

Edm & P. H (1948) Department.

Ms SERIES.

G.O. No. 395 Edm

closed

Supdt

Dated 1-3-48

pas/24

[Despatch Abstract.]

Estt. - St. Bd Coimbatore - Suryanarayana Ayyar, Sn R -
Head master - Board High School, Erode - Enhancement of
punishment - Orders passed.

Back Papers.

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

Further Papers.

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

C.F. 32 (a).

Local Administration.....Department

From (Name) K.M.Unnithan Esq.I.C.S.

Designation Inspector of Ml.Cls.&

Station Local Boards, Madras.I.

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

To

The Secretary to Government,
Local Administration Department,
Fort St. George.

Enclosures:

No. L.Dis.41316.46. dated 23.12.46. 194

Sir,

Sub: Establishment-District Board-Coimbatore-Sri Narayana Iyer, Headmaster-charges punishment inadequate for the charges-enhancement.

Ref: From the Deputy Inspector, Western Range, Coimbatore L.Dis.5555.46.dated 3.12.46

I forward herewith the above letter of the Deputy Inspector, Western Range, Coimbatore with all its enclosures and suggest that the Director of Public Instruction may be authorised to call for the records and look into the matter, further if Government consider it necessary.

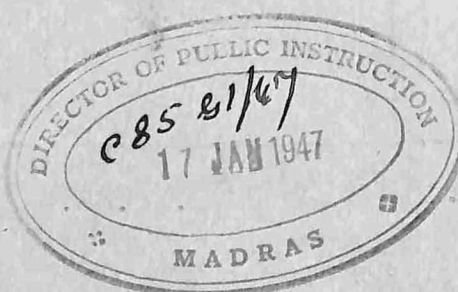
In this connection, I invite the attention of Government to this office reference Roc.No.25908.46. dated 12.9.46.



Not read

pto

The District Board office file D.Dis.8963.45. and D.Dis. 17502.46. may be returned to the District Board when done with.



Endorsement: 1138/46 - By - E. du. 8. 18/1/47.
Referred to the Director of Public Instruction, Madras for remarks.

By order,
Assistant Secretary.
M. 21/1/47
W. 10/1/47

To the D.P.I. with two
old office files
returned with reply

Local Administration Department.

From

Sri. C. R. Karunakara Menon B.A.B.L.,
Deputy Inspector of Municipal Councils
and Local Boards, Western Range,
Coimbatore.

To

The Inspector of Municipal Councils and
Local Boards,
Madras.

Sir,

L.Dis. 5555-46 dated 3-10-46
Subj:- Establishment - Education - Secondary - Head Master -
Suryanarayana Ayyar R. Sri. - Charges against.

I submit herewith a copy of the proceedings No. D.Dis. 17502-46 dated 3-10-46 of the President, District Board, Coimbatore.

2. The charges against the Headmaster are serious. They are 3 in number.

3. Charge No. (1): The Divisional Inspector in his D.O. dated 19-7-47 (page 1) of D.Dis. 8963-45 dated 18-3-46 has stated that the Headmaster should have under Rule 42 M.E.R. refused to admit the girl when the school year was coming to a close. The President, District Board has stated in his proceedings that there is no justification for the admission.

P.T.C.

41

S.S. 3-12-46.

4. In his explanation the Ambassador has gone out of the way and stated that the charges are framed against him by the President.

under the influence of some prejudice created by interested mischievous makers. This statement of the accused person is unwarranted. In disciplinary proceedings had to be instituted against him it was after a careful consideration of all facts, circumstances and probabilities of the case and after consulting the Inspecting Officers who conducted detailed enquiries in the matter.

10. The Headmaster cannot deny having admitted the girl pupil 10 or 12 days prior to the annual examination. All that he says in justification of the admission cannot hold water. There is no ostensible justification for the admission of this pupil.

6. The Headmaster has admitted that the question papers were kept in his house for purposes of safety and that he was doing so ever since he became Headmaster. The Headmaster had no business to take the question papers outside the school and keep them in his residence on the plea of safety. The Headmaster should have found a safe place for the papers in the school itself. His action is highly objectionable. His explanation is vague in regard to the opening of the question paper, packets in the presence of the superintendents before issuing each number required by the Superintendent. It is considered not necessary to go into the suspicious nature of the answer papers of the girl pupil.

7. The President, District Board however considers that having regard to the long service of the Headmaster, it is not necessary to pursue the matter at this stage any further and that the ends of justice will be met by giving a warning to Sri. R. Suryanarayana Iyer and admonishing him to be careful in future.

Sd.V.K.Palaniswamy Gounder,
President, District Board.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, M A D R A S.
R.C.NO.85-G/47, Dated 2--8--1947.

for

District Board, Coimbatore - Sri A.Suryanarayana Ayyar, Headmaster - Enhancement of punishment.

Ref: Government Endt.No.1138/46-B1Edn dated 15-1-47

Resubmitted.

2. After going through the connected records, I find that the charges framed against Sri R.Suryanarayana Ayyar have been proved. The irregular practice adopted by him of taking the question paper packets to his house instead of keeping them in the school iron safe is too serious and cannot be passed over lightly. The failure of the Headmaster to open the question paper packets in the examination hall in the presence of the teachers makes the Headmaster's conduct suspicious. Sri T.M. Srinivasan, an assistant of the school, stated that he initialled all the sheets of the pupils' answer papers as "TMS". But it is found that the Elementary mathematics answer paper of the girl pupil, Seethalakshmi does not contain the initials. I feel that a new script could not have been substituted without the Headmaster's connivance or else, he should have been grossly negligent.

3. In my opinion, the punishment of a warning awarded to Sri R.Suryanarayana Ayyar is too lenient and it should be enhanced to one of reduction in his pay by one or two increments for a specific period.

4. The

4. The District Board Office files Dis.No.8963/45 dated 18-3-1946 and D.Dis.No.17502-/46 dated 3-10-46 and the Elementary mathematics answer paper of the pupil, R.K. Seethalakshmi are herewith enclosed.

[Signature]
for Director of Public Instruction.

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

RVR 4/8/-

T.M.

From

The Assistant Secretary E&H. Dept.

To

The P.A. to Inspector of M. & L. and Local Roads.

Ref.

Inspector's letter no. L. Dis. 413/6-46 dated 23-12-46 regarding the enhancement of punishment to Sri. Suryanarayana Aygar, Landmark - District Road, Coimbatore.

Please furnish a copy of the letter Roc. no. 25908-46 8.12.46 referred to in the Inspector's letter cited above.

[Signature]
6-8-47
7/8/47

[Signature]
8/8/47

[Signature]
7/8/47

29/9
 9 T.M.
 From The Assistant Secretary Extra. Dept.
 To The P.A. to the Inspector of Ml. Cds and Local Boards.
 Ref. Inspector's letter L. C. S. No. 41316/ub dated 23-12-46 and Govt. T. & P. Dept. dated 8/8/47 regarding enhancement of punishment of punishment A. S. Vignarajah for misconduct. Contribute 2000.
 requesting for sending a copy of the letter.
 Rec. No. 25908/ub of 12-9-46.
 Please expedite.
 Hm 21/9/47
 3-5-47
 4/9/47
 11/9/47

C.F. 32 (a).
 Local Administration Department
 From (Name) K.M. UNNITHAN Esq., I.C.S.
 Designation Inspector of Ml. Councils and Local Boards,
 Station Madras 1.
 Received 8/9/47
 Registered 8/9/47
 To The Secretary to Government, Education & Public Health Department, Port St. George.
 Enclosures: R.O.C. No. 25908-47-36 dated 5th September 1947.
 Sir,
 Subject: - Establishment - Local Boards and Municipal Councils - Punishment - Submission of copies of proceedings to the Deputy Inspectors of Local Boards and Municipal Councils - Clarification of orders - Requested.
 Ref: - Govt. T. & P. H. Dept., Telephonic Message dated 4-9-47.
 A copy of the letter referred to was already sent to Government with the post copy of this office Telephonic Message dated 9-8-1947. A copy of this office Rec. No. 25908-46 dated 12-9-1946 is again enclosed for ready reference.
 21621
 1/2 O. Subbaraya for Inspector.
 Copy of this office letter Rec. No. 25908-46-A3 dated 12-9-1946 to the Secretary to Government, Local Administration Department.
 Sub: - Establishment - Local Bds. and Ml. Cds. - Punishment - submission of copies of proceedings to the Deputy Inspectors of Local Boards and Ml. Cds. - clarification of orders - requested.
 P.T.O.

--2--

Ref: - G.O.No.1153 L.A., dated 28-6-46 and
Letter from the Ml. Commissioner, Tiruvannamalai,
No.A3-4697-46 dated 2-8-46.

I forward herewith the letter of the Ml. Commissioner,
Tiruvannamalai, referred to above. G.O.No.1153 L.A., dated
28-6-1946 does not specifically mention whether it applies to
all cases of punishment orders irrespective of the consideration
whether the Inspector of Local Boards or any other head of
department is the appellate authority. I request early orders
clarifying the intention of the G.O. namely whether the local
bodies should communicate copies of the punishment orders to the
Deputy Inspectors in all cases or only in cases in which the
Inspector of Local Boards is the appellate authority.

"TRUE COPY"

Personal Assistant.

L.F.6-9-47.

Establishment - Dt. Board, Coimbatore - Suryanarayana Ayyar, Sri A.-
Headmaster Board High School - Erode - Enhancement of punishment.

Memo. no. 1138/4) - B, - E.H. dated 26-9-47.

The Special Officer, District Board, Coimbatore is requested to
report at a very early date what pay Sri A. Suryanarayana Ayyar, Headmaster
Board High School, Erode was drawing on 3-10-46 in the time scale of
Rs.110-10/2-170, what pay he is now drawing in the revised scale and
when his next increment is due. He is also requested to submit the
personal file of the headmaster for perusal and return.

To
The Spl. Officer,
Dt. Board, Coimbatore,
Copy to the D.O.

In reply, please quote
number, date and
short title.*

Received.....Registered

(Designation) Collector & Special Officer,
District Board, Coimbatore.

Post Box 42, (STATION)

Telegraphic Address _____

To

The Secretary to Government,
Education and Public Health Department,
M a d r a s.

Madras.
Roc. No. 24609/46., dated 5-10-1947.

Sir,

SUB: Establishment - Secondary Education - Suryanarayana Iyer Sri.A.
Headmaster, Board High School, Erode-Enhancement of punishment.

REF: Government Memo No. 1138/47-B1-Edn. dated 26-9-47.

On 3-10-46 Sri.R.Suryanarayana Iyer was drawing a pay of Rs.140/= per month. His pay in the revised scale is fixed at Rs.160/=. His next increment falls due on 1-1-1948. The personal file of the Headmaster is enclosed herewith in a sealed cover.

for Collector & Special officer,
District Board, Coimbatore.

psr/7-10.

G.W. 22.

In reply, please quote
number, date and
short title.



LOCAL ADMINISTRATION DEPARTMENT

Received _____ Registered _____

From (Name) F.W.A. Morris, Esq., I.C.S.,

(Designation) Collector & Special officer,
District Board,

Post Box 42, (STATION) COIMBATORE.

Telegraphic Address " BOVILLUS "

To

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

Roc. No. 24609/46/A1, dated 8-12-1947.

Sir,

Sub: ESTABLISHMENT - Secondary Education -
Suryanarayana Iyer. Sri. R. - Head master,
Board High school, Erode - Enhancement
of punishment.

ENCLOSURES _____

SPARE COPIES _____

I request that the Government may be
pleased to pass early orders on the subject.

For Collector & Special
officer,
District Board,
Coimbatore.

sgk.

de

8/12

E.P.H. Deptt. (B1)

ESTABLISHMENT - District Board - Coimbatore - Suryanāra
Ayyar, Sri A - Headmaster - Board High School, Erode - Enhanc-
ment of punishment.

From the Inspector of Municipal Councils and Local Boards,
L.Dis.No.41316/46 dated the 23rd December 1946.

From the Director of Public Instruction, R.C.No.85-G/47
dated the 2nd August 1947.

MEMO NO.

In his proceedings R.C.No.17502/46n dated the 19th
July 1946, the Ex-President, District Board, Coimbatore, framed
the following charges against Sri A. Suryanarayana Ayyar,
Headmaster; Board High School, Erode:

(i) That he admitted a girl pupil by name Seethalakshmi
who took her transfer certificate from the Board High School,
Bhavani at the fag end of the school year, 10 or 12 days prior
to the annual examination, an action which is PRIMA FACE
irregular,

(ii) That he did not keep the bundles of question papers
relating to the annual examination safely locked and sealed in
the school and did not open and distribute them in the presence
of the superintendents before issuing the number required by
each, and

(iii) Suspicious nature of the answer papers in English
and Mathematics of the girl pupil.

2. The President held that there was no ostensible
justification for admitting the pupil at the end of the school
year and that the action of the headmaster in having kept the
question papers in his house for purposes of safety was objec-
tionable and he did not consider it necessary to go into the
suspicious nature of the answer papers of the girl pupil; but
has only ^{gave} ~~given~~ a warning to the headmaster. The Deputy Inspector
of Municipal Councils and Local Boards, ^(Coimbatore) has pointed out that in
the circumstances of the case, the punishment awarded is too
lenient and the Director of Public Instruction ^{also holds} has recommended

Establishment - District Board, Coimbatore

Suryanarayana Ayyar, Sri A - Headmaster - Board High School, Erode - Enhancement of punishment Orders passed.

From the Inspector of Municipal Councils and Local Boards, L. Dis. no. 41316/46 dated 23.12.46.

From the Director of Public Instruction, R.C. no. 853/47 dated 2.8.1947.

Order Ms. no. 395 L.D. dated 1-3-1948.

In his proceedings R.C. no. 17502/46 dated 19.7.46, the Ex-President, District Board, Coimbatore, framed the following charges against Sri A. Suryanarayana Ayyar, Headmaster, Board High School, Erode: -

(1) That he admitted a girl pupil by name Seethalakshmi who took her transfer certificate from the Board High School, Bhavani, at the bag end of the school year, 10 or 12 days prior to the annual examination, an action which is a PRIMA FACE irregular,

(2) That he did not keep the bundles of question papers relating to the annual examination safely locked and sealed in the school and did not open and distribute them in the presence of the superintendents before issuing the number required by each, and

(3) Suspicious nature of the answer papers in English and Mathematics of the girl pupil were suspicious. 2. The President held that there was no ostensible justification for admitting the pupil at the end of the school year and that the action of the headmaster in having kept the question

a punishment may be enhanced to one of reduction in the scale by one or two increments.

3. The Government have considered the matter and have come to the conclusion that the pay of the headmaster should be enhanced to Rs. 150/- the minimum in the revised scale of pay for headmasters and that his increments should be stopped for two years. Before passing final orders, they consider that, in equity, it would be appropriate to give to the headmaster a notice to show cause why the punishment should not be enhanced as above. The Special Officer, District Board, Coimbatore, is therefore requested to issue a notice to the headmaster accordingly and submit his report at a very early date.

A regular enquiry should be held now in the presence of the headmaster, as such enquiry has followed the procedure laid down in rule 5 of the rules relating to the appointment and punishment of officers and servants of local boards. The S.O. Dt. Bd. Coimbatore is accordingly requested to hold the enquiry and submit the results of enquiry with his findings to Govt at an early date.

To
The S.O. Dt. Bd.,
Coimbatore
Copy to the
DPI.
Copy to the
Insp. of Ml.
Cls. and
L.Bds.

37-38

pers in his house for purposes of safety was objectionable and he did not consider it necessary to go into the ^{question of his} suspicious nature of the answer papers of the girl pupil; but only gave a warning to the headmaster. The Deputy Inspector of Municipal Councils and Local Boards, Coimbatore, has pointed out that in the circumstances of the case, the punishment is too lenient and the D.P.G. also holds the same view.

3. The Government have considered the whole matter and have come to the conclusion that the punishment awarded is too lenient and deserves to be enhanced to meet the ends of justice. They therefore direct that the future increments of the headmaster be stopped for four years ^{with} cumulative effect.

24/10/46 S. M. M. S.

Vide orders of HMCEB on 6/10/46.

To S.O. Dt Board.
Criminal (with records -
by registered post)
Copy to the D.P.G.
Copy to the Insp. of M. C. B.
and J. B. S.

E.P.H. (B1) Deptt.

Establishment - District Board, Coimbatore-Suryanarayana Ayyar Sri A Headmaster - Board High School, Erode, Enhancement of the punishment.

From the Inspector of Municipal Councils and Local Boards L.Dis.41316/46 dated 23-12-1946.
From the D.P.I. Re.No. 85 G/47 dated 2-8-1947.

In his proceedings Re.No. 85 G/47 dated 2-9-47 the Ex.P.D. Coimbatore, gave a warning to Sri A.Suryanarayana Ayyar, Headmaster, Board High School, Erode with reference to the charges framed on the following allegations against him:

(1) That he admitted a girl-pupil Seethalakshmi who took her transfer certificate from Board High School, Bavani at the fag end of the school year 10 or 12 days prior to the Annual Examination an action which is PRIMA FACIE irregular.

(2) That he did not keep the bundles of question papers relating to the annual examination safely locked and sealed in the school and ^{then} ~~have~~ opened and distributed in the presence of the superintendents before issuing the number required by each.

(3) Suspicious nature of the answer papers in English and Mathematics of the girl pupil.

The P.D.B. held that there was no ostensible justification for admitting the pupil at the end of the school year and that the action of the headmaster in having kept the question papers in his house for purposes of safety was objectionable. He did not consider it necessary to go into the suspicious nature of the answer papers of the girl pupil.

2. The Deputy Inspector of Municipal Councils and Local Boards has pointed out that in the circumstances of the case, the punishment awarded ~~is~~ is too lenient. The Director of Public Instruction, who was consulted in the matter recommends that the punishment may be enhanced to one of reduction in the time scale by one or two increments for a specific period.

3. Under rule 9(3) of the rules relating to the appointment and punishment of servants of District Boards the ~~Board~~ may call for the records relating to an enquiry into the conduct of a servant of a local board and pass such orders as they deem fit. Attention is solicited to the memo of charges and the explanation of the headmaster on pp 1-2 and 9 to 19 cl. in the Dt. Board office file D.Dis. 17502/46 dated 3-10-46. The first two

before in the presence of the Headmaster. The main question is whether the Headmaster had shown undue interest in a particular girl: the question of custody of question papers would wear a suspicious aspect only if the case in that former report were established. Attention is invited to the points I have marked 'A' to 'G' in the Headmaster's explanation at pp: 10-16 of (H); the entire argument which prima facie deserves consideration before a conclusion of undue interest be

drawn; in P.B.'s report does not show the
 first clearly how does the report of the P.B. show
 that the points have been considered.
 On the material before us, I do not
 think there is any case for re-opening
 the matter as for enhanced punishment to
 be given.

Wf
 4/11/47
 H.M. (Cn.)

I feel this is definitely a case for re-opening
 the matter and ~~awarding~~ an enhanced punishment. His ~~max~~ pay
 may be reduced by 4 increments and scales fixed accordingly.
 It is hard to find ~~to get~~ proofs of such action and when
 we are fairly satisfied, as I am in this matter, we must
 take strict action.

ISA
 6-11-47

Please see the minutes of H.M. (Edn) above. Apparently H.M. does not
 consider it necessary to hold a fresh enquiry following the procedure
 prescribed in ~~rule 5~~ of the rules relating to the appointment and punishment
 of officers and servants of local boards and that Govt may in exercise of the
 powers conferred by rule 9(3) reduce the pay of the headmaster by four
 increments. The enhanced punishment will take effect from the date of the
 order to be issued. The headmaster is now drawing a pay of Rs 160 in the
 revised timescale of Rs 150-10-200 and if the punishment is to be one of
 reduction of pay in the time scale, his pay can be reduced to the minimum of
 Rs 150 only and not by four increments as ordered by H.M. (Edn). If however
 it is considered that his future increments may be stopped, it may be specified
 for what period his increments should be withheld and whether it will have the
 effect of postponing his future increments. It is also for consideration whether the
 headmaster should be given an opportunity of showing cause against the punishment
 The file may be circulated to H.M. (Edn) for orders.

p 212 BXND
 157

p 217 - ds

p 13 of

2

The punishment suggested at 2 is
 only reduction or stopping of increments. Rule 4-A
 of the rules relating to the appointment and punishment
 of officers and servants of local boards should be followed.

16

H.M.'s orders are that the pay of the Headmaster should
 be reduced by four increments. As pointed out in the note
 above, the Headmaster is now drawing a pay of Rs. 160/- in
 the revised timescale of Rs. 150-10-200/-. As Rs. 150/- is
 minimum in the scale of the Headmaster, his pay cannot be
 reduced further unless it be that he is reduced to the post
 of L.T. Asst. But future increments of the Headmaster may,
 however, be stopped. If the pay of the Headmaster be reduced
 as suggested by H.M., the procedure prescribed in rule 5 of
 the rules relating to the appointment and punishment of
 officers and servants of local boards should be followed.
 For following this procedure a ~~denial~~ of trial will be
 necessary. If, however, no reduction ^{of pay} need be made and future
 increments alone may be stopped, ^{for} that ~~for~~ increments ^{the procedure is} then
 there is no necessity for observing rule 5 of the rules
 mentioned above, the reason being that under rule 4-A of the
 said rules it will be sufficient if reasonable opportunity of
 showing cause against the action taken ~~against~~ is given to
 the person concerned. Reasonable opportunity has already
 been given to the Headmaster and he has given his explanation
 in response to it. It may be taken, therefore, that the
 procedure prescribed in the rules has been satisfied in this
 case.

2. It is, therefore, for orders whether any reduction
 of pay should be made following the procedure prescribed in
 rule 5 or whether the future increments of the Headmaster
 may be stopped for four years without any further enquiry
 in the matter. ^{It is in the latter case that a notice to show cause should go.}
^{May be circulated to the (Cn.) for orders.}

Wf
 20-11-47
 H.M. (Cn.)

If the rule requires that notice to show cause why his
 pay should not be reduced is necessary, that notice may be
 given but, in these matters, we should not take too much time.
 This prolonging of these enquiries are a bane. Departmental
 enquiries must ^{be quick} as ~~fast~~ as possible. ~~be quick~~, so that it will
 have a toning effect upon the administration. His pay may
 be reduced to Rs. 150 and his increments may be stopped.

After this is
 decided again to
 by rule 4-A
 of the rules
 p. 3 of the
 by

Wf

Page 16

But even here, in
 equity, I think
 a notice to
 show cause why
 the punishment
 should not be thus
 enhanced would be
 appropriate.
 by

37
 21/11/47

for 2 years.

6.

ISA
28-11-47



Please see the minutes of HM (Edy) on pages 5-6 above. A draft memo to the Special Officer, District Board, Coimbatore, is subd below for approval.

h
18.12.47 S I am W. This has been delayed by 18.12.47
Wants a regular salary to be made out: he refers to a notice to this effect. Mr. C.

A notice was considered desirable (though not essential), and sufficient, only if the provisions were to be the stoppage of increments above.

A regular salary must be necessary if there were to be a resumption of pay.

Reference both to resumption of pay & stoppage of increments.

Attention of Mr. M. to Mr. M. by to advise to 'H' as to the point also to his views sought.

W
15.12.47

Revenue may stop for four years

ISA
8-1-48



It is presumed that HM (Edy) has agreed to the stoppage of increments without the issue of P.T.O.

W notice as at 'P' on page 5 ante. If so, the draft below is for approval.

24/2/48

ISA
24/2/48

The Headmaster would have drawn an increase of 1.1.48 raising his pay to Rs 17. So there still remains only three steps of increments to be drawn of him in the scale of Rs 150-160-200. It seems to me that these increments may be stopped for a period of four years without cumulative effect.

Supple
The explanation for delay called for by the draft should be submitted before 26.2.48. W
24.2.48

Do B
25/2

h
24.2.48 S R is proposed. Mr. intended that the effect of the stoppage of increments should be without cumulative effect. W
24.2.48

without cumulative effect



ISA
28.2.48

Please see the orders in circulation above. The draft order as amended may now be issued.

W
28/2/48

h
28.2.48

17

Post (consolidation) office

421

12.80



Postage for mail to be sent by
registered mail or by registered mail
or by registered mail or by registered mail