

Education (1948) Department.

Ms SERIES.

G.O. NO. 3194

Dated

15-12-48

[Despatch Abstract.]

Schools- Elementary District
Board Chingapat. Transfer of
members of the school at Kaima
to private management papers
recorded

Back Papers.

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

Further Papers.

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

REV. S. IRUDAYASAMY
VICAR

15982
Reply as follows
It is not advisable to have a private school in Pannur. It is better to open a school in the village or in the district board school of Tirupendur to me. In this connection I beg to inform you that I had applied for the said transfer one year ago and also I spoke to the special officer who has promised to do his best in the matter. But up to now nothing has been done. Hence I ventured to approach you and beg to see you can do in the matter. I shall be very thankful if you could arrange to hand over the school to my management before June 1948. I shall start the school from June '48.
PANNUR.
KANDLOOR P. O.
VIA. TIRUVELLORE
8-4-48

The Honorable Minister,
For Local Administration,
Madras.
Sir,

The people of Pannur and the neighbouring villages are frequently approached me with a request to open a Higher Elementary School in Pannur to meet the crying and ever increasing need for higher education. After consulting my superiors I thought of taking up the burden on myself and my utmost in the field of higher education to the children of these villages provided the District Board authorities are willing to hand over the district board school of Tirupendur to me. In this connection I beg to inform you that I had applied for the said transfer one year ago and also I spoke to the special officer who has promised to do his best in the matter. But up to now nothing has been done. Hence I ventured to approach you and beg to see you can do in the matter. I shall be very thankful if you could arrange to hand over the school to my management before June 1948. I shall start the school from June '48.

Hoping to be excused for the trouble,

I beg to remain,
Yours obedient servant,

S. Irudayasamy

Recommended
for early and favorable
consideration by the Minister
as the party is anxious to secure the institution.
14/48. S. Rameshchandra Rao.



3
Memo NO. 46777-132/48 Edu d/ 30.6.48

Subj: Ele education - Dist Board Chingleput
Transfer of Board Ele School at Rammarpalem
to private management

A copy of the letter from Rev. S. Sridayas
vicar, Pannur, on the subject referred to
above is forwarded to the Special officer Dist
Board Chingleput and he is requested to
state whether the district board is willing
to transfer the ^{or} school ^{in question} to the private management
and if so on what conditions.

20
The Special officer ✓
Dist Board P.W. a 296
Chingleput copy 28/6
with a copy to CP 27/6/48

27/6/48

Roc No. 902-47 09

Chingleput District Board's Office,
Saidapet,
9 August 1948.



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

Education- Elementary- District Board, Chingleput- Transfer
of Board Elementary School at Kammavarpayalam to private
management-

59760

Ref:- Government Memorandum No. 40777-B.2-48 dated 30-6-48
....

The District Board has no objection to the Mission
authorities taking up the Elementary School at Kammavarpalayan
under their management. On the closure of the Board School,
the teachers employed in the school will be withdrawn and
posted to other schools under the Board and the articles of
furniture and equipment of the school will also be taken by
the Board and transferred to other Board Elementary Schools.

A copy of the proceedings No.68 dated 30-7-48 of the
Special Officer, Chingleput District Board embodying the
above is enclosed.

RV. 10-8 $\frac{K}{10/8}$

to *R. S. S. S.*
for Special Officer, Dt Board.

P.t.o

Extract from the Proceedings of the Special Officer,
Chingleput District Board, Passed on 30-7-48

No.68:- (i) Correspondence ending with the Government Memorandum No.777-B-248 Edn., dated 30-6-48, requesting to report whether the Board is willing to transfer the Board Boys School, Kammavarpalayam to R.C.Mission, Pannur and if so on what conditions.

ii. Office note dated 21-7-48 stating that the management of the Board school at Kammavarpalayam may be transferred to the Vicar of the Pannur Church subject to the following conditions:-

1. That the teachers employed will be withdrawn and provided in other schools under the Board.
2. That the articles of furniture and equipment of the school will be taken by the Board for transfer to other schools under the District Board.

RESOLUTION

The Board agrees to the transfer of the management of the Board School at Kammavarpalayam to R.C.Mission, Pannur subject to the conditions specified above.

(True Extract).

G. ABDUL SATTAR
Special Officer

M. S. Sathyan
for Special Officer, Dt Board.

RV. 10-8 *16/10/48*

Telephonic Message of 23/8/48

From
The Asst Secretary
Edn + P. H. Dept
To
P.A.
The Special Officer
Dist Board, Saidapet

Subj: EL Edn. Dist Board Chingleput.
Transfer of Board EL School at Kammavarpalayam to private management
Ref: *SP Officer* letter 902-47-C9 dt 9.8.48

Please say whether the building in which the school is now located *(is owned by the Dt. Bd. or as if owned by the church)* will be handed over transferred to the private management if

P.C. to go
26/8/48

The transfer of the school is ordered off.

8/8/48
3/8/48

(10.15.48)

R.O.C.No. 902-47 C9.

Chingleput District Board's Office,
Saidapet, 28-8-48.

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

6

9

Sir,



Sub:- Education -Elementary-District Board-Chingleput-Transfer
of Board Elementary School at Kammavarpalayan to private
management
Your telephone message dated 25-8-48 received by post on
27-8-48.

The above school is located in a rented building belonging to
the mission authorities at Pannur. The Vicar has agreed to take over
the management of the school with effect from 1-9-48 and orders have
been issued accordingly.

Copies of his letter and reply are enclosed for reference.

R. Chellam
For Special Officer.

9/8/48

of letter dated 21-8-48 from the Vicar, Pannur, Kandur Post,
Tiruvallur, Chingleput Dt. to the Special Officer, Dt. Board,
Saidapet.

Ref:- Your communication Rec.No.902-47-C.S. dated 9th August 48
regarding the transfer of Board Boys' Elementary School,
Kammvarpalayam to private management.

I beg to thank you for your kind consideration in
transferring the school to the private management, I suppose the
recognition will continue to be, only, on that condition I take it
up, and you may withdraw your teachers and take away the furniture
and equipment as per your memorandum.

Kindly arrange and inform that recognition continues and
I will have no difficulty on that score. Only on this condition i.e.,
that the recognition is not disturbed I shall take it and you may
withdraw your teachers from 1st September 1948.

Thanking you once again.

/True Copy/

P. S. S. S. S.
for Special Officer.

9
28.8.48

P. T. O.)

Copy of letter Rec. 902-47-C.9. dated 28-8-48 from the Special Officer, Chingleput District Board, Saidapet to the Vicar, Pannur Kandur Post, (Via) Tiruvallur, Chingleput District.

Sub:- Education - Elementary - Dt. Board, Chingleput - Transfer of Board Elementary School at Kammavarpalayam to private management. Your letter dated 21-8-48.

With the transfer of the management of the Board School at Kammavarpalayam, ^{the recognition to the school} will certainly continue and not lapse as apprehended by you.

Orders withdrawing the teachers from the school from 1-9-48 as desired by you are being issued.

You may take over the management of the school with effect from 1-9-48. The school furniture and equipment will be arranged to be removed.

/True Copy/

R. S. Nathan
for Special Officer,
P.T.O. Chingleput Dt. Board

28.8.48

104
12/11

Edm J.P.H. (B2)

D.O. No. 40777-B2/48-3 Edm dy 12.11.48

Dear Mr. K. M. Sabin,

Subj: Education Elementary - Transfer of Board Ele School at Kammavarpalayam to private management

Ref: From the Special Officer Dist Board Chingleput No. 902-47 C 9 dated 9.8.48

—xx—

The Govt consider that when the question of transfer of management of the school was under correspondence with Govt, the Special officer should not have passed orders in the matter without waiting for the final ^{orders} of the Government

Khali Sahib G. Abdul Sattar
Sahib Bahadur, B.A.,
Collector & Special Officer,
Chingleput District Board.

"Panagal Buildings,
Saidapet, dated 18th November 1948.

Dear Mr. Subramaniam,

Sub:- Education- Elementary-Transfer of Board Elementary
School at Kammavarpalayam to private management.

Ref:- Your D.O.No.40777-B2-48-3 Edn. dated 12-11-48.

87611

The question of transfer of the management of the District Board School, Kammavarpalayam to private management was under correspondence in this office from January 1947 with reference to the requests made by the Vicar Pannur. On receipt of Government Memorandum No. 40777-B2-48 Edn. dated 30-6-48 with the complaint of the Vicar, about the delay in this office, the matter was pushed through as the Vicar wanted to start a Higher Elementary School with the beginning of the school year. The Board resolution was accordingly recorded and orders were issued. It was presumed that the Government wanted only information on the complaint made by the Vicar and that speedy orders should be issued by the District Board. I regret the District Board was not aware nor was it surmised that the question was pending consideration of Government. Otherwise the Board would have awaited final orders from Government.

As already stated the Vicar expressed his desire to open a Higher Elementary School after taking over the management of the District Board School. A further letter dated 10-7-48 was received from the Vicar praying for early orders.

With a view to expedite the transfer in the interest of higher education, the District Board has issued orders for the transfer as the matter was already long delayed.

In this connection I have to state that there was no loss to the District Board by the transfer. In the circumstances stated above, the irregularity in issuing the orders without waiting for final instructions from Government may kindly condoned.

Yours sincerely,

M.V. Subramaniam Esq., C.I.E., I.C.S.,
Secretary to Government,
Education & Public Health Department,
Fort St. George,
Madras.

I am to request you to explain the why
Special circumstances which necessitated
the transfer of the school to the private manage-
ment in anticipation of the sanction of the Govt.

Yours sincerely,
11/11/48

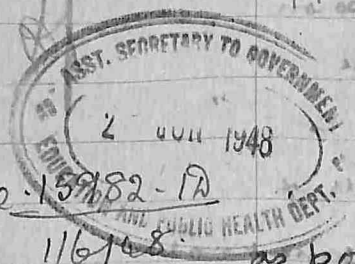
To Khali Sahib
G. Abdul Sattar
Sahib Bahadur
The Special Officer
(By Name)
Dist Board
Chingleput.

12 Sept 1948

Education - Elementary - Chingleput Dt Bd - Transfer of Board Elementary School at Kammarspalem to Rev. S. Sundayaswamy.

Please see the letter from Rev. S. Sundayaswamy on page 1 of request that the Board Board Elementary School at Kammarspalem may be transferred to him and that he will do the utmost in the field of higher education to the children of Pammur and the adjoining villages. HM LA has ~~minuted to reply~~ ^{minuted} that it is not advisable to hand over the existing educational institutions to private persons and that he may either open a school independently or request the S.O. Chingleput Dt Bd ^{to open} higher classes in the existing school. This may be transferred to S.O. & P. & Dept for necessary action.

SV 27/5/48
W/S
RM 31.5.48
E.P.H (B2)



The policy of the Govt is to encourage as far as possible private managements to ~~open~~ ^{run} schools so that local bodies may be able to utilise the funds at their disposal in places where voluntary effort from private agencies is not forthcoming. ~~such schools cannot be maintained by private managements.~~ There appears to be no objection to permit Rev S. Sundayaswamy to ~~open~~ ^{take over} the higher elementary school at Kammarspalem. ~~the Dt Bd is willing to agree for the higher~~ HM (LA) has minuted that it is not advisable to hand over the existing school educational institution to private persons. The file may be circulated to HM Gen. for orders whether the ~~idea~~ ^{S.O.} may be ~~informed~~ ^{concluded} accordingly permitted to open the school or whether ~~it~~ ^{the Vice} may be informed as directed by HM.

8.6.48
7/6/48 S
HM (B2)

2
This is with Mr. P. W. S. de Silva. He may
see & decide.

TSA

24-6-48
The Special Officer may be consulted as
Suggested
He is 24-6.



A draft memo to the Special Officer Dist
Board Chingleput is submitted for approval

25/6. 2
24/6/48

24/6/48

(Issued memo 40777-B2/48 Edn. 230.6.48)

From the Special Officer Dist Board Chingleput

No. 902-47 C9 dt 9.8.48

Issued T.M. dt 23.8.48 to the Spd Officer Dist Board
Chingleput

From the Special Officer Dist Board Chingleput

No. 902-47 C9 dt 28.8.48

The Special Officer Dist Board has since
reported that the Vicar has agreed to take over
the management of the Board's school at Panam
with effect from 1.9.48 and orders have been
issued accordingly. In the circumstances no further
action is called for. The file may be circulated
to H.M. (Edn.), (P.W.) & (L.A.) for perusal.

19

The transfer of management of
formally be off. by the S.O. The S.O.
may be asked to take further action in
the matter.

1.5.48

7/9/48

TSA

16/9/48

16/9/48

16/9/48

16/9/48

16/9/48

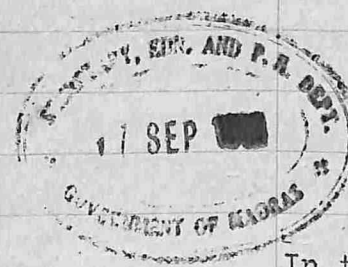
16/9/48

16/9/48

3
I had minuted that it is not desirable to hand over
the existing educational institution to private persons.
Instead of acting up to my orders the S.O. Chingleput District
Board was consulted. Before the Memo. to the S.O. was issued
the file should have been circulated to me. I should like to
know the reasons and the explanation, why a Memorandum was
issued to S.O. without sending the file to me particularly
when my minute is on the application.

Further, the S.O. was asked to say whether the
District Board is willing to transfer the school to the private
management. To this he replied that the Board has no objection.
Without waiting for further instructions from Government he
has stated in his letter on p.9 c.f. that the Vicar has agreed
to take over the management and that orders have been issued
accordingly. He should have obtained the previous permission
of Government before doing so. I do not see any reason why
such haste and anxiety should be exhibited, particularly when
it is concerned with an institution. He may also be asked to
explain.

17/9



The question raised in the file relates to a Board
School, a subject within the portfolio of H.M. (Education)
In the ordinary course H.M. (L.A.) should have passed on the
representation to H.M. (Education) even though it was addressed
to him. H.M. (Edn.) is to issue final orders on the point
raised.

Orders of H.M. (Edn.) were taken whether the matter
should be referred to the Special Officer or a reply should
be given to the Vicar as suggested by H.M. (L.A.). H.M. (Edn.)
and left the matter to be decided by H.M. (P.W.) to H.M. (P.W.)
decided that the Special Officer might be consulted. H.M.
(L.A.)'s wishes in the matter were specifically brought to
notice before circulation.

In the memo. the Board was asked only whether it was
willing to takeover the school. This was an intermediate
reference and there was no need to circulate the case to

17/9

17/9

17/9

This is to be
in the file
it was intended
to be the (L.A.) also before final order was passed - but a complication

H.M.(L.A.).

H.M.(L.A.).

The Special Officer at first suggested that the Board have no objection to the mission taking up the school. Subsequently, he reported that the Vicar was willing to takeover the school and the board had issued orders accordingly.

H.M.(L.A.) observes that the sanction of Government should have been obtained for the transfer. The transfer is only nominal and no property of the Dt. Board was transferred to the private management and the staff in the school was transferred to other Board Schools. In fact the Board school was closed and the private agency opened in a school in the village. Either of these does not require the sanction of Govt. The transfer of management should be approved by the D.E.O., as he has to recognize the new school under private management.

There appears to be no specific instruction in the Secretariat instructions to cover cases of this kind. The only instruction that, as a bearing on this case, is Instruction No. 19 which as follows:-

" 19(1) A Minister may call for any papers in any department, or indicate a desire to see any particular case or cases in any department before they are finally disposed of, and his request shall be complied with:-

Provided that if the paper or case is of a confidential nature, it shall be sent to the Minister only under the orders of the Minister in charge of the department to which it belongs:-

Provided that further that no paper under disposal shall be sent to any Minister until it has been seen by the Minister in charge of the department to which it belongs.

(2) The Minister who has called for a paper from another department may record therein his observations for the information of the Minister in charge, or if he sees fit, record a note on it for the consideration of the Pr. Minister or the Prime Minister of the Governor. When any such note is recorded, the case shall be circulated to the Pr. Minister or the Prime Minister and the Governor through the Minister in charge of the department to which the paper belongs."

When the driving
was in the
the 10th March
has first reported
his intention of
the transfer of
the school to
the private
agency before
he took any
steps himself.
That was also
one intention -
of the D.E.O.
at the time.

p 19 of
Business
rules.

The stage has
arrived in
his case. In
his opinion that
was done in
8/5/48 - but
was not
the 10th
action has
been taken
and the
case is
closed.

The file was circulated to H.M.(L.A.) for information before it was closed. It does not seem that the procedure followed by this Department was incorrect. The Public Department may, however, see before re-circulation.

The minutes of the (H.A.) at p. 3 ante
as at B at p. 3 ante and C D at p. 4 ante.
It may be urged that the sending of an
intermediate reference without his circulation to
him was not in conformity with the procedure.
The minutes of the (H.A.) at p. 3 ante,
the general position being as at E ante.
p. 4 ante, and there being no positive
direction in the memo at p. 3 of the
the 10th March with regard to any steps which he had
further directions on a report sent by him,
it is submitted that he need not be held to
blame if he need not be called on
to explain.

Ed.P.H. no. 40777-B2/48-2
28/9/48



Pub. Gen B
no. 26/48
6.10.48

The minutes of H.M.(L.A.) at p. 3 ante
and the notes of the Ed.P.H. at p. 3.5 above may be
perused. The procedure followed by Ed.P.H.
Dept is not incorrect. This Dept may agree
with the views of Secy, Ed.P.H. and return
the file to Ed.P.H. Dept.

It was only an intermediate
ref. so the procedure adopted
is not incorrect.
4.10.48
S.P.H.

One file may be circulated to H.M. (Edn.)
(Minute of H.M. (Edn.) or P.3 c.f. notes
H.M. (Edn.)

2/11/48
7/11/48

OSM
7/11/48

S. M.

H.M. (Edn.)

H.M. (Edn.)

TSA

12-10-48



The minutes recorded by me on 20-4-48 on the Vicar's letter should have been carried into effect with the concurrence of H.M. (Edn.) and if that was not feasible, the file should have been circulated to me before a different course of action was taken. The suggestion conveyed to the Special Officer, Chingleput District Board by the E. & P.H. Department in their Memo. on p.3 c.f. is opposed to my suggestion and hence the file should have been circulated to me at that stage before the issue of the Memo., when I could have taken up the matter with H.M. (Education). As Minister for Local Administration, I am concerned with the general administration of the District Board. So, Secretary, E & P.H. should have circulated the case to me before the Memo. at p.3 c.f. was issued, especially as the specific instructions in my minute of 20-4-48 were not carried out. The transfer of the school from the District Board to private management is not a formal matter - especially when I have minuted against it and had clearly expressed my opinion that it was not advisable. ~~I~~ An intermediate reference to the S.O. having been made without my knowledge and concurrence, the case should have come to me before being finally disposed of. The mistake in not having done this might have been accepted instead of an attempt being made to justify it.

While the question of transfer of the management of the school was under correspondence with Government, the Special Officer should not have passed orders in the matter

40777-82/48

without waiting for the final orders on the so called intermediate reference of the E & P.H. Department or at any rate without the knowledge of Government. His handling of the case is unsatisfactory and the irresistible conclusion is that he acted with undue haste to oblige the Vicar. I suggest that his explanation should be called for.

H.M. (Edn.) and H.M. (P.W.) may see it

4/11

H.M. (Edn.)

TSA

H.M. (P.W.)

7.11.48
M.B. 8.11

A above

A draft D.O. is submitted for approval

2/11/48
9.11.48

OSM
11/11/48

P13 CF
P15 CF

[Issued D.O. No. 40777-82/48-3 on 12.11.48]
From the Spl Officer Dist Board Chingleput
~~Dist Board~~ D.O. of 18.11.48

Please see the D.O. from the Spl Officer
Dist Board Chingleput at p.15 CF.

One file may now be circulated to H.M. (Edn.), (P.W.) and (L.A.) with reference to the orders at A above

2/11/48
26/11/48

OSM
27/11/48

With reference to P. or P.15 c.f. I invite attention to 'R' or P.15 c.f. had set out his views on the matter and expressed my views that he was right. He has been wrong.



OSM
27/11/48

9.12
8-12-48

3/12/48
H.M. (Edn.)
H.M. (P.W.)
H.M. (L.A.)

the papers may, for future reference, be

Go/MS 3194 ^{con} 15/12/88
Records

11/12/88
2/11/88

13/12/88

Abstract

Ele Edu - ~~transfer of~~
~~school from us~~

Schools. Ele. Dist Board
Chin. Dept. - transfer of the
P.S. Ele. ^{School} at Kammawarpalapin
to private management.
Papers recorded.

12/1

30-11-88

11 DEC 1988