Patry
M/7/12

Sectt. II-27—53,004—27-10-47.

E. + P.H. (1948) Department.

Mis SERIES.

G.O. NO. Ms. 957 Edn

Dated 23.4.48

[Despatch Abstract.]

Back Papers.

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

Further Papers.

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

1

DIRECTOR OF PUBLIC INSTRUCTION
MADRAS
Rc 609 F/45

From

N.Chellam, B.A.,
Steno-typist,
Office of the Director of Public Instruction,
Madras.

To

The Secretary to Government,
Education & Public Health Department,
Madras.

Through

Proper channel.

Sir,

I beg to submit the following humble memorial for the sympathetic consideration and favourable orders of Government.

A

2. I was selected for the Madras Ministerial Service in 1938 as a Stenotypist. After serving in officiating vacancies in the office of the Director of Public Instruction, Madras, I was deputed for Civil Defence duties by the Collector of Madras in August 1940. From August 1940 to the end of September '45 I was working in the Civil Defence department in various capacities and at the time of my relief, I was holding the post of A.R.P. Deputy Controller, at Cocanada. While in the A.R.P., I completed my probation as stenotypist in 1941. Consequent on the winding up of A.R.P. measures in the Province, the Collector of East Godavari, in his capacity as ARP Controller, issued orders relieving me on 1-10-45 from my duties. I expected that arrangements for my reversion and posting to my original cadre will be made either by the Collector of East Godavari or the Director of Civil Defence as the head of the department. Since I received no orders till 30-9-45, I submitted a petition to the Service Commission on 1-10-45 itself to clarify my position. The Commission in their Memo No.2639/MMS/38 dated 18-10-4 issued instructions that I am permanently allotted to the office of the Director of Public Instruction (of which I was not till then aware) and that I should, after discharge from the ARP revert to that office from which I should be deemed to have been deputed for duty in the ARP (copy submitted). I therefore applied to the Director of Public Instruction on 22-10-45 immediately after receipt of the above memo requesting a posting. As no orders were received I reminded him on 5-11-45 and again on 30-11-45. The Deputy Director of Public Instruction was pleased to appoint me as an officiating typist in his R.C.No.609-F/45 dated 14-12-45. I joined duty on 22-12-45.

1-10-45
22-12-45
p8 infra
wc

3. The Director of Public Instruction has treated the period during which I remained without posting i.e. from 1-10-45 to 22-12-45 as a break in my service and has fixed my pay at the minimum of the time scale. I submitted a petition to the Director on 22-3-46 requesting him (i) to treat the period of my remaining without posting as duty and refix my pay taking into consideration the increments due to me with retrospective effect; and (ii) posting me substantively in the Director's office. I also requested the Director that if orders of Government were considered necessary on any of the above, he may be pleased to recommend my case to Government for favourable orders. The Director in his Rc.609-F/45 dated 27-5-46 (copy submitted) has passed orders that my requests are inadmissible and that it is open for me to compete for the vacancies reserved for war service candidates with other ex-service men.

p7 infra

This memorial is submitted as an appeal on the orders of the Director.

4. I submit that Government may be pleased to condone the period during which I remained without a posting, for the followin reasons:-

(a) I was promoted to the post of ARP Deputy Controller from my cadre on the orders of Government. The Director of Civil Defence as the head of the Department or the Collector of East Godavari as my immediate superior officer should have arranged for my reversion when the need for my services as ARP Deputy Controller ceased to exist.

(b) This break in service would not have occurred but for my deputation to war service. My deputation resulted in my losing contact with my civil appointment and I was not, as a result, aware of the orders of Government issued from time to time regarding the lien of Government servants deputed to war service. Otherwise I would have brought my case to the notice of the Director of Public Instruction earlier, instead of referring to the Commission.

(c) The Service Commission has held that I am permanently allotted to the Office of the Director of Public Instruction and that I should revert back to that office from which I should be deemed to have been deputed for ARP duties. I submit the break in service was not due to lack of vacancy in the Director's office but to circumstances beyond my control.

5. I also request that Government may be pleased to appoint me substantively in the Director's office for the reasons submitted below:

(a) Out of 7 permanent posts of typists and one permanent post of steno-grapher in this office, 2 posts of typists and one post of a steno-grapher are vacant. I am the senior-most candidate to be appointed to any of these posts.

(b) I am a war service candidate having put in more than five year's service and that too in very responsible pos I am therefore entitled to be appointed to vacancies reserved for war service candidates. I submit the order of the Director that I should compete with other ex-servicemen is not just. I am already a service commiss candidate having completed my probation and I was appointed to the cadre in June 1939 itself. Hence I submit there is no necessity for me to compete again for a cadre for which I have already been selected as early as 1938 and in which I have completed my probation.

(c) Had I continued in civil service without being deputed for war service, I would have had a fair chance of being substantively appointed like some of my co-clerks who chose to remain in the department, since Government permitted the filling up of vacancies more than two years old provided that a corresponding vacancy was reserved for war service candidates in future.

I/1

(d) In G.O.No.Ms.4057 Public (Services) Department, dated 26-1-43, Government have ordered that approved candidates taking up Military duty on return to civil posts may be granted higher initial pay according to the merits of each case. A period of six months is also prescribed for such war service candidates to take up civil posts. Further G.O.No.2483 Public (Service) Department dated 4-11-42 stipulates that such candidates should be assigned places in the cadres of the services with

0

regard to their ages and periods of war service to provide against loss of seniority. If this is the case in respect of approved candidates not yet appointed to the service, I submit the general principles of the orders should apply with greater force to a candidate who is already in Government service and who is deputed for war service.

6. In view of the representations made above, I request that Government may be pleased:

'A'

(i) to condone the break in service from 1-10-45 to 22-12-45 without affecting my seniority, pension and increment;
(ii) to refix my pay retrospectively giving me all the increments which I would have drawn had I not been deputed for war service;
(iii) to order the payment of my arrear salary arising from the above; and
(iv) to appoint me substantively in the post of the stenographer that is now permanently vacant.

not put up

In this connection I may submit that Government in one of their Public (Civil Defence) Department memos. have issued instructions that Government servants reverted from ARP duties should be given special promotion in accordance with their merits while discharging their duties in the Civil Defence department. A perusal of my confidential sheets will, I am sure, show that I have an excellent record of service. I therefore appeal to Government that, instead of being considered for promotion, I should not be penalised and made to lose my service in Government from 1939 to 1945 inclusive.

I beg to remain,
Sir,
Your most obedient servant,

Madras,
5-7-46.

Chellam

COPY of Memorandum No.2639/M.M.S/38 dated 18-10-46 from the Madras Public Service Commission, Madras.

(M.S. misc III)
Steno 114-
p192

Madras Ministerial Service - Steno-typist - Approved probationer - Chellam Sri N. - Petition dated 1-10-1945.

It is seen from the records of this office that before the candidate joined the ARP in 1940 he was regularly employed in the office of the Director of Public Instruction -- vide his letter to the Commission dated 6-5-1940. With reference to rule 21(b) of the Madras Ministerial Service Rules, he should be regarded as having been permanently allotted to that office and should, after his discharge from A.R.P., revert to that office from which he should be deemed to have been deputed for duty in the A.R.P.

K

--oOo--

COPY of proceedings of the Director of Public Instruction, Madras R.C. No.609-F/45 dated 27th May 1946.

...

Establishment - Office of the Director of Public Instruction Madras - Sri N.Chellam, Temporary Steno-typist - Petition regarding his confirmation - fixation of higher initial pay etc. - Orders passed.

...

Read: Petition dated 22-3-46 from Sri N.Chellam, Temporary Steno-typist, office of the Director of Public Instruction, Madras.

Sri N.Chellam, Temporary steno-typist, office of the Director of Public Instruction, Madras, is informed that his requests are inadmissible and that it is open to him to compete for the vacancies reserved for War Service Candidates with other ex-service men.

Muhammad
for Director of Public Instruction.

9

C.F. 30.

EDUCATION **DEPARTMENT.**

ASST. SECRETARY TO GOVERNMENT
9 AUG 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Received ....19 *Registered* ....19 .

Subject.

44838

ESTABLISHMENT--Office of the Director of public Instruction, Madras--Sri N. Chellam--Stenotypist--Appeal against the Director's orders--submitting.

***

Enclosures.
No.
Spare copies

R.C. No. 609-F/45.

Station Madras, *Dated the* 3rd August 1946.

From (Name) Dr. S. R. U. Savoor, M.A., D.Sc., I.E.S.,

(Designation) Director of public Instruction,
Madras.

To The Secretary to the Government of Madras,

Education and public Health Department.
Fort St. George, Madras.

Sir,

ppl-5 ante

In submitting herewith the petition of Sri N. Chellam, Temporary Stenotypist of my office, I have the honour to state as follows:-

M

29-6-40 to 7.8.40

2. The petitioner, Sri N. Chellam, was first appointed on the recommendation of the Collector of Madras as Typist in my office on 18.9.1939 and was ousted for want of vacancy on 31.1.1940. He was reappointed as Typist on 20.5.1940 but was relieved on 29.6.1940 as he applied for a transfer to the Office of the Divisional Inspector of Schools, Madras North. He appears to have worked there till 7.8.1940 under the emergency powers. From 15.8.1940 he was in the A.R.P. Department till his final discharge on 30.9.1945. He was

was neither permanently allotted to my office nor was his application for appointment in the A.R.P. Department forwarded by me. When on his discharge from the A.R.P. he applied for appointment in my office on 22.10.1945. I made a reference to the Madras Public Service Commission to let me know whether he had any right of appointment in my office, since he was neither on duty in my office on 1.1.1942 as required by Rule 21(a) of the Madras Ministerial Service nor was he deputed to the A.R.P. Department by me. Since the Commission ordered that he should be regarded as having been permanently allotted to my office, he was appointed as a Typist in my office from 22.12.1945 forenoon. There was thus a break in his service from 1.10.1945 to 21.12.1945 both days inclusive and his pay on his appointment in my office was fixed at Rs. 37/- per mensem with reference to Note 2 to Rule 35 of the Fundamental Rules.

BK No 114 p 1192

BK 154

3 On 22.3.1946 he submitted a petition to condone the break and to grant him higher pay after taking into consideration the increments that had accrued and also to draw the arrears of salary and also to confirm him in one of the vacant posts of Typists and my orders on the petition is enclosed by the petitioner. Regarding his request that he should be started on a higher initial pay, it is submitted that since he has already commenced his probation as Typist from May 1940, his seniority will count from that date. But because of the break in service his pay could only be fixed at Rs. 37/-. As regards the question of his confirmation, he will not forego this right and he will be confirmed according to seniority. As regards his request to treat the period of break as duty it is only the Government that can condone the break in service and sanction the payment of arrears of salary. It is recommended that this may kindly be done by Government.

p 7 ante

N

I have the honour to be,
Sir,
Your most obedient servant,

7.8.46

For Director of Public Instruction.

Ks. 6-8.

Sol 6/8

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20 28/8

Clear copy for file please

pp 9-10 C

Govt – Office of the DPI, Madras – Sri N. Chellam – Appeal against Director's orders

Ref. From the DPI, R.C.No. 609-F/45 d. 3-8-46

22-8-46

Memo No. 44838 A/46-1 Edn d. 21-8-46.

The DPI is requested to furnish information on the following points

1) Whether Sri N. Chellam was regularly transferred from the office of the D.P.I to that of Divl Inspr of Schools and if so, the necessity for his appointment in that office under emergency provisions

(2) whether Sri N. Chellam ~~applied for a transfer to the A.R.P. Dept from the office of the Divisional Inspector of Schools, Madras North or whether he~~ was deputed from ~~that office~~ the office of the Divl Insp for Civil defence duties. and if so with effect from what date ~~In either case, the date of his relief should be given. If he was actually deputed for A.R.P. duty~~.

~~(3) Whether the period from 7-8-40 to 15-8-40 when he took charge of his A.R.P duties, is treated as joining time, if he was deputed to the A.R.P. Dept.~~

(3) whether intimation was recd ~~from either~~ either in the office of the Divisional Inspector of Schools or in DPI's office of his report for duty in the Civil Defence Dept and subsequent relief from the post of Deputy A.R.P. Controller from ~~on~~ 1-10-45 and if so, when it was received

To
The DPI

17-8-46

19.8.46

21/8/46

and was transferred on 29-6-40 to the office of the Divisional Inspector of Schools, Madras North. In August '40, he was deputed for Civil defence duties. He served, in that capacity ~~as~~ upto 30-9-45, when he was finally relieved of his Civil defence duties. At the time of his relief, he was ~~working as~~ holding the post of Dy. Controller at Cocanada. When the Collr. of E. Godavari, in his capacity as A.R.P. controller, relieved the petitioner of his civil defence duties on 1-10-45, has apparently failed to intimate the fact to the DPI's office which is the parent dept of the petitioner. This ~~has~~ resulted in a break of service for the petitioner from 1-10-45 to 22-12-45 when he was actually taken back to the Director's office. The petitioner requests that the period of the break in service may be condoned. He has also made other requests which are at 'A' in p5 c/f. The Director's ~~The Dir~~ remarks ~~are~~ are in para 3 of his letter on p. 10 c.F.

The only point for consideration is whether the petitioner's break in service from 1-10-45 to 22-12-45 should be condoned and he, be allowed to draw the arrears of salary. The break of service has occurred

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Same as pag 11(c)

13

Education and P.H. Department.
Memorandum No. 44838-A/46-1-Edn., dated the 21st August 1946.

Establishment - Office of the Director of Public Instruction, Madras
Sri N. Chellam - Appeal against Director's orders.
From the Director of Public Instruction, Rc.No.609-F/45., dated the 3rd August 1946.

The Director of Public Instruction is requested to furnish information on the following points:-

(1) Whether Sri N. Chellam was regularly transferred from the office of the Director of Public Instruction to that of Divisional Inspector of Schools and if so, the necessity for his appointment in that office under emergency provisions;

(2) whether Sri N. Chellam was deputed from the office of the Divisional Inspector for Civil defence duties and if so with effect from what date;

(3) whether intimation was received either in the office of the Divisional Inspector of Schools or in Office of the Director of Public Instruction, of his report for duty in the Civil Defence Department and subsequent relief from the post of Deputy A.R.P.

Controller

Controller from 1st October 1945 and if so, when it was received.

P.S.Viswanatha Ayyar,
Secretary to Government.

To the Director of Public Instruction.
1.

Forwarded/By Order.

Superintendent.

ASR.

A

15

R.C.No.5043 F1/46.

Office of the Director of Public
Instruction, Madras, dated 17-9-46.

From

Dr. S.R.U.Savoor, M.A., D.Sc., I.E.S.
Director of Public Instruction, Madras.

To

The Secretary to Government,
Education & Public Health Department, Madras.

55698

2 SEP 1946

Sir,

Sub: Establishment - Office of the Director of Public Instruction, Madras - Sri N. Chellam - Appeal against Director's Orders-

Ref: Govt.Memo.No.44838-A/46-1, Edn., dated 21-8-46. p 11

Sri N. Chellam was working as a Typist in my office from 20-5-1940. On 27-6-1940 he submitted an application through me for a transfer to the Office of the Divisional Inspector of Schools, Madras North, as the vacancy in which he was working in my office was coming to an end on 30-6-1940. The Divisional Inspector of Schools appointed him as a typist under Rule 9(a)(i) of the General Rules. He was relieved in my office with effect from the afternoon of 29-6-40 and he joined duty in the office of the Divisional Inspector of Schools, on the same day. On 3-7-1940, he requested the Divisional Inspector of Schools, to consider his posting as one made by transfer. When the matter was referred to the Collector of Madras i.e. whether he had any objection to Sri N. Chellam being appointed as a probationer in the post as he was also a Public Service Commission Candidate, he replied that his appointment was irregular. Thus his appointment in the office of the Divisional Inspector of Schools was made under the emergency powers.

p146,
Bk 112

2. Sri N. Chellam was not deputed by the Divisional Inspector of Schools, for Civil Defence duties. He was ousted from the Office of the Divisional Inspector of Schools on 7-8-1940 and he appears to have joined the A.R.P. on 15-8-1940.

3. I had no information of his appointment in the A.R.P. and I received no information in this regard from the Divisional Inspector of Schools. On 24-10-1945 I received a letter from Sri N. Chellam dated 22-10-1945 requesting me to issue necessary orders posting him in my office. The letter also contained information about his discharge from the A.R.P. at Cocanada on 1-10-1945 and a copy of Memo. of the Madras Public Service Commission No.2639/MMS/38, dated 18-10-45 (copy enclosed). On receipt of this, I addressed the Public Service Commission to let me know whether he has any right of appointment in my office and a copy of the Commission's reply No.2639/MMS/38, dated 5-12-45 is enclosed. I also submit a copy of the letter addressed to the District Magistrate, East Godavari by the Director of Civil Defence dated 13-11-1945 received in my office on 18-11-1945 and a copy of letter addressed to the Director of Civil Defence by the Collector, East Godavari dated 31-12-45 received in my office on 7-1-46 for your information.

p16 infra

I have the honour to be,
Sir,
Your most obedient servant,

19.9.46

TRB.18/9

for Director of Public Instruction.

P.T.O.

16

: 2 :

Copy of Memo.No.2639/MMS/38, dated 18-10-45 of the Madras Public Service Commission.

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Madras Ministerial Service - Stenotypist - Approved Probationer - Chellam Sri N. - Petition dated 1-10-45.

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It is seen from the records of this office that before the candidate joined the A.R.P. in 1940 he was regularly employed in the office of the Director of Public Instruction vide his letter to the Commission dated 6-5-40. With reference to rule 21(b) of the Madras Ministerial Service Rules, he should be regarded as having been permanently allotted to that office and should after his discharge from A.R.P. revert to that office from which he should be deemed to have been deputed for duty in the A.R.P."

--oxo---

p 59 (6)

Copy of R.C.9453 A2/45, dated 13-11-45 from the Director of Civil Defence, Madras to the District Magistrate, East Godavari.

I request to be informed of the action taken by the A.R.P. Controller, Cocanada to revert the Deputy A.R.P. Controller, Sri N. Chellam to the Education Department where he served prior to his being absorbed in the A.R.P. Services, as this information is required to answer a reference from Government."

---oxo----

'A'

p 17 g (8)

Copy of L.Dis.26914/45, dated 31-12-45 from the Collector of East Godavari to the Director of Civil Defence, Madras.

--

Sri N. Chellam, the Deputy Controller, A.R.P. Cocanada was served with a notice on 25-4-45 to the effect that his services would be dispensed with on or after one month from the date of service of the notice. If he held a permanent lien in the Educational Department, he would have naturally brought the fact to the notice of the Collector and secured orders of reversion to his permanent lien. The Service Register was with him then (i.e.) in the A.R.P. Office. He has not come forward with any request for reversion to the Educational Department. It would appear that he was drafted to the A.R.P. while he was working in the Educational Department as a Typist in the Office of the Director of Public Instruction, Madras. Perhaps, he has not chosen to revert back as a typist in the parent Department.

2. After his services were dispensed with in the A.R.P. Sri N. Challam put in two petitions-one to the Director of Public Instruction, Madras and the other to the Director of Fire Services, Madras; and these petitions were duly forwarded to the officers concerned. Please see this office L.Dis.24724/45 dated 13-11-45 referred to in your letter quoted above. The Service Register of Sri N. Challam has since been forwarded to the Director of Public Instruction, Madras, with this office V.2.22481-45, dated 7-11-45 I am requesting the Director of Public Instruction, Madras to pass formal orders reverting Sri N. Challam to his parent department.

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p 13 g (7)

Copy of R.C.No.9453/45-A3., dated 14-12-45 of the Director of Civil Defence.

"Soon after the discharge of Sri N. Chellam, ex-Deputy A.R.P. Controller, Cocanada from the A.R.P. he should have been reverted to his parent Department. I request you to take

P.T.O.

17

: 3 :

take immediate action and reversion to his parent department with intimation to this office. The service book, Confidential sheet etc. of the individual may be sent to his parent department."

for Director of Public Instruction.

19.9.46

Sd/
18/9

Copy (A)

The reference from Govt referred to in at 'A' in the ~~copy of the~~ letter of the D.C.D., Madras copy of which is now p16 ante must have been issued from Pub (C.D.) Dept. That Dept. may be requested to put up the relevant papers and also copies of G.O. No 4057 Pub(Ser) d/ 26-1-43 and No. 2483 Pub-(Ser) d/ 4-11-42 which are not available in CRB

(x) at present designated as Pub (Genl) Dept

No. 44838 A/46-2
11-10-46

ET
9-10-46
9.x.46

ORI
10/10/46 Public

5007
DEPARTMENT

18

A

Edn P.H. note on p17 ante.

Pub (Genl) C

Memo [illegible] 214 29-[illegible]

The previous ~~Govt.~~ papers of this ~~[illegible]~~ deptt referred to at A on p16 above are put up at (F)

May be returned to Edn P.H. ~~[illegible]~~.

~~[illegible]~~

Corresponding [illegible] is at (U) Rc 9453/12 45 Pending [illegible] Pub

Pub (Ser) - C

Thro' Pub (Ser)

19.10.46

19.10.46

The original of G.O. 2483 Pub (Ser) d 4-11-41 (probably the correct date) and a copy of G.O. 4957 Pub (Ser) d 26-1-43 are put up at (O) and p1 of (I) ~~are~~ respectively. (Further orders on the subject are at pp 3-5 of (I))

[illegible] pertaining to M p17 above

To [illegible] before S above

22-10-46

26.10.46

/10/46

D.S. Ed P.H.

25 OCT 1946
64542

Pub (Gl) 5003/46
24-10-

19

A

67602
7 NOV 1946

Rc.No.5043 F1/46.

Office of the
Director of Public Instruction,
Madras, Dated 4-11-1946.

From

Dr. S. R. U. Savoor, M.A., D.Sc., I.E.S.,
Director of Public Instruction, Madras.

To

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

Sir,

Sub: Establishment - Office of the Director of Public Instruction, Madras - Sri. N. Chellam - Appeal against Director's orders.

Ref: My letter Rc. No.5043 F1/46, dated 17-9-1946.

p15 ante

****

Kindly let me know when the orders of Government may be expected.

for Director of Public Instruction.

TS.6-11 6/11

EDPH(A)

T.M

~~23/21/11~~

dpd 22/11

27/11

From The A.S., EDPH.

To The Dy DPI ✓

Sub Est: office of the DPI, Madras – Sri N. Chellam Stenotypist – Appeal against Director's orders

Ref Director's letter No: 5043 F1/46 d 17-9-46

The MPSC has held that with ref. to Rule 21 (b) of the Madras Ministerial Service, Sri N. Chellam should be regarded as having been permanently allotted to the DPI's Office. Pl. say whether Sri Chellam could have been continuously ~~employed~~ acted as typist in the Director's Office upto 28-12-45 i.e. ~~if he had not been transferred~~ i.e. for his transfer to the Divisional Inspector's Office whereupon ~~it the~~ process for A.R.P. duty. If the answer is in the negative, pl say from what date he could have been continuously employed. ~~If he had not joined the A.R.P. Dept.~~ Kindly also say why ~~refer me to the Rule under which~~ the petitioner was appointed in the Divisional

Issued

27/11/46

T.M

Inspector's Office under Rule 4(a)(ii) of the [illegible] Rules.

ES
16-11-46

W
16.11

MM
19/11/46

Pc to go

POST COPY OF TELEPHONIC MESSAGE DATED 28TH NOVEMBER, 1 9 4 6.

From
The Deputy Director of Public Instruction,
Madras.

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

ASST. SECRETARY TO GOVERNMENT
73549
30 NOV 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Sir,

Sub: Establishment-Office of the Director of Public Instruction, Madras - Sri N. Chellam - Steno-Typist - Appeal Against Director's Orders.

REF: Your Telephonic Message dated 20-11-1946.

I invite your attention to my letter R.No. 5043-F1/46 dated 17-9-1946 wherein I have explained the circumstances under which he applied for a transfer to the Office of the Divisional Inspector of Schools, Madras North. As the vacancy in which he was officiating in my office before his transfer to the Office of the Divisional Inspector of schools ceased on 1-7-1940, he could not have continuously acted in my Office upto to 22-12-1945. As the next man to be appointed as Typist in my office has been officiating without a break since 15-7-1942, I consider that, had Sri N.Chellam been working in my office, he would have put in a continuous service without break from the date Viz. 15-7-1942.

As I have already explained in my letter quoted above, the Collector of Madras considered the appointment of Sri N. Chellam in the Office of the Divisional Inspector of Schools, Madras North, as irregular and refused to consider his appointment as one made by transfer, his appointment was therefore considered as under emergency appointment.

Since N. Chellam was ousted from the Office of the Divisional Inspector of Schools for want of vacancy on 7-8-1940 but joined the A.R.P. Department only on 15-8-1940. Therefore it does not appear to be quite correct to say that he proceeded to A.R.P. Department from the Office of the Divisional Inspector of Schools- Vide in this connection my letter to Government Rc.No.5043-F1/46, dated 17--9--1946.

28/11/46

Deputy Director of Public Instruction.

RR.29/11.

SO
29/11

24

25 EDPH(A)

Memo. No. 44838 A/46-4 Edn of 17.2.47

29

Sub. Estt. – Office of the DPI, Madras – Sri N. Chellam, typist – Condonation of break in service.

p23 cf From the DPI. Pe of T.M. of 28-11-46

p1 cf In his petition to Govt. of 5-7-46, Sri N. Chellam, typist, Office of the DPI has stated that he was deputed in August '40 for Civil Defence duties by the Collr. of Madras. The DPI is requested to ascertain from the Collr. of Madras and report whether the petitioner's statement is correct. He is also requested to forward to Govt. the petitioner's Service Register and Discharge Certificate from the ~~ARP~~ Civil Defence Dept.

To
The DPI

CS 14-2-47 14/2/47

17/2/47

EDUCATION DEPARTMENT.

From

Dr. S.R.U.Savoor, M. A., D.Sc., I.E.S.,
Director of Public Instruction, Madras.

To

The Secretary to Government,
Education and Public Health Department.

ASST. SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC HEALTH DEPT.
26 APR 1947
31775

R.C.NO.5043-F1/47, dated 21-4

Sir,

Sub:- Establishment -Office of the Director of Public Instruction, Madras.
Sri N.Chellam Acting Typist - Condonation of break in service certain information regarding the .

Ref: Government Memorandum No.44838-A/46-4, Edn., dated 17-4-1947.

I have the honour to submit herewith a copy of the letter L.dis.No.1962/47, dated 11-4-1947 from the Collector of Madras regarding the deputation of Sri N.Chellam to the Civil Dfence Department in 1940. His Service Book and Discharge certificate are also enclosed.

Pl. below

Kept below

for Director of Public Instruction.

KP.22-4. S 22/4

Copy of Collector's letter L.Dis.1962/47, dated 11-4-1947 referred to above.

Chellam Sri N.Acting typist -Office of the Director of Public Instruction , Madras - Certain information - Furnished.

Your No.Rc.No.5043-F.1/46, dated 27-3-1947.

Prior to the introduction of the unit system in 1942, the Collector was alloting candidates from the approved list to all offices in the city on requisition from officers who wanted candidates for appointment as Clerks or Typists. The officers to whom a candidate was allotted on such requisition was issuing appointment orders to the candidates. The typist (Sri Chellam) is of the 1939 approved list. He should have been, in the normal course, in conformity with communal turn, allotted to the office of the Commissioner of Police on a requisition from him for a typist. The Commissioner of Police apparently appointed him as Stenographer to work under the Special A.R.P. Officer. This fact is admitted by the candidate. As the old Madras Ministerial Service files are not available in this office, apparently having been lost during the shifting of office from one place to another during the war peri no further information information can be given in the matter. The entries in t service register may be verified.

A

B

for Director of Public Inst

kp.22-4. S 22/4

Memo. No. 44838 A/46-7 Edn dt ~~15-5-47~~ 16 6 47

17/6

Sub: Estt. - Office of the DPI, Madras - Sri N. Chellam, typist - Condonation of break in service.

A current file of 27 pages with the Discharge certificate and Service Register of Sri N. Chellam, typist office of the DPI are enclosed. It is apparent from the copy of the letter of the Collr of Madras on p27 of the current file ~~that~~ and from the Service Register of Sri N. Chellam that he was allotted to the office of the Commr of Police for appt as a typist in August 1940 and that he was deputed for Civil Defence duties by the Commr. In view of this, it is now held that the petitioner should have been formally appointed in the office of the Commr of Police before he was transferred to the Civil Defence Dept in which case, he should be deemed to

2/ ~~29~~

have ~~been permanently~~ allotted to the
office of the Commr. of Police under Rule 21(b)(2)
of the Madras Ministerial Service Rules. It
would also appear that the petitioner was
declared to have satisfactorily completed the
prescribed period of probation on the afternoon
of 29-10-41 and that he was also confirmed
in that office on 5-11-41 - Vide entries on p1 and
portions marked 'A' and 'B' on p17 of the Service
Register.

2. The Commr. of Police is requested to ~~state~~ offer his remarks on the question and to state whether the position set out in para 1 above is correct.

CS 9-6 in
Nm 9/6/47
M 14-6-47

To
The Commr. of
Police,
Madras
(with enclosures in orgl. to be retd with reply)

Despd with encl
R 19/6

Service Bk + C(g 27 pages in orgl.

30

E.P.H.(A)

Memo. No. 44838-9/46 A. Edn dated 1-8-47

Sub: Estt. - office of the D.P.I., Madras - Sri N. chellam, typist - condonation of break in service.

Ref: Memo. No. 44838 A/ceb-7 Edn. d. 16.6.47.

The ~~[illegible]~~ Commr. of Police is requested to expedite his reply to the memo read above.

To the Commr. of Police.

TSP 1/8

P1-2C f

Despd
R 2/8

C 30-7-47
Nm 30/7/47
OSM 31/7/47

3aCa1
(A) 4.9.3

O.F. 16.

DRAFT FOR APPROVAL.

Subject :—

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

Read again ...., dated .... 19......

" " .... " .... 19......

Read *also* :—

No. .... From the ...., No. ...., dated .... 19......

" .... " .... " .... " .... 19......

" .... " .... " .... " .... 19......

Order / Resolution Ms. / Rout. No. ...., dated .... 19......

A

(29) 3

POLICE DEPARTMENT

From
S. W. W. Wright Esq., I.P.,
Commissioner of Police,
Egmore, Madras.

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

R.C.No. A3-2558/47 Dated 5th August 1947.

63665

ASST. SECRETARY TO GOVERNMENT
6 - AUG 1947
EDUCATION AND PUBLIC HEALTH DEPT.

Sir,

Sub:- ESTABLISHMENT - Office of the Director of Public Instruction, Madras - Sri N.Chellam - **Typist** - Condonation of break in service.

Ref:- Government Education & Public Health Department Memorandum No.44838-A/46-7 dated 16th June 1947.

P 28-29 ante

(J) 1-2

(R) 13-15

The Government in G.O.No.Ms.1567, Public (General), dated 9th August 1940 directed the Special Air Raid Precautions Officer, Madras, to work under the Commissioner of Police, Madras. A staff of one steno-typist, one lower division clerk and two peons was sanctioned in G.O.Ms.1609, Public (General), dated 13th August 1940 to work under the Special Officer. The Memorialist was appointed as a steno-typist from 15th August 1940 under the Special Air Raid Precautions Officer presumably having been nominated to that post by the Collector of Madras. When the Special Air Raid Precautions Officer was removed from the control of the Commissioner of Police, the Memorialist continued to work under the exclusive control of the Special Air Raid Precautions Officer who brought him on to the list of approved probationers in due course. When the Office of the Special Air Raid Precautions Officer was set up separately all the files and papers relating to him appear to have been taken away.

2. There is, therefore, no question of allotment of Sri N.Chellam to this office and subsequent transfer to Civil Defence Department. If he had been permanently allotted to this office, he should have been reverted to this office on the abolition of the Civil Defence Department on 30th September 1945. I fully agree with the ruling given by the Madras Public Service Commission in Memorandum No.2639/MMS/38 dated 18th October 1945.

P 7 ante

3. In the absence of any entry in his service book regarding his confirmation, it has to be presumed that he was not actually made permanent and the orders at portion sidelined (1) on page (1) read with the office note would appear to mean that he was declared only an approved probationer. And the fact that the Civil Defence Department was a temporary one adds support to the presumption that he could not have been confirmed ~~to~~ his appointment.

Commissioner of Police.

5/8

PS.

E.P.H.(A)

46
23.4.

Sub: Estt. – Office of the D.P.I., Madras – Sri N. Chellam, typist – condonation of break in service, etc. – Orders passed.

p1-5 c.f. From Sri N. Chellam, petition d. 5.7.46.

p9-10 c.f. c.no.44838 From the D.P.I. No. 609-7/45 d. 3.8.46.

p15-17 c.f. c.no. 55698 etc. From the D.P.I. No. 5043-7,/46 d. 17.9.46 & 21.4.47)

p23 c.f. c.no.73549 From the D.P.I., P.C. of T.M. d. 28.11.46.

p31 c.f. c.no.63605 From the Commr. of Police No. A3. 2588/47 d. 5.8.47.

G.O. No. Ms. 1957, Edn. dated 23-4-48

The Govt. consider that, ~~under~~ rule 21(b)(3) of the M.M.S. Rules,

para 3 on p8 n.f. Sri N. Chellam should be regarded as having been permanently allotted to the Dept. in which he was last employed regularly before 1-1-42, i.e. the office of the D.P.I.;

para 4 on p8-9 n.f. and that he should be deemed to have been deputed to the A.R.P. from the D.P.I.'s office, to which he was permanently allotted and in which he was last employed on a regular basis.

para 5 on p9 n.f. 2. Sri Chellam's service in the A.R.P. was military duty and he is entitled to the concessions admissible to Govt. servants who have rendered military duty. As the Spl. Rule issued in G.O. No. 2599 Public (A.R.P.) dated 17-11-41 in respect of Ministerial posts in the office of the Spl. A.R.P. Officer, Madras, was cancelled with retrospective effect in G.O. No. 2507 Pub(C.D.) dated 1.9.43, the declaration issued by the Spl. A.R.P. Officer that Sri Chellam had satisfactorily completed his probation as steno-typist on 30-10-41 cannot now be regarded as valid; and, therefore, the Dy. D.P.I. (Personnel) may now issue a fresh declaration in this regard

(E) 7-8

not put up

para 5 on p9 n.f.

ibid

3. The following orders are passed on the requests of the petitioner—

(1) The break in his service between the date of his discharge from the A.R.P. and the date of his reappointment in the D.P.I.'s office, i.e. the period between 1-10-'45 and 22-~~10~~ 12-45, ~~may~~ will be condoned.

vide A on p10 n.f.

(2) His pay ~~may~~ will be refixed, granting him all the increments due to him.

(3) ~~to~~ Arrears of pay shall ~~however~~ be paid to him, consequent on refixation of pay.

vide Fin. note on p10-11 n.f.

(4) ~~No particular action is called for on the petitioner's~~ As regards the petitioner's request that he may be appointed in an existing substantive vacancy of Stenographer in the D.P.I.'s office, the Director ~~will no doubt~~ may take necessary action to confirm him, when his turn comes.

K on p10 n.f.

5.4.48

5/4/48

26/4/48

To the D.P.I.
(with service book returned)
Commr. of Police by R.P.
The Pub. (Ser.) Dept.
" A.G.
4 S/C. Finance

Desp
27-4-48

Estt. — Office of the DPI, Madras — Sri N. Chellam, ~~Steno~~ typist — condonation of break in service.

From Sri N. Chellam, petition of 5-7-46 — pp 9-10 CF
" the DPI, No. 609—F/45 of 3-8-46 — p15 CF
" " 5043—F1/46 of 17-9-46

The petitioner, Sri N. Chellam is a candidate approved by the M.P.S.C. for appt. as Typist in the Madras Ministerial Service. He was first appointed regularly as a typist in the D.P.I.'s office on 20-5-40. His services therefrom are detailed below:— p9 CF

Typist, DPI's office — 20-5-40 to 29-6-40
" , Divisional Inspector of Schools, Madras North — 3-6-40 to 7-8-40.

On 15-8-40, he had joined the A.R.P. and had served in that capacity upto 1-10-45. The details of his services in that Dept. are at B on p1 CF of Memo. No. 214 Pub.(C.D.) of 29-1-46. He was actually taken as a typist in his parent ~~Dept~~ office i.e. DPI's office only on 22-12-45. Thus there had been a break in service of the petitioner from 1-10-45 to 21-12-45 and also from 7-8-40 to 15-8-40. The petitioner's requests are:—

F

(1) that the break in service from 1-10-45 to 22-12-45 may be condoned.

(2) that his pay may be refixed with ref. to his date of first appt. to the Director's office

(3) that the arrears of salary, if the request in (2) is granted, may be paid

(4) that he may be appointed substantively in the post of the Stenographer in the Director's office that is now permanently vacant.

A on p5 CF

The DPI's remarks on the petition are ~~at~~ pp 9-10 and 15 CF.

The question for consideration is

whether the petitioner's break in service from 7-8-40 to 15-8-40 and from 1-10-45 to 22-12-45 may be condoned. The Director has not offered any specific remarks ~~on~~ about the ~~former~~ first period of ~~the petitioner's~~ break in service. The petitioner also has not asked for ~~this~~ condonation of ~~the~~ this ~~ser~~ break of service ~~from 7-8-40 to 15-8-40~~. // It is seen from the Director's letter that the petitioner was ousted from the Divisional Inspector's office on 7-8-40 and that ~~he~~ he ~~has~~ joined the A.R.P. only 15-8-40 of his own accord. The MPSC has held that Sri N. Chellam should be deemed to have been deputed for duty in the A.R.P. from the DPI's office. In this view, there seems to be no objection to ~~Conding~~ condoning the petitioner's break in service from 7-8-40 to 15-8-40.

para 2 in p 15 cf

p 7 cf

M

The MPSC has also held that with ref. to Rule 21(b) of the Madras Ministerial Service Rules, the petitioner should be regarded as having been permanently allotted to the Director's office. It is seen from the correspondence between the D.C.D. and the Collr of E. Godavari, copies of which are on pp 16-17 CF. that the break in service of the petitioner from 1-10-45 to 22-12-45 could have easily been avoided, if the Collr of ~~Madras~~ E. Godavari had contacted the DPI sufficiently earlier. The break of service is mainly due to the delay in correspondence in the Collr's office for which the petitioner should not be ~~allowed~~ made to suffer. In the circumstances, the petitioner's break in service from 1-10-45 to 22-12-45 may also be condoned. The ~~other~~ other requests of the petitioner will naturally follow the decision on the question of condonation of ~~ser~~ the breaks in service. However, the arrears of salary need not be paid to ~~the petitioner~~ him ~~for the reason that he had no loss of emoluments during the period of his employment in the ARP Dept.~~

p 7 cf

M.S.M. (Vol III) - B.U 114 p 192

The file may be sent to Pub (Ser) and Finance for remarks.

ES 8-1-47

18/1/47

21/1/47

He was due for ousting on 30.6.40 (Pub [illegible] 11.45); he was kept on [illegible] up to 7.8.40 (R [illegible] 11.40) & was ousted from there on 7.8.40. I do not see that he is entitled to count in these periods at all or to have the 'break' between 7.8.40 & 15.8.40 condoned.

2. He may have been 'permanently allotted' to the DPI's office but in the face of the report that he had joined the ARP without reference to the DPI or the Divisional Inspr., & the position that he held no regular post under them when he joined the ARP, I do not see how the Commission's view can be accepted that he should be "deemed to have been deputed to ARP from the DPI's office". His duties in ARP should, I think, be considered to have no bearing at all on the question of his connection with the [illegible] dept. As he was being entitled to re-allotment to DPI's office the Commn. [illegible] his service in ARP, & there would be no point in a justification for condoning the 'break' between 1.10.45 & 22.12.45.

M

Edn u.o. 44838 A/46 Edn 30-1-47

ADDL. ASST. SECRETARY 220 11-FEB 1947 CHIEF SECRETARIAT

3/2/47

Pub. (R.)

D

Pub (Ser) Dept

Please see the notes of E & P.H on pp. 1–3 ante. Before considering the requests of the petitioner, the point raised by the E & P.H Secy in his note at M on the previous page may be examined.

A on p 5 cf

2. Sri N. Chellam is a ~~steno typist~~ candidate selected by the M.P.S.C. in 1938 as steno-typist for appointment in offices in the Madras City. He was appointed in the office of the D.P.I. on 18.9.1939 and was ousted for want of a vacancy on 31.1.40. He was re-appointed in that office on 20.5.40 and was relieved on the afternoon of 29.6.40 at his own request so as to enable him to be appointed temporarily in an existing vacancy in the office of the Divisional Inspector of Schools, Madras North. As his appointment in the latter office was not made at the instance of the Collector of Madras, it was considered irregular and was treated as one under emergency provisions. He was ousted from the office of the Divl Inspr of Schools on 7.8.40. With reference to rule 4 (e) (i) (2) of the Madras Ministerial Service Rules then in force, the D.P.I. would have forwarded his service register together with a report regarding his work and conduct ~~and~~ to the Collector of Madras, who would have restored him to the list of probationers available for re-appointment in the City offices. It is stated that he joined the A.R.P. on 15.8.40 and continued there till 1.10.45. The petitioner states that he was deputed for Civil Defence duties by the Collector of Madras in August 1940. If it were so, he should be deemed to have been permanently allotted to the office of the D.P.I. under rule 21 (b) (3) of the M.M.S. Rules, and consequently he should be deemed to have been deputed from that office for duty in the A.R.P.

para 2, p. 1 cf

para 2, p 9 cf

para 1, p. 15 cf

ibid

D p. 2

c.f. rule 4 (d) of the M.M.S Rules then in force

para 2, p. 15 cf. & D / p. 2

G.O. 1148 P.S. / 11.7.39

para 2, p 1 cf

B 'A' on p. 1 cf

C pp. 192–193, Bk 114.

3. E & P.H. may be requested to ascertain from the Collector of Madras whether the petitioner's statement at B above is correct and to obtain and put up his service register and Discharge Certificate for reference.

A

SECRETARY TO GOVERNMENT ... AND PUBLIC HEALTH DEPT. 12618 18 FEB 1947

Pub (Ser) D. No. 220/47-1 / 13.2.47

14/2/47 E&PH

E&PH(A)

Pl. see the notes of Pub (Ser) Dept on p4 ante. With ref. to 'A' in their note, the DPI may be asked to verify from the Collr. of Madras and to report whether the statement is correct. He may also be requested to ~~the~~ forward the Service Register and Discharge Certificate of the petitioner.

A draft memo. is submitted.

ASSISTANT SECRETARY TO GOVERNMENT 1428 16 MAY 1947 CHIEF SECRETARIAT

ES 14-2-47 / 14/2/47 / 17/2/47

p 25 c.f.

Issued as Memo. No. 44838 A/46-4 [illegible]

p 27 c.f.

From the DPI, No. 5043-F./47 d 21-4-47.

In reply to the memo. on p. 25 cf, the DPI has forwarded a copy of the letter from the Collr. of Madras and also the Service Book and Discharge Certificate of the petitioner. It is apparent from the letter of the Collr that Sri N. Chellam was deputed for A.R.P. duty by the Commr of Police to whose office the petitioner was allotted in 1940.

p 27 cf. Kept below

p 19 of Service Book.

K

The file may be sent to Pub (Ser) for further remarks.

ES 13-5-47 / 18/5/47 / 14-5-47 Public (Ser)

Edn v.o 44838 A/46-6 / 15 5 47

Pub (Ser) Dept

(Previous note on p. 4 ante.)

The further notes of E & P.H above and the further correspondence on pp. 25–27 cf may be perused.

2. It is now clear that Sri N. Chellam was allotted ~~as a candidate typist~~ to the office of Commissioner of Police for appointment as a typist in August 1940 and that he was deputed for civil Defence

'K' above p. 27 cf

Entries at the foot of pp. 6–7 of the Service Book below

6

duties by the Commissioner. He should have been formally appointed in the office of the Commissioner of police before he was transferred to the Civil Defence Department. In that case he should be deemed to have been permanently allotted to the office of the Commissioner of Police under rule 21 (b) (2) of the M.M.S. Rules. It would also appear that he was declared to have satisfactorily completed the prescribed period of probation on the afternoon of 29.10.41 and that he was also confirmed in that office on 5-11-41— vide entries on p.1 of the Service Book below and the portions marked 'A' and 'B' on p.17 ibid.

& p.193, BK.114.

3. Before proceeding further, E & P.H. may be requested to verify from the Commissioner of Police whether the position stated in the above para is correct, and to ~~ref~~ examine the petitioner's requests in the light of the Commissioner's remarks.

× A on p.5 cf

S 23/5/47

the E+PH (A) 30.5

The Commr of Police may be consulted as advised by Public Dept. A draft memo. is submitted.

Pub (Ser) No: 1428/47 30-5-47

2 JUN 1947 46/32

9/6/47 9/6/47 14-6-47

[Memo No. 44838 A/46-7 d. 16/6/47] p28-29 c.f

c. no. 63665 from the Commr. of Police No. A3-2558/47 d. 5.8.47.

The Commr.'s letter on p27 c.f. is w.r.t. the note of Pub (Ser) on p5-6 ab ove. The Commr. states that the memorialist was appointed as a steno-typist from 15th August 1940 under the Special Air Raid Precautions Officer, presumably having been nominated to that post by the Collr. of Madras; and that there

para 1 on p31 c.f

ibid

P.T.O.

is no question of his allotment to the office of the Commr. of Police and subsequent transfer to C.D. Dept. The Commr. also states that the ~~ca~~ memorialist was not actually confirmed and the orders on page 1 of the Service Book ~~can~~ could only mean that he was declared an approved probationer.

para 2 on p31 cf

The commr. agrees with the ruling of the Commr. that the memorialist was permanently allotted to the D.P.I.'s office and that, therefore, he should be deemed to have been deputed ~~by~~ to the A.R.P. from the D.P.I.'s office.

p7 c.f.

ibid

But this view cannot be accepted, as ~~to~~ at the time of joining the A.R.P., the memorialist held no ~~[illegible]~~ appt. ~~post~~ either in the D.P.I.'s office or in the Divisional Inspr. of Schools'. The whole position as set out ~~by E & P.H.~~ in the Secry's note on page 3 ante stands; and the requests of the memorialist would seem to be inadmissible.

vide Secry.'s note on p3 ante

M

p 23 CF

Pub (Ser) may see again.

4.9.47

6/9/47 S

8/9/47 Pub. (Ser.)

E.P.H. no. 44838-16/46 A dated 9.9.47

A on p.1 cf and B on p.27 cf

p.15 cf.

A

ASSISTANT SECRETARY TO GOVERNMENT 2719 10 SEP 1947

Public (Services) Department.

(Previous notes need not be read).

Sri N. Chellam is a candidate selected by the M.P.S.C. in 1938 for appointment as steno-typist in Offices in the Madras City. The last Office in which he was regularly appointed on probation before he was appointed in the Office of the Special A.R.P. Officer, Madras on 15-8-40 ~~is~~ was the Office of the D.P.I. He continued in the A.R.P. till 1-10-45, when he was finally discharged therefrom consequent on the abolition of A.R.P. measures. The M.P.S.C. has stated that under rule 21(b) of the M.M.S. Rules Sri Chellam should be regarded as having been permanently allotted to the D.P.I's Office, and should, after discharge from the A.R.P. revert to that Office from which he should be deemed to have been deputed for duty in the A.R.P. Accordingly the D.P.I.

D.P.I. re-appointed him in his Office. Sri Chellam has now put in a petition requesting:-

(1) that the break in his service between the date of his discharge from the A.R.P. and the date of his re-appointment in the D.P.I's Office (i.e. the period between 1-10-45 and 22-12-45) may be condoned;

(2) that his pay may be re-fixed granting all the increments due to him; ~~with reference to his date of his first appointment in the D.P.I's Office;~~

(3) that the consequent arreans of pay may be paid to him; and

(4) that he may be appointed in an existing substantive vacancy of stenographer in the D.P.I's Office.

A on p. 5

2. The Secretary, E. & P.H. is of the opinion that although Sri Chellam might have been permanently allotted to the D.P.I's Office, the Commission's view that he should be deemed to have been deputed to the A.R.P. from the D.P.I's Office cannot be accepted as he had joined the A.R.P. without reference to the D.P.I. or Divisional Inspector and as he held no regular appointment under them when he joined the A.R.P. He therefore considers that his requests are inadmissible.

E & P H Dept note on p. 3 ante

3. Under rule 21(b)(3) of the M.M.S. Rules, a candidate who was placed on probation and who was not in employment on 1-1-42 should be regarded as having been permanently allotted to the department in which he was last employed before that date. Sri Chellam cannot be said to have been employed in the M.M.S. on 1-1-42 as he was then a steno-grapher, in the office of the Special A.R.P. Officer, Madras and as ministerial service in the A.R.P. was ~~is~~ treated as a sub-service in the A.R.P. Under the above rule he should therefore be regarded as having been permanently allotted to the department in which he was last employed regularly before 1-1-42 i.e. the Office of the D.P.I.

p. 193, Bk. 114.

& pp. 4-5 of the S. Bk. below.

rule 2(V) read with item (j) in Annexure I at pp. 1 and 6 of Ⓠ

A on p. 7 ante

k
29.9.47

4. Before the system of permanent allotment of candidates in the M.M.S. was introduced in G.O.1360, Public (Services), dated 30-6-41, the Collector of Madras was entrusted with the duty of allotting approved candidates to the various offices in the

Ⓥ

rule 4(d), p. of Ⓓ and A on p. 27 of

City. After Sri Chellam's discharge from the D.P.I's Office and Divisional Inspector's Office, his name was restored to the waiting list. The Collector later on allotted him to the Office of the Special A.R.P. Officer, Madras on a requisition from that Office. As his allotment to the A.R.P. was made by the Collector of Madras in accordance with the rules then in force, it is submitted that he should be deemed to have been deputed to the A.R.P. from the D.P.I's Office to which he was permanently allotted and in which he was last employed on a regular basis. Attention in this connection is invited to a similar case disposed of in G.O.No.1685, Public (C.D.), dated 14-7-45.

5 Sri Chellam's service in the A.R.P. was ~~is~~ military duty and he is entitled to the concessions admissible to Government servants who have rendered military duty. As the Special Rule issued in G.O.No.2599, Public (A.R.P.), dated 17-11-41 in respect of Ministerial posts in the Office of the Special A.R.P. Officer, Madras, was cancelled with retrospective effect in G.O.No.2507, Public (C.D.), dated 1-9-43, the declaration issued by the Special A.R.P. Officer that Sri Chellam has satisfactorily completed his probation as steno-typist on 30-10-41 cannot now be regarded as a valid one. The Dy.D.P.I.(Personnel) may now ~~be asked to~~ issue a fresh declaration in this regard. c.f. Memo No.19158/43-10, Public (C.D.), dated 21-10-43 and General Rule 20(f).

6 Subject to orders the file may be returned to E & P.H. who may be requested to re-consider the petitioner's requests in the light of the above remarks.

4(4), p. 2 of Ⓓ

para 3, p. 8 ante

A on p. 7 ante

ⓑ

Discharge certificate at p. 19 of the S. Book

clause (iii)(b) of r. (9-A), p. 139 Bk. 112

Ⓔ / pp. 7-8

Ⓠ / p. 9

p. 1 of the S. Bk. below

appointing authority ... Sept. p. 209. Bk. 114.

Ⓠ / p. 11

p. 151, Bk. 112.

24.9.47.

CS
25.9.47

k
29.9.47

~~CS | E&PH~~

I presume he was actually "employed on a regular basis" in the DPI's office!

thro' "C"

30/9/47

Submitted that CS's presumption is correct - c.f. 'M' and 'N' on pp. 9 and 10 of respectively and B on p. 16 of.

30.9.47.

k
1.10.47

CS

1/10

ASST. SECRETARY TO GOVERNMENT
28787
3 - OCT 1947
EDUCATION AND PUBLIC HEALTH DEPT.

Pub (Ser-D)
L.D. 2719/47
3.10.47

3.10.47

Edn and P.H. Dept

Some of the G.Os put up by Public have been removed by Public for another file. This may lie over till the G.Os become available.

JRS
6/4/47

4/4/47

—

Please see the Public dept note from page 7 ante. That dept considers that Sri. Ghulam Ahmed be regarded as having been permanently allotted to the I.P's office in which he was employed regularly before 1.1.42. In the circumstances stated the view of the Public dept may be accepted.

If this point is decided in favour of Sri Ghulam his requests (1) and (2) on page 8 ante seem reasonable and may be granted. However arrears of pay need not be paid to him. About request (4), no particular action is called for; the Director will naturally take action to confirm him in a permanent vacancy when his turn comes.

A

Request for arrears of pay is also reasonable B

The file may be sent to the Fin dept for remarks with reference to A above.

AGM.

JRS
18/2/48 S

19/2 Fin ✓

DP
20/2/48

E.P.H. u.o. 44838-14/46A
dated 20.2.48

ASST. SECRETARY TO GOVERNMENT
11057
20 FEB 1948 C
FINANCE DEPARTMENT

Fin (CSR)

The typed notes of ~~Ch~~ Pub (DS) from the middle of p 7 and the notes of EPH above may be perused. ~~and~~ The proposal at A above may be accepted, subject to no arrears of pay

being

11

being given as a result of the refixation of ~~the~~ (petitioner's) pay. In all cases of ~~grant~~ refixation of pay and similar pecuniary concessions, it is not usual to grant arrears of pay.

The case may be returned to E.P.H.

A
27/2/48.

28/2

E-PH (A)

ASSISTANT SECRETARY TO GOVERNMENT
1162
7 APR 1943
CHIEF SECRETARIAT

Finance no: 11057-FSR1
28.2.48

DEPT. SECRETARY TO GOVERNMENT
15341
MAR 1943
EDUCATION AND PUBLIC HEALTH DEPT.

~~The notes of Finance on pro-ttba~~

~~may be perused~~.

Notes from the middle of p 7 ante may be read.

2. The requests of the petitioner are tabulated on p 8 ante. Finance have agreed to the conceding of the requests, except in regard to payment of arrears of pay. It is submitted in this connection, that granting of the requests nos. 1 and 2 naturally leads to the third viz. payment of arrears of pay and it seems only reasonable that this request ~~also~~ also is granted vide Secy.'s marginal note at 'B' on the previous page. For orders whether this may be pressed. File may be circulated to H.M.(Edn.) & H.M.(Fin.).

May be pressed.

13.3.48

13/3/48.

JRS
15/3/48 S/

16/3/48 Ms.(Edn) Ms.(Fin)

0820
16/3

TSA
24.3.48.

30.3

SECRETARY, EDN. AND P. H. DEPT.
30 MAR 1948
GOVERNMENT OF MADRAS

A draft order is submitted for approval. Pub. (Ser) and Finance may see before issue.

5.4.48

5/4/48

JRS
6/4/48 Public Finance

E.P.H. u.o. 44838-15/46A
dated 6.4.48

~~CSR~~

Pub (Ser) Dept

(This dept last noted on pp. 7-9 ante)

The further notes and orders in circulation on pp. 10-11 ante, and the draft order below may be perused and the file passed on to Finance.

9.4.48.

19/4/48.

14/4/48

(Pub. Ser. D)

G.O. 1162/48-1
12.4.48

ASST. SECRETARY TO GOVERNMENT
29186
4 APR 1948

Finance (C.S.R)

(Finance last noted on pp. 10-11 above)

Please see the orders in circulation and notes on pp. 11-12 above.

~~The~~ draft order below may be ~~accepted~~ revised & the case returned to E.P.H.

19.4.48

20/4/48.

ASST. SECRETARY TO GOVT.
29436
22 APR 1948
EDUCATION AND PUBLIC HEALTH DEPT.

21/4

E.P.H

Fin 29186 CSR-1
21-4-48

A

Issue
22/4/48

C.F. 32 (a).

Education Department

From (Name)
Designation
Station

Director of Public
Instruction
MADRAS.

ASST. SECRETARY TO GOVERNMENT
20 NOV 1948
EDUCATION AND PUBLIC HEALTH DEPT.

Received Registered

To

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

Enclosures :

86792

Rc. No. 5043 F1/46 dated 18-11-1948. 194 .

Sir,

Sub: Establishment - Office of the Director of Public Instruction, Madras - Typist - Condonation of break in service - Orders requesting.

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pp 33-34 / F

Ref: G.O.No.Ms.957 Edn., dated 23-4-1948.

In para 3 (1) of the G.O referred to above, Government were pleased to order that the period of break in service between the date of Sri N.Chellam's discharge from the A.R.P. and the date of his re-appointment in my office i.e., the period between 1-10-1945 to 22-12-1945 be condoned but no orders have been passed as to how the break in service has to be treated. When I addressed the Accountant-General, Madras as to whether the break can be treated as period on leave to whic he is eligible on that date, he states that it is not permissibl to treat the period of break as leave and allow leave salary for the period without the specific sanction of Government. Vide copy of his letter No.T.9.Edn. VI.334 dated 26-10-48 enclosed. I therefore request that Government may be pleased to pass specific orders in the matter treating the period of

p.t.o.

break in question as on leave to which he is entitled on that date to enable me to draw the Leave salary and allowances.

2. I request the favour of very early orders in the matter.

Yours faithfully,

for Director of Public Instruction.

KHR.19-11.

19/11

Copy of A.G's letter referred to overleaf.

Ref: G.O.No.957 Edn., dated 23-4-48 and your Telephonic Message(By Post) dated 7-9-48.

The condonation of break in the service of Sri N.Chellam, Typist, from 1-10-45 to 22-12-45, sanctioned in the G.O. quoted above will enable him to count for increments the service prior to the break as contemplated in Note 2B under F.R.35. But it is not permissible to treat the period of break as leave and allow leave salary for this period, without the specific sanction of Government.

P18 1521

(True Copy)

for Director of Public Instruction.

19/11

Education & Public Health Department

A

Establishment - Office of the D.P.I., Madras - Sri N Chellam, Typist - Condonation of break in service - ~~clarified~~.

61/60/12

(F)

Read: G.O. 957 Edn dt 23.4.48
and 792 A/48; from the DPI 5043 F1/48 dt 18/11/48

Memo No. 86792 A/48-2 Edn dt 3/12/48

The Govt direct that the period of break in service between 1-10-45 to 22-12-45 of Sri N. Chellam, Typist. Office of the D.P.I. be treated as leave to which he is entitled.

To The D.P.I.
The A.G. (thro' Fin)
Spare copy.

desp 3/12

MKS 24/11/48

26/11/48

28/11/48

Note: May be sent to Finance for acceptance

MKS 24/11/48

26/11/48

28/11/48

No. 86792 A/48 Edn
29.11.48

ADDITIONAL DEPUTY SECRETARY
102364
29 NOV 1948
FINANCE DEPARTMENT

Finance (C.S.)

The reference from the D.P.I at pp1-2 cf may be perused.

2. The draft ~~order~~ memo above may be accepted and the case returned to E&P.

DR 30/11/48

30/11/48

30/11

Fin
ASST. SECRETARY TO GOVT.
102364 CSK-1
30.11.48
89715
EDUCATION AND PUBLIC HEALTH DEPT.

E-PH
A

May issue

1/12/48

2/12/48