
the

10
enquiry conducted by the Commissioner. The teacher refused to be present at the enquiry. He had no satisfactory explanation for the charges and could maintain no extenuating circumstance. He merely relied upon appeals and these were rejected by the Director and by Government - vide: Government Memorandum No. 56184-47, Edn. & Pub. Health, dated 22nd July 1947.

5. The impression that I get after going through all the evidence is that the teacher is either a sadist or a mentally deranged person. In any case, he does not appear to be normal and one fit for the teaching profession.

6. In view of the above, I would request Government to reject the present appeal as his restoration in service will be very undesirable.

Yours sincerely,

S. R. S. S. S.

M.V. Subramanian, Esq., I.C.S.
Secretary to Government,
Edn. & Pub. Health Department,
Fort St. George, MADRAS.

(with enclosure)

5 E. & P. H. Deptt.

Sub: SCHOOLS - Elementary - Municipal Council, Villupuram
Sri V. Vaithialingam, Teacher - Reinstatement
in service - Ordered.

Read also

- pp 1-5 CF*
p 7 CF
1. Petition from Sri V. Vaithialingam, Ex-teacher, Municipal Council, Villupuram, dated 22-8-47.
2. Letter from the D.P.I. No. 2246.B1/47, dated 22-12-47.

Order No. *233* Edn., dated *2-2-48*
Ms.

The Government have reviewed the circumstances under which the teacher, Sri V. Vaithialingam of the Municipal Council, Villupuram, was dismissed from service on certain charges framed against him. They consider that the punishment of dismissal was ^{too} rather severe and that a warning would have been sufficient.

2. The Government accordingly direct that the teacher be severely warned for his misbehaviour and reinstated in Municipal service. The period of absence of the teacher from the date of dismissal to the date of re-instatement should be treated as one of leave ^{for} for which he is eligible ^{for} under the rules. ^{of the teacher} If the ~~teacher's~~ complaints against ^{the} work and conduct are received in future prompt disciplinary action should be taken against him.

3. The petitioner is referred to the Commissioner, Villupuram Municipality for orders on his petition.

8/12/48
To
The Commissioner, Villupuram Municipality.
the 11/1/48

29/1/48
30/1/48
P.T.O.

To
 ✓ The D.P.I.
 ✓ Sri V. Vaithilingam,
 (C/O the Postmaster,
 Maidapet, 3
 Madras (para 2 only)

Sub: Request for reinstatement in service.

Ref: The petition from V. Vaithalingam dated 22.8.47

Attention is solicited to the note on page 1 of the note file and the memo on page 23 of the current file wherein it has been decided that the representation of the teacher Vaithalinga Ayyar for reinstatement in service should be rejected. The teacher has again made a representation reiterating his original request. The main contention ^{is} that the records in Municipal office should not be taken at face value, but that he should be permitted to appear before H.M. or any officer authorized by him and explain the whole position before him. It is not usual to grant such interviews. The powers vested in govt. authorities ^{only} to call for the records of the case and pass orders on the representation. In the circumstances it is for order ~~that~~ whether this petition also may be rejected.

B. 2.9.47. 2.7.47 J.M. 46/47 S 6/47 H. (P.)

I have gone through the papers. I think he may be given a chance. He may be warned and his appeal for reinstatement may be allowed.



TSA 26-9-47

It is respectfully submitted that under 8(2) of the rules relating to Punishment of employees...

For have to call for the records of the case and pass such orders as they deem fit. The records of the case were submitted to govt. in July last and the govt. after examining the merits of the case, have decided to reject the petition. The govt. have ^{thus} exercised the power vested in them by the rules. H.M. has now taken a different view of the case and orders the reinstatement of the teacher in service. It is presumed that there is no objection to govt. interfering in the matter ^{again} and ordering the reinstatement of the teacher in N.E. service.

A draft order is submitted. L.A. may see.

29.9.47 30.9.47 1.10.47 S. A.:- Here is, I think, a technical objection to this. But as it is now proposed to interfere in the matter in a case where the D.P.G. has passed the order, I think it is proper to call for the remarks before an order is passed.

1/11/47 1/11/47 L.A.

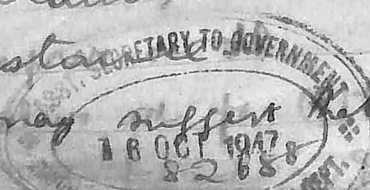
L.A. sept

B above. This sept may agree that there is no technical objection to govt. interfering in the matter now and ordering the reinstatement of the teacher.

C above. As the order will be passed under rule 8(2) of the rules relating to Appointment and Punishment of officers and servants of wpl. cl., it does not seem necessary to obtain the remarks of D.P.G. with the first instance.

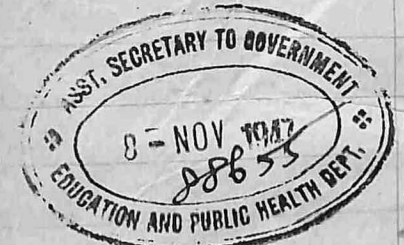
Re: B above. This sept may suggest that 1A.

E.P.H.U.O. 68922 B2/47-1
4.10.47



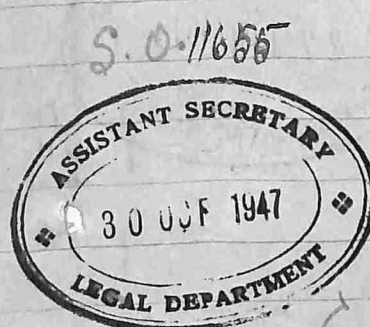
Still there's no harm in giving the views of the D.P.G.

DP 15/10/47



E.P.H.U.O. 68922 B2/47-2

29.10.47



Legal H.O. No. 11655/47-1
7.11.47

~~DP 1/11/47~~

p5 CF

'B' on p2 ante
The file may be sent to de for remarks with ref to the note of LA.

'C' on p2 ante
A refce to the app will be drafted on return of the file from Legal.

26/10/47 1/11/47 1/11/47 1/11/47

LEGAL DEPARTMENT.

There is no legal bar to the Government reviewing their previous

orders and passing fresh orders, reinstating the teacher.

1/11/47

E.P.H.U. Dept

E.P.H.U.

A draft D.O. to the D.P.G. is submitted for approval

14.11.47 17/11/47 1/12/47 1/12/47

TSA
20.11.47

[Issued as no. 68922 B2/47-1
Educ. d. 21-11-47]



11-10-55
I

2.0
see the letter from the D.P.S on page
The file may ^{again} be circulated to H.H (Edm)
reference to his minutes at E on page

148 S / H 7/11/48 M. (Cm)

~~scribbled out~~

I have seen the p. not talked to him
He does not seem to have as all that. He may
be given a chance. If he proves bad again
may be dismissed.

TSA

2. 1-48



A draft order is submitted for approval.

29/11/48 S M. B. M.

Standard as per the order of the Board A

A2

11-10-55

11

11

Edn. H. Dept.

B2

Edn. Dated.

Endt no.

Transferred to the Commission,
Villupuram Municipality.

LPB
29/8/47

Asst Secy to Govt

To

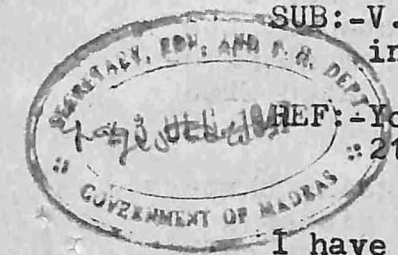
The Commissioner,
Villupuram Municipality.

D.O.No.2246 B1/47.

Director of Public Instruction,
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