

E. & P. H.

(1949) Department.

SERIES.

G.O. NO.

MS. 1451, EDUCATION.

Dated

the 9th May 1949.

[Despatch Abstract.]

MADRAS RECORD OFFICE - Research Assistant - Ad Hoc Rules - Published.

Back Papers.

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

Further Papers.

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

From
Rao Bahadur
Dr. B.S. Baliga, Ph.D. (Lond.),
Curator, Madras Record Office,
CHITTOOR.

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

No. 2646-A/48-2 dated 30th December 1948.

Sir,

Sub:- Madras Record Office - Establishment - Post of Research Assistant - Ad hoc Rules - Draft submitted.

Ref:- G.O.No.3234 Education, dated 17th December 1948.

As directed in paragraph 2 of the Government Order cited above, I submit below, for the approval of the Government, a set of ad hoc rules in respect of the post of Research Assistant in this office, the continuance of which for a further period of 2 years has been sanctioned in that Government Order.

Rules relating to the temporary post of Research Assistant in the Madras Record Office.

The general and special rules governing the Madras Ministerial Service shall, in their application to the temporary post of Research Assistant sanctioned for the Madras Record Office in G.O.No.1130, Education, dated 7th June 1946 and continued in G.Os Nos.26, Education, dated 7th January 1947 and 3234 Education, dated 17th December 1948, be construed with the following modifications, namely -

(a) The said temporary post of Research Assistant shall constitute a special category;

(b)

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3

17/9/40

Madras Record Office - Research Assistant -
Ad-hoc Rules.

a.

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14.4.49

14.449

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$$10 \frac{18}{4}$$

Draft Ad-hoc Rules.

Draft Ad-hoc Rules.

p. 1 of the draft rules
below

3. No person shall be eligible for promotion (appointment) to the post unless he holds the degree of B.A., or B.Sc., of a University in this Province and also possesses sufficient experience in reference-

ing and preparing noted

W

W. H. H. H. H.
CURATOR.
30-12-1948.

30.12.48

SN

p 2 of the draft
notes below.

$$\frac{1}{14.449}$$

To
The Secretary to the Government
of Madras, Education and Public
Health Department, Madras-9.

A circular ink stamp is located in the lower right portion of the document. The outer ring of the stamp contains the text "DEPT. SECRETARY TO GOVERNMENT" at the top and "EDUCATION AND PUBLIC HEALTH" at the bottom. In the center of the stamp, the date "OCT 1917" is stamped. To the right of the stamp, the word "SIR," is partially visible.

33003

Yours faithfully,
Allen
 Secretary.

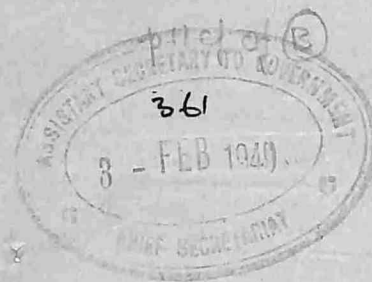
Encl: Nil.
pmr. 28/4/49.

41) If a question has two sub-questions, is each both a "main" and a "sub-question" or is the main sub-question of a question, since the answer in the question is "yes" and in the answer "no"?

C.No. 17043/49

Sub. Madras Record Office - Research Asst - Ad-hoc Rules.

pp 12 of Ref: From The Curator. M.R.O. Chittoor. No. 2646-A/48-2 dated 30-12-48



para 2 of pp 12 of B

In G.O. Ms. 3234 Edu. dated 17-12-48 the Govt sanctioned the continuance of the post of Research Asst in the M.R.O. Chittoor for a further period of two years from 22-12-1948. and also requested the Curator. M.R.O. Chittoor to submit a draft of the Ad hoc rules in respect of the post. The Curator has now submitted the rules at pp 12 of.

~~The file may be sent to Public (Services) Dept with reference to their note at p 2 of B.~~ This post carries the same scale as that of the Senior Asst in the M.R.O. that is, Rs 190-10-240. This latter post is borne on the Madras Ministerial Service and belongs to Category 1 in that Service. The conditions of Service governing that post may as well apply to the temporary post of Research Assistant also. It does not appear that any special rules are necessary. Pub (Ser) may be-

1-2-49
P.S.T.
Senior Manual
V.M.
Bk No 114.

x vide Pub note
mp 2 of B

31-1-49

2-1-49

Public (Ser)

Public (Ser) Dept

With reference to the 20th Sept note above

EPH U.O. 17043/49-1 EDN. it is submitted that the conditions of service in any two

3-2-49.

posts need not necessarily be the same if the posts carry the same special rules governing one will not apply to the other unless it is ordered that they should. On the other hand if no identical scales of pay are attached to the posts, the nature of duties attached to them will be the same and the same conditions of service will govern them unless it is specifically laid down that they shall be different in any particular case. In this case as the temporary post is designated Research Asst. the special rules for the post of Senior Asst. will not apply unless the intention is made clear by an executive order issued to that effect. In any case as the qualifications for the two posts are different, special rules laying down the qualification special to each post will be necessary. In this view this draft suggested that a draft of the rules might be put up and sent to this dept for perusal.

With these remarks the file may be returned to E.P.H.

8/2/49
11/11/49
E.P.H.

E.P.H. (C-2)

Public Deptt note above may be perused. A draft order is submitted for approval. ~~which is to be sent to Legal Deptt for perusal.~~ Public and Legal may see.

17/3/49
17-349
Public Legal D

Public (Services) Dept.

(Previous notes on pp. 1-2 above)

The further note of E. & P.H. above and the draft ad hoc rules below may be perused. The draft rules call for the following remarks in this dept.

(1) It has already been settled that the post of

Pub (Ser) Sec.
361/49-1
11.2.49.

11 FEB 1949
11094

Precedent

M No 12532

16.6.49
21/3

E.P.H. U.O. No. 1704/49-2
21-3-1949



Research Assistant might be treated as a temporary addition to category 1 (Senior Assistants in M.R.O.) of the Madras Ministerial Service - vide portions marked 'S' and 'Z' on pp. 182 n.f. of (B). Sub-rule (a) proposed is therefore unnecessary and should be omitted.

H. 206 and 213, BK 114.

(2) The post of Senior Assistant in the M.R.O. belongs to a selection category and the Curator, M.R.O. is the appointing authority for that post. By application of the Special Rules for that post to this post of Research Assistant, this will also be a selection category and the Curator the appointing authority for it. Portions indicated in brackets in sub-rules (b) and (c) are, therefore, redundant and should be omitted.

rules 4 and 37e, p. 188, BK 114.

(3) The normal method of recruitment for the post of Senior Assistant is by promotion and in special circumstances by transfer. As sub-rule (b) contemplates appointment to the post of Research Assistant by promotion of members in the M.R.O. only, it involves a deviation from the rules applicable to the former post. That post is within the Commission's purview. Therefore, consultation with the Commission on account of this deviation seems necessary with reference to section 266 (3) (a) of the Government of India Act. Legal may be requested to advise on this point.

p. 5, BK 112

A

(4) The other alterations indicated in pencil in the draft may be made.

The file may be passed on to Legal.



29.3.49

27939

Pub (Ser) Sec. 361/49-1

5.4.49.

4225

SVS legal 4225/49-1

4.6.49

Legal Department

The alterations indicated in red ink on the draft notification may be made.

A above:- This department agrees with the view expressed by Public (Services).

8/4/49 E.P.H.

E.P.H(92)

Please see the notes of pub and legal on pp 2-3 ante. A draft letter to the Commission is submitted for approval.

14.4.49. 14.4.49

18/4/49

(Issued as. Ultra. Res. No. 170. G2. 49.3. Edn. 2/19.4.49.)
From the Secy. M.P.S.E. No. 2264. G/49.1.2/27.4.49

The draft order (as altered) below is for approval -
5.5.49. 5.5.49

Sub: Madras Record Office - Research Assistant - Ad-Hoc Rules - Published.
Ref: G.O.Ms. No. 1130 Edn. Dt. 7-6-1946.
" " " 26 " " 7-1-1947.
" " " 3234 " " 17-12-1948.
From the Curator M.R.O. No. 2646 A/48-2. Dt. 30-12-48

Original draft

precedent

pp 1-2 of

G.O.MS. No. Edn. Dated. 1949.

The following notification will be published in the Fort Saint George Gazette.

NOTIFICATION

Rule relating to the temporary post of Research Assistant in the Madras Record Office.

In exercise of the powers conferred by section 24(1) (b) and ~~2~~ 2(b) of the Government Of India Act, 1935, (as adapted by the Provisional Constitution Order 1947) H.E. the Governor of Madras hereby makes the following special rule.

[4E. X on p. 2 of 1946]

RULE

Madras Record Office in Category I

Joint Secretary

Joint Secy

The general and special rules governing the Madras Ministerial Service shall, in their application to the temporary post of Research Assistant sanctioned for the Madras Record Office in G.O.Ms. No. 1130 Edn. Dated. 7-6-46 and continued in G.O.Ms. 26 Edn. Dated 7-1-47 and 3234 Edn Dt, 17-12-48, be construed with the following modifications, namely:

- a) The said temporary post of Research Assistant shall constitute a special category;
- b) Appointment to the post shall be by promotion from among the persons employed in the Madras Record Office. [Such promotion shall be made only on the grounds of merit and ability, seniority being considered only when the merit and ability are approximately equal];
- c) The Curator, Madras Record Office, shall be the appointing authority;

3. No person shall be eligible for appointment to the post unless he holds the degree of B.A. of a

University in this ~~in the~~ ^P province and also possesses
sufficient experience in referencing and preparing ~~notes~~
noted in connection with ~~the~~ searches undertaken in the
(Madras Records) that Office. ^{thereby made}

87. 17/3/49 ¹⁷⁻³⁴⁹ ¹⁹⁻³⁴⁹
(e) These ~~notes~~ shall be deemed to have been made
and to have come into force on the 23rd June 1946.

To
The Curator,
Madras Record Office,
CHITTOUR.

To
The S.G.P. for
publication of the
notification in the
Fort St. George Gazette.

To
The A.G. Madras.

To
The Secy. M.P.S.C.
(with C.L.)

1 Spare Copy