

Put and

Seott. II-27-60.004-17-11-48

8/6/49
E 34 (1949) Department.

Ms SERIES.

G.O. NO. 1236 EDU

Dated

22-4-49

(11)

[Despatch Abstract.]

L. C. Qn. — 11.5.5. — Appt. of
Sri A. Srinivasan as Prof. of
Elec. Engg. on ~~contract~~ return
from overseas — Answered
— 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.

SECRETARIAT OF THE MADRAS LEGISLATURE.
(COUNCIL SECTION)
15-6-1948.

STARTED.

SRI R. SURYANARAYANA RAO, M.L.C.

EDUCATION AND PUBLIC HEALTH DEPARTMENT.

*Q.NO.52.

Will the Hon. the Minister for Education be pleased to state:-

(a) whether candidates for further Electrical Engineering Courses were deputed by the Government to foreign countries;

(b) if the answer to (a) is in the affirmative, the names of such candidates;

(c) whether Mr. Srinivasan, Lecturer in Electrical Engineering, in the Engineering College, Guindy, was deputed for foreign studies; 2

(d) whether the said Mr. Srinivasan has returned after completing his studies;

(e) whether by virtue of his seniority in service and qualifications, Mr. Srinivasan is qualified to be appointed as the Professor of Electrical Engineering;

(f) whether the Government recently made some appointments for the posts of Professors of Electrical Engineering;

(g) if the answer to (f) is in the affirmative, whether the posts were advertised and the selection made by the Public Service Commission;

(h) what the nativity and qualifications of the candidates appointed as Professors of Electrical Engineering are and whether they fulfil the qualifications proscribed for the posts;

(i) whether direct recruitment was called for when qualified persons were available to fill the posts by promotion;

(j) whether the aggrieved candidates represented their cases to the Government; and

(k) if the answer to (i) is in the affirmative, what the orders of the Government are?

ga/15-6/

3

new appointment was
 made for when the person was
 appointed to fill the position
 (1) whether the person was
 appointed to the position
 (2) if the answer to (1) is in the
 affirmative, what the order of the Govern-
 ment was
 12-21-48

P.C. to go

Issued
 RSN
 20.7.48

*D.P.W.
 14/10/48*

17.7.48

T.M. 4-9.7.48 E.H.(A)

From: The Secy., F.D. G.H.
 To: The D.G.I.

3

please let me know
 very urgently whether Dr. A.I.
 Arami who was appd. on a
 contract basis as Prof. of
 Elec. Engg. has joined the
 appt. and if so, on what
 date.

*MM
 19/7/48*

4

Q.F. 304

OFFICE OF THE

Date 21-7- 1948.

Hours _____ Minutes _____

TELEPHONIC MESSAGE.

From

The Dip

T4

16
The Secy to Govt
Edmnd H.

Ref: Unit 1. Medical

21.7.48

1p. 3a

Sri R. C. Advani has
joined duty as Professor
of Elec Engrg. A. H. College
of Technology, Ambalga
on the F. N. of 14.6.78

RRM
21.7.48

Please write on both sides

STAMPED.

SRI R. SURYANARAYANA RAO, M.L.C.
EDUCATION AND PUBLIC HEALTH DEPARTMENT.

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Will the Hon. the Minister for
Education be pleased to state:-

(a) whether candidates for further
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(b) if the answer to (a) is in the
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(c) whether Mr. Srinivasan, Lecturer
in Electrical Engineering, in the Engineering
College, Guindy, was deputed for foreign
studies;

(d) whether the said Mr. Srinivasan has
returned after completing his studies;

(e) whether by virtue of his seniority in
service and qualifications, Mr. Srinivasan is
qualified to be appointed as the Professor of
Electrical Engineering;

166
6
E.H. sept
DRAFT ANSWER#.

(a) Yes.

(b) Sri A. Srinivasan and
Sri S. Srinivasan were the Govt.
servants of the Edu. Dept. sent for
advanced studies abroad in Elec. Engg.
(c) to (e):

The Hon. Member apparently refers to
to Sri A. Srinivasan, permanent
Lab. Asst. and offg. Junior Instr.
in Elec. Engg. He was sent by
Govt. for higher studies overseas.
He has returned to India after
completing his studies overseas. Pro-
motions to the posts of Professors
in Engg. Colleges are made from
among Instructors. Sri A. Sriniva-
san has not officiated regu-
larly as Instructor. He has not
also completed his probation in
the category of Junior Instrs.
Hence, he is not eligible for
regular promotion as Professor.
The question of his being quali-
fied or not for such promotion as
Professor does not arise.

11-5-48 2 (e)
BK 413

para 3 of GG/423

(f) whether the Government recently made some appointments for the posts of Professors of Electrical Engineering;

(g) if the answer to (f) is in the affirmative, whether the posts were advertised and the selection made by the Public Service Commission;

(h) what the nativity and qualifications of the candidates appointed as Professors of Electrical Engineering are and whether they fulfil the qualifications prescribed for the posts;

(B) 1-4

(B) 1-4

at (B) 1-4

Gen. Rule
9-A
Bx. 112
pt. 146-7

(B) 1-4

(i) whether direct recruitment was called for when qualified persons were available to fill the posts by promotion;

(j) whether the aggrieved candidates represented their cases to the Government; and

(k) if the answer to (i) is in the affirmative, what the orders of the Government were?

(GG) 1-4

Advani is a refugee from Sind. His academic qualifns. are the degree of B.Sc. of the Bombay University and Bachelor of Technical Science in Elec. Engg. of the Victoria University, Manchester. In addition, he possesses considerable practical and teaching experience. Contract appointments are made otherwise than in accordance with the ~~rule~~ service rules and a contract officer need not necessarily satisfy the qualifns. prescribed for the post concerned in those rules. Sri Advani was considered suitable for contract appointment as Prof. of Elec. Engg.

(f) to (h):

The Govt. appointed Sri R.C. Advani as Prof. of Elec. Engg. in the A.H. College of Techy., Coimbatore. The appt. was made, not by the method of 'direct recruitment', but on a contract basis for a period of three years and hence the M.P.S.C. had not been asked to advertise the post and select a candidate. Sri

(A) 1-2

(GG) 1-4

(i) to (k): There was no qualified candidate in service who was eligible for promotion as Prof. No officer could have therefore any legitimate grievance. Sri A. Srinivasan, however, subd. a petition to Govt. in the matter. He has subsequently been promoted as Prof. of Elec. Engg. temporarily in another vacancy - viz., the post of Prof. in the College of Engg., Anantapur.

21/11/48

41599 A/4
24/11/48
17/12

SECRETARIAT OF THE MADRAS LEGISLATURE,

Fort St. George, dated the 25.6.48

47599

QUESTION No. 52 for the meeting of the Legislative Council to be held on the 19th

Two copies of this question are forwarded to the E & PH Department.

The question has been admitted.

To

The E & PH Department

no 3476/47-22HL
26.6.48

Messrs. A. Srinivasan and S. Srinivasan were two of the officers of the College of Engg., Guindy, who were sent to the U.S.A. on study leave for higher studies in Electrical Engineering. They returned to India recently after completing their studies. Sri S. Srinivasan has been promoted temporarily as Instructor in Electrical Engg. Sri A. Srinivasan is the senior of the two. Considering his qualifns. and overseas expe., the D.P.I. at first recommended the temporary promotion of Sri A. Srinivasan as Professor of Electrical Engineering. Subsequently, he withdrew that recommendation and proposed the appointment of a Sind refugee by name Sri R.C. Advani as Professor of Electrical Engg. on a contract basis and the temporary appointment of Sri A. Srinivasan only as an Instructor. This Dept. proposed that the Dir.'s later recommendation

(A) 1-7

at (A) 1-3

(A) 1-6

(B) 1-4

(B) 1-4

(A) 1-3

himself
shd. be negatived and that Sri Srinivasan should, in fairness, be promoted as Professor. But, the Dir.'s recommendation was approved in circn. and orders were issued accordingly. since
Sri A. Srinivasan has subd. a petition to Govt. against their previous orders. Dr. J. J. Rudra, the former Principal of the Guindy Engr. College, strongly urged Sri Srinivasan's claims for a Professorship. The Govt. have not yet finally passed orders on the petition. The file concerned in circulation. The Council question below may be answered after a decision is arrived at on the representation. H.M. (Edn.) may see in the meantime.

1. We wanted to appoint Mr. Advani to this place but I understand that he has not chosen to join. In these circumstances, this question may not arise. A fuller note may be put up.

2. I would also like to know whether, under the rules, questions may be put by about individual officers in the Assembly. It will be very bad indeed if people can raise up issues on individual officers.

Para 1 of the minutes above:

Mr. R. C. Advani has joined his contract appointment as Professor of Elec. Engg. at the A. H. College of Techy., Coimbatore, on 14-6-1948. Sri A. Srinivasan cannot therefore be apptd. as Professor in that college. However, in top file, the question of Sri Srinivasan's appt. as Prof. in the Anantapur Engg. College is being considered.

Para 2 above:

There is apparently no rule prohibiting a member of the Legislature from asking interpellations on individual officers. Legre. Sectt. may see for remarks on this.

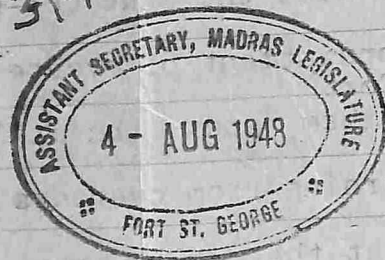
A Govt. servant shd. not, however, cause his cause to be made the subject-matter of a question in

the Legre. If he does so, he contravenes the G.S.C. Rule which prevents Govt. servants from bringing or attempting to bring any political or other outside influence to bear upon any superior authority for the furtherance of his interests, and the penalty of withholding of promotion can be imposed on him for the contravention. But, in cases of this type, it is very difficult to say that the officer concerned approached the Hon. Member and caused his individual case to be made the subject-matter of the question given notice of. Appointment of overseas scholars in suitable posts for them, and the utilization of the services of officers returning from overseas countries whereto they were deputed at the public expense, is a matter of general interest and it is likely that the Hon. Member, moved by hearsay, wants to know details. Pub. (General) may see for remarks, if any.



Please see the notes of E. P. H. and the minutes of M. (Edn.) at pp 1-3 above. Rule 26 of the G.S.C. Rules lays down that a Govt. servant causing his own case to be made the subject of an interpellation in the Central or Provincial Legislature would be considered as having contravened Rule 26 of the G.S.C. Rules. In this particular case, the aggrieved person, namely, Sri A. Srinivasan, must have approached the Hon. Member and requested him to do something in the matter, the outcome of which is the question. Instructions have been issued to the effect that influencing superior authorities or bringing outside political influence would itself be taken as a reason for withholding promotion. This is a clear case of contravention of Rule 26 of the G.S.C. Rules. This Deptt. while deprecating such action

by Govt. servants, would suggest that suitable action may be taken against Sri. Srinivasan for contravention of Rule 26 of the G.S.C. Rules. With these remarks the file may be passed on to Sectt. of M.L.



Sectt of the Madras Legn

Please see A at p 2 ante. H.M. (Edn) wants to know whether questions on individual officers can be put in the Legislature. Rule 28(7) of the Council/Assembly rules states that a question should not relate to a private or purely parochial grievance.

Questions relating to individual hardship are not admitted in this Legislature unless such cases involve violation of some principle or miscarriage

of justice. The Hon. Secy. may be informed that so far as the personal case is concerned, the Hon. President does not consider that any reconsideration of his previous opinion is necessary.

From the Legn. Sectt. note above, it has to be inferred that the Hon. President of the Council held and continues to hold the view that there was a miscarriage of justice in this case and that therefore the question should be answered. Draft answers are suggested below for consideration. Sri A. Srinivasan has since been promoted as

Edn. and P.H. Dept. (A). From the Legn. Sectt. note above, it has to be inferred that the Hon. President of the Council held and continues to hold the view that there was a miscarriage of justice in this case and that therefore the question should be answered. Draft answers are suggested below for consideration. Sri A. Srinivasan has since been promoted as

Pub. Gen B
No. 1633/48
3-8-48
005059

5039/48-1ML
16.10.48
76725

Prof. of Elec. Engg. in the Engg. College, Anantapur, under the emergency provns.

2. W.r.t. Public's note at pp.3-4 ante, orders of H.M. (Edn.) and H.Pr. may be taken whether Sri Srinivasan may be asked to explain why discy. action should not be taken against him for having contravened the G.S.C. Rule.



There is nothing on record to show that Prof. Srinivasan was the informant who instigated those questions. Now that he is appointed Professor, the matter need not be pursued further.

(for) H.Pr. 12/11/48

May be referred to H.M. (Edn.)

15/11/48
16/11/48

The matter may be put to him and if he says that he is not the source of the information, we may drop it. At least a show of enquiry is necessary to bring some discipline. H.Pr. may see again.



17-11-48

May be referred to H.Pr.
19/11/48

When we have sent an Officer for foreign studies and after his return we do not appointing him. What stands in the way of Sreenivasan being appointed regularly. C.P.R. 22/11



Promotions to the posts of Professors in

Engg. Colleges are made from the category of Instructors. Sri A. Srinivasan is a permanent Laboratory Assistant in the M.E.S.S. and a probationer in the category of Junior Instructors in the M.E.S.S. On his return to India after completing his studies abroad, he was promoted from the post of Junior Instructor to that of Instructor temporarily. The reason for the temp. promotion was that he had not completed the two years' probation as Junior Instructor.

Rule 2 (a) of the Spl. Rules for M.E.S.S. BK. 113

cf. para 2 of GG/CF 23

B/CF 23

Thus, Sri Srinivasan was not occupying the Instructor's post ^{regularly} and being only a temporary Instructor, he was not eligible for regular promotion as Professor. His promotion to the Professorship could also therefore be ordered only under the emergency provisions. But, it is subd. that his temp. service as Instructor and Professor will count for his probation as Junior Instructor and when the two years' period is completed, he will be entitled to regular promotion as Professor. The D.P.I. has been asked to consider the question of regularizing the temp. appt. and report at the appropriate stage.

GG/CF 40

Genl. Rule 20 (2) - BK. 112 p. 151

Para 5, GG/CF 40

May be revised.

26/11/33 S. C.P.R. 27/11 H.P.

(Box)



CF 84/10

The answer has been despatched to the Legislative Office. H.M. (Food) for the Honble Premier minuted on the previous page that the matter need not be pursued further. Subsequently H.M. (Edn) minuted at A on the previous page. The Honble Premier

has not passed any definite order whether he ~~considers~~ that the matter need not be pursued or whether he agrees with H.M. (Edn). For order.



Need not be passed C.P.R. 2/12

The file may be re-circulated to H.M. (Edn).

26/11/33 S. C.P.R. 27/11 H.P.

TSA 9.12.33

Candidates sent abroad for Electrical Engineering Courses.

* 166 Q.—SRI R. SURYANARAYANA RAO: Will the Hon. the Minister for Education be pleased to state—

(a) whether candidates for further Electrical Engineering Courses were deputed by the Government to foreign countries;

(b) if the answer to (a) is in the affirmative, the names of such candidates;

(c) whether Sri Srinivasan, Lecturer in Electrical Engineering in the Engineering College, Guindy, was deputed for foreign studies;

(d) whether the said Sri Srinivasan has returned after completing his studies;

(e) whether, by virtue of his seniority in service and qualifications, Sri Srinivasan is qualified to be appointed as the Professor of Electrical Engineering;

(f) whether the Government recently made some appointments for the posts of Professors of Electrical Engineering;

(g) if the answer to (f) is in the affirmative, whether the posts were advertised and the selection made by the Public Service Commission;

(h) what the nativity and qualifications of the candidates appointed as Professors of Electrical Engineering are and whether they fulfil the qualifications prescribed for the posts;

(i) whether direct recruitment was called for, when qualified persons were available to fill the posts by promotion;

(j) whether the aggrieved candidates represented their cases to the Government; and

(k) if the answer to (i) is in the affirmative, what the orders of the Government are?

THE HON. SRI K. MADHAVA MENON (on behalf of the Hon. Minister for Education):—(a) Yes.

(b) Sri A. Srinivasan and Sri S. Srinivasan were the Government servants of the Education department sent for advanced studies in Electrical Engineering.

"(c) to (e) The hon. Member apparently refers to Sri A. Srinivasan, permanent Laboratory Assistant and officiating Junior Instructor in Electrical Engineering. He has returned to India after completing his studies overseas. Promotions to the posts of Professors in Engineering Colleges are made from among Instructors. Sri A. Srinivasan has not officiated *regularly* as Instructor. He has not also completed his probation in the category of Junior Instructors. Hence, he is not eligible for *regular* promotion as Professor. The question of his being qualified or not for such promotion as Professor does not arise.

"(f) to (h) The Government appointed Sri R. C. Advani as Professor of Electrical Engineering in the Arthur Hope College of Technology, Coimbatore. The appointment was made, not by the method of 'direct recruitment,' but on a contract basis for a period of three years and hence the Madras Public Service Commission had not been asked to advertise the post and select a candidate. Sri Advani is a refugee from Sind. His academic qualifications are B.Sc. degree of the Bombay University and the degree of Bachelor of Technical Science in Electrical Engineering of the Victoria University, Manchester. In addition, he possesses considerable practical and teaching experience. Contract appointments are made otherwise than in accordance with the service rules and a contract officer need not necessarily satisfy the qualifications prescribed for the post concerned in those rules. Sri Advani was considered suitable for contract appointment as Professor of Electrical Engineering.

"(i) to (k) There was no qualified candidate in service *who was eligible* for promotion as Professor. No officer could have therefore any legitimate grievance. Sri A. Srinivasan, however, submitted a petition to Government in the matter. He has subsequently been promoted as Professor of Electrical Engineering *temporarily* in another vacancy, viz., the post of Professor, College of Engineering, Anantapur."

SRI R. SURYANARAYANA RAO :—" May I know whether in the Education Department there are certain posts for which direct recruitment is prescribed and certain posts for which promotions from the existing officers are made? May I know

whether this post was one of those meant to be filled by direct recruitment and if it was so, whether Government passed orders taking it out of the category of direct recruitment?"

THE HON. SRI K. MADHAVA MENON :—" There is no necessity to take it out of the category of direct recruitment when a contract appointment is made."

SRI R. SURYANARAYANA RAO :—" Did the Government arrive at a decision to make a contract appointment in respect of this post?"

THE HON. SRI K. MADHAVA MENON :—" Obviously. Otherwise a contract appointment would not have been made."

SRI R. SURYANARAYANA RAO :—" Is it a fact that this contract appointment has since been cancelled?"

THE HON. SRI K. MADHAVA MENON :—" Not to my knowledge, Sir."

K. T. M. AHMED IBRAHIM SAHIB BAHADUR :—" What was the date when Mr. Advani was appointed to the post on a contract basis and when Mr. Srinivasan was appointed as professor?"

THE HON. SRI K. MADHAVA MENON :—" I should ask for notice, Sir."

A above : The contract appt. of Mr. Advani has not been cancelled.
B above : If separate gm. is put given notice of, action may be taken.

The papers may be "Reviewed"

AM
22/4/49

G.O. (M.) No 1236 ED

07-22-4-49

Abstract : - F.C. Qn. - M.E.J. - H.H.
Sri A. Srinivasan as Prof.
Elec. Engg. on return
from abroad - Anantapur - Advani