Sectt. II-27—60,004—17-11-48

Edn. H.H (1949.) Department.

Ms. SERIES.

G.O. NO. 1959 (Edn.)

Dated 16. 6. 1949

Pat awa

M

Sa

26

[Despatch Abstract.]

Establishment - Sri. K.S. Narasimhachari, teacher Board school, Mullikolathur, Chingleput Dt. - Dismissal - Reinstatement - ordered.

Back Papers.

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

Further Papers.

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

B2

1

A

From
Sri K.S. Narasimhachari,
Assistant, Board Boy's School,
Mullikolathur, Chingleput District.
7 Bhujanga Rao Street,
Saidapet, Madras.

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

2

Through
The Special Officer,
Chingleput District Board,
Saidapet.

p.p. 33 - see infra

Sir,

Subject: Appeal against the orders of the Director of Public Instruction confirming the orders of dismissal passed by the Chingleput District Board Special Officer in Roc. No.18004-47 dated 29-3-1948

17616

Reference: Director's (Public Instruction) Dis. No.24/49 dated 5-1-1949

****

1. As my appeal against the order of dismissal passed by the Special Officer, District Board of Chingleput, in his proceedings Roc. No.18004/47 dated 29-3-1948 has been rejected by the Director of Public Instruction and as I am not in possession of the reasons ~~of~~ the rejection of my appeal, I prefer this appeal to the Government of Madras and herein submit further facts in amplification and in continuation of my appeal petition to the Director.

2. At the outset I submit that I am a teacher of nearly 24 years of standing, a good portion of which was spent by me as Head-Master and I have worked in eleven schools. Except at Mullikolathur I had always lived in the school village. I was transferred to Mullikolathur on 22-6-1942 and was there till the day of my suspension i.e. 1-1-1948. During the course of these years, I have submitted nine transfer applications, including two for mutual transfer, because I could not get accommodation in the village but the District Board authorities were not pleased to transfer me.

3. I have all along been applying to the District Board, with certificates from the Village Munsiff as to the non-availability of accommodation in the village, for permission to attend school from Thirukalikundram which is three

2

3

miles off and the permission sought for has been granted in four of the District Board references, filed herewith as exhibits. I would particularly invite the kind attention of Government to exhibit F in which I am granted a general permission to attend school from Thirukalikundram. I will also invite kind attention to exhibit G dated 21-9-46 wherein the village Munsiff is notified that the school will be closed if the teachers are not provided with quarters at once. These references establish beyond doubt that my grievances as regards lack of accommodation was bonafide and not set up to get a transfer as the charges would make out.

4. From these exhibits, it will also be seen that there was no accommodation available to me in the village from 22-6-42(the date of my transfer to the village)to 21-9-46 and that I had been given permission from time to time to attend school from Tirukalikundram. As submitted in my appeal to the Director I applied for a loan of Rs.100/- from my Provident Fund for erecting a shed in the school village for me to live in. But this was also not granted. Hence I had been forced to attend school from Thirukalikundram.

5. With regard to charge(1) I beg to submit that I was teacher for Standard III only and that at the time of the Deputy Inspector's visit on 6-11-1947 there was poor attendance on account of a false rumour of enidemic of fever and small pox. The attendance in my class was 57% against those of classes I and II with 40% each. I could not be held responsible for Standard II which was under the charge of another teacher, Sri Govindaswami Naicker. I invite the kind attention of the Secretary to Exhibit H, Para I where there is an unfortunate misjoinder of charges framed against II and III standard teachers which would make out that both were jointly responsible for both the classes; whereas Sri Govindaswami Naicker

was responsible for Class II and myself to Class III. Further the progressive increase in attendance in the higher standards (Exhibit A-Charge I)bears testimony to my statement that due to an epidemic scare there was poor attendance in the school; and epidemics and scare of epidemics generally affect attendance in the lower standards.

6. With reference to charge II I beg to submit that I have put in nearly 24 years of service and that I was never a blackmailer all these years; nor have I given room for suspicious conduct during my career as a teacher. As a matter of fact I have never been pulled up for this alleged misconduct by my superiors. I come to know of this only in my charge sheet.

7. With regard to charge III I have submitted my reply in Paragraphs 2 to 4 of this appeal petition and also in my appeal to the Director.

8. With regard to charge IV I beg to submit that the Deputy Inspector did not order me to call back ~~at~~ the children to school at the time of his visit on 6-11-1947. The findings of the Special Officer on this charge places this humble petitioner in a dilemma. My simple denial of this charge is rebutted with the statement that the Deputy Inspector and the Head-Master need not instruct me on the items of my daily routine work, one of which is to take absentee boys to school from home.

9. To conclude I beg to submit that charges II & IV are vague charges which I can only counter with my record of twenty four years of service with a good portion of it employed as Head-Master. I neither blackmailed my Head-masters nor my assistants in my career and for the alleged disobedience of the Deputy Inspector's orders, I can only request reference to my past services. I have always lived in ten school villages for 18 years before I came to Mullikolathur and that my transfers were on

12616

I

5

public grounds and never for punishment. Finally I pray that the orders of the Special Officer and the Director may be reversed and I may be reinstated as teacher with such reliefs as regards pay etc. as the Government are pleased to effect.

Yours faithfully,

K.S. Narasimhachary
4-3-49

EXHIBITS

p. 9-13 in pa 'A' Proceedings of the Special Officer, Chingleput District Board Roc. 18004/47 dated 29-3-1948.

p. 15-16 in pa 'B' My petition dated 4-5-1948 to the Director of Public Instruction

p. 17 in pa 'C' Proceedings of the Director of Public Instruction, Madras Dis. No.24/49 dated 5-1-1949

p. 19 in pa 'D' District Board, Chingleput, President's L.Dis.7379-42-C4 dated 27-7-42

p. 21 in pa 'E' " " " L.Dis.1045/44 dated 22-9-44

p. 23 in pa 'F' " " " L.Dis.9495-45 dated 30-8-45

p. 25 in pa 'G' " " " L.Dis.11161/46-C4 dated 21-9-46

p. 27 in pa 'H' " " Special" Officer Roc.No.18004/47 CI dated 16-12-47.

******

Copy to the Director of Public Instruction

Advance copy to the Secretary to the Government of Madras, Education and Public Health Department.

E. Sec. II. (32)

This is an advance copy. The receipt of the original may be awaited till 8/4/49.

8/3/49.

9/3/49

A draft memo to the Special Officer, Dt Bd. Chingleput is submitted below for approval

11/4/49.

12/4/49

11/4/49.

Roc.18004-47. Ex - A

Chingleput Dt.Board's Office,
Saidapet,dated 29-3-1948.

PROCEEDINGS OF THE SPECIAL OFFICER, CHINGLEPUT DT.BOARD, SAIDAPET.

Read: (i) This Office Memo Roc.18004-47 dated 18-12-1947 framing charges against Sri.K.S.Narasimhachari, Assistant, Bd.Boys' School, Mullikolathur (now under suspension).
(ii) His explanation dated 7-1-1948.
(iii) Remarks of the Deputy Inspector of Schools, Chingleput Rc.58-S.F.48 dated 2-3-1948.

The following charges were framed against Sri.K.S.Narasimhachari, Assistant, Bd.Boys' School,Mullikolathur (now under suspension).

CHARGE I. That there has been a fall in the attendance especially in Standards II and III at the time of the visit of the Deputy Inspector,Chingleput on 6-11-1947 for which theteacher is responsible.

EXPLANATION. He explains that it is a fact that there had been a fallin attendance of his Class prior to and during the visit of the Deputy Inspector. The fallin the attendance was due not to his lack of interest but on account of a false reumour that there existed epidemic of fever and smallpox in the school village which prevented parents from sending their children to school. He represented this fact in person to the Deputy Inspector during his visit. The attendance on the date of Deputy Inspector's visit was as follows:-

~~Rxxx~~.	I.	II.	III.	IV.	V.	Total.
Roll.	21/14	23/7	16/5	15/5	10/4	85/35.
Attendance.	7/7	12/0	8/4	14/1	~~49/14~~	49/14.
Percentage.	40%	40%	57%	75%	71%	52%

While no action has been taken against the I Standard teacher he wonders why action has been taken against him alone.

Findings. According to the report of the Deputy Inspector dated 2-3-1948 it is due to the indifferent work and bad coaching that the attendance in his class has deteriorated. Where a teacher works well ~~where~~ there is no large fall in attendance whatever may be the ~~regarding~~ other causes for such a fall. The explanation given by this teacher is a stock one given by lazy teachers and hence not at all tenable.

Further this teacher while asked to answer the charge blames the Deputy Inspector of having reported against him only and not against the First Standard teacher in whose class also there was low attendance. According to the Deputy Inspector instruction in Standard I is good while it is bad in II Standard. This shows clearly that this teacher's explanation is not only most unsatisfactory but also beside the point and impertinent. Hence this charge is proved.

CHARGE II. That he has not taken any interest either in the institution or co-operated with the Headmaster of the School.

EXPLANATION. He explains that on the First November 1947 when the ~~Travelling Allowance~~ Teachers' Assn Meeting was in progress at Thirukkalikundram, he requested the Deputy Inspecter who presided on that day to define the duties of the Headmaster's since he had a doubt on this. The Deputy Inspector explained them. But subsequently the Deputy Inspector seems to have arrived at the conclusion that he had requested him to define the Headmaster's duties because of some misunderstanding between himself and the Headmaster and lack of co-operation among them and hence he had asked him in the open meeting to define the Headmaster's duties. But he had no mis-understanding with the Headmaster and he had co-operated with him.

FINDINGS. It is not known why a teacher of his experience (24 years' service) should have asked the Deputy Inspector to explain the duties of a Headmaster and that too in a teachers' meeting. From this it is evident it was done by him simply to blackmail the Headmaster who is very good at his work. Hence the explanation is most unsatisfactory. So this charge is also proved.

CHARGE III. That he is attending the school from Thirukkalikundram four miles off without the previous permission and that he is adamant in not shifting to the school village inspite of advice and punishment.

EXPLANATION. He admits attending the School from Thirukalikundram.

He says he could not get a house to live in in the school village all these 4 years. All these charges have been framed against him for non-residence alone and for nothing else. He begs to remind that the Dt. Board themselves have asked the villagers and the Village Munsiff to provide accommodation to the teachers of this particular school failing which they were told that the recognition of the school would be withdrawn. The villagers have not moved at all in this matter. He adds that it is the duty of the Headmaster to urge the Village Munsiff and the villagers to give this assistant house. But he has not moved his little finger.

FINDINGS. He lays the blame on the Headmaster for his non-residence for the last four years. He strangely puts it that it is the moral duty of the Headmaster to find out quarters for him. It is not the business of the Dt. Board or the Headmaster~~s~~ to find out quarters for Assistant teachers. While all the other teachers live in their village this teacher alone puts forward the plea that no house is available for him. The Deputy Inspecter reports that he has always been residing at Thirukalikundram four miles off and attending school late with a view to get a transfer to some place near Madras where he can supplement his income by taking to some other calling. Hence his explanation is totally unsatisfactory. So this charge also is proved.

CHARGE IV. That he has not obeyed the orders of the Deputy Inspector when he was asked ~~xhm~~ to call back the children at the time of his visit.

EXPLANATION. He explains that on 6-11-1947 when the Deputy Inspecter visited the school, he first wrote the visit report and then came to his class and asked him why the attendance was poor. He gave him the reason contained in para I against the Charge I and the Deputy Inspecter then left the school. Neither he nor the Headmaster advised him to call the absentees and he never refused to call them.

He finally requests that the suspension order may be cancelled.

XXXXXXXX

13

FINDINGS. The Deputy Inspector reports that this explanation is "nothing but falsehood". Will any Inspecting Officer write the report first and then visit classes and ask teachers to explain for the defects. The teacher's explanation in this regard is most unnatural and unsatisfactory. Further he says that neigher the Deputy Inspector nor the Headmaster had asked him to call the absentees. This explanation is stillmore strange. In other words he wants that the Deputy Inspector and the Headmaster should teach him the A.B.C. of his daily routine as a teacher. Nothing can be more irrelevant or more impertinent than this curious explanation.

Hence allthe charges are proved against him.

He is a teacher who has put in 24 years' service and yet has exibited continous indifference to duty and a spirit of disobedience to the management. His pay has been reduced by Rs.Two in D.Dis.2529/45 dated 14-6-45 and again~~st~~ by Rs.Two in R.F.16-13066/46 dated 9-12-46. He has gone on leave 22 times and that too very often from 1945. He has determined not to live in the school village, come what may. He has been doing so for the last four yea s and he would be doing so, till he is transferred. Such an incorrigible and recalcitrant teacher is a menace to the management and the teaching profession. It is no good keeping him in service. So, I hereby order that he be dismissed from service from the date of receipt of this Memo.

For Special Officer, Dt. Board.

D.S.31-3-

To
Sri.K.S.Narasimhachariar, Assistant, Bd. Boys' School,
Mullikolathur (under suspension through
the Headmaster).

Copy to the Headmaster, Bd. Boys' School, Mullikolathur.
,, the Deputy Inspector of Schools, Chingleput.
,, the Dt. Educational Officer, Chingleput Dt., Saidapet.
,, C.4 2 copies.
File--1.

..0/48
6.4.48.

Submitted to Sri. K. S. Narasimhachariar, (Asst B.B. School, Mullikulathur) No. 5. Gulam Murthusa Street, Mount Road P.O. Madras. (by Registered Post)

B.B. School, Mullikulathur }
6.4.48.

Thambiran Nayas —
6.4.48. Headmaster

அஸெம்பிளியின் முடிவ எலெக்டொ ல் ஜாபிதா.

காஞ்சீபுரம் தாலூகா.

[குறிப்பு:—(1) பிராக்கெட்டுக்குள்ளிருப்பவை தகப்பனர், புருஷன் அல்லது காரணவான் பெயர்.
(2) யோக்கியதாம்சம் குறித்திராத பெயர்களின் யோக்கியதாம்சம் 3(a)
(3) (S) என்பது ஸ்திரீ. L என்பது எழுதப் படிக்கத் தெரிந்தவர்.]

வரிசை நெ. பெயர். யோக்கியதை. வரிசை நெ. பெயர். யோக்கியதை.

175. கோவளவேடு கிராமம்.

செக்ஷன் I

1 அங்கபண்டிதன் [பொன்ன பண்டிதன்]
2 அங்கப்பாச்சாரி [கன்னியப்பாச்சாரி]
3 அம்மாயி அம்மாள் (s) [நி. வெங்கட்ராமய்யர்]
4 அம்மாகண்ணம்மாள் (s) [முருகேச நாய்க்கர்]
5 அருணசலய்யர் [ஆ. வெங்கட்ராமய்யர்]
6 ஆதிலக்ஷிமி அம்மாள் (s) [சுப்புராவ் அய்யர்]
7 எல்லப்ப நாயகன் [கண்ணபிர நாயகன்]
8 கஜேந்திர நாயுடு [ஸ்ரீனிவாசல் நாயுடு]
9 கிருஷ்ணய்யர் [அருணசலய்யர்]
10 குப்புசாமி அய்யர் [வேணுகோபால அய்யர்]
11 சாமாத்தா அம்மாள் (s) [ஆ. முருகப்ப நாய்க்கர்]
12 சின்னம்மாள் (s) [ஆ. குப்புசாமி அய்யர்]
13 சின்னம்மாள் (s) [வெங்கடகணபதி அய்யர்]
14 சின்னதாயம்மாள் (s) [சுப்பிரமணிய நாய்க்கன்]
15 சின்னபைய நாயகர் [மாரி நாயகர்]
16 சின்னைய நாயகர் [நாகப்ப நாயகர்]
17 சீதையம்மாள் (s) [முனிசாமி நாயுடு]
18 சுப்பராமய்யர் [அருணசலய்யர்]
19 சுப்புலக்ஷிமியம்மாள் (s) [கிருஷ்ணய்யர்]
20 தாண்டவராய நாயகர் [முத்து நாயகர்]
21 நாகப்ப நாயகர் [முருகப்ப நாயகர்] L
22 பச்சை நாயகர் [வண்டிகார நாயகர்]
23 பார்வதி அம்மாள் (s) [பொன்னப்ப நாயகர்]
24 பாலகிருஷ்ண நாயகர் [பொன்னப்ப நாயகர்]
25 பெரியண்ண நாயகர் [பாலகிருஷ்ண நாயகர்]
26 பொன்ரங்கம்மாள் (s) [சுப்ரமண்ய செட்டி]
27 பொன்னியம்மாள் (s) [பொன்ன பண்டிதன்]
28 போடி நாயகர் [முத்தி நாயகர்]
29 மாணிக்க நாயகர் [தாண்டவராய நாயகர்]
30 மாணிக்க நாயகர் [வெங்கிடேச நாயகர்]
31 முருகப்ப நாயகர் .ஆ [பொன்னப்ப நாயகர்]
32 முருகப்ப நாயகர் [ஆட்டுக்கார நாயகர்]

175. கோவளவேடு கிராமம்—தொடர்ச்சி

செக்ஷன் I—தொடர்ச்சி

33 முருகப்ப நாயகர் [எல்லப்ப நாயகர்]
34 முனியம்மாள் (s) [குப்பய்ய நாயகர்]
35 முனிச்சியம்மாள் (s) [பச்சை நாயகர்]
36 முனிசாமி நாயகர் [சொக்காகார நாயகர்]
37 முனிசாமி நாயகர் [முருகப்ப நாயகர்]
38 முனுசாமி நாயுடு [ரங்கப்ப நாயுடு]
39 மூங்கிலியம்மாள் (s) [ஏகாம்பர நாயகர் கொ.]
40 ரங்கநாத நாயுடு [பாலகிருஷ்ண நாயுடு]
41 ரங்கநாயகி அம்மாள் (s) [கன்னிய நாயகர்]
42 ராகவ நாயகர் [மாரி நாயகர்]
43 ரேணுகாம்பாளம்மாள் (s) [அருணசலய்யர்]
44 லக்ஷ்மண நாயகர் [காளப்ப நாயகர்]
45. லக்ஷ்மய்ய நாயுடு [தம்பு நாயுடு]
46 லக்ஷிமி அம்மாள் (s) [பாலகிருஷ்ண நாயகர்]
47 வெங்கடராமய்யர் [சாம்பசிவ அய்யர்]
48 வெங்கடகணபதி அய்யர் [நி. வெங்கட்ராமய்யர்]
49 வெப்பு நாயகர் [வீரபத்ர நாயகர்]
50 வெங்கட்ராம பிள்ளை [ராகவப் பிள்ளை]

செக்ஷன் II

1 கபுரு [அப்பு] t
2 காளிமுத்து [அப்பு] t
3 குப்பன் [ராகவன்]
4 குள்ளன் [எல்லன்]
5 பேர்குடி t
6 பொன்னன்
7 மாணிக்கம் [எல்லன்] t
8 முனிச்சி (s) [நாகப்பன்]
9 மொட்டை அண்ணாமலை t
10 ராகவன் [பாலன்]
11 வெள்ளச்சி (s) [சின்ன மூங்கலான்]

செங்கற்பட்டு. }
28—1—38 }

(Sd.) M. S. சிவராமன்,
ரெஜிஸ்ட்ரேஷன் ஆபீஸர்.

குமரன் பிரஸ், காஞ்சீபுரம்.

Received on 6.4.48

6.4.48.

15

9

Ex-B

From
Sri K.S.Narasimha Chary,
Asst. Board Boy's School,
Mullikolathur,
Chingleput District.

To
The Director of Public Instruction,
Nungambakkam,
Madras.

Through
The Special Officer,
Chingleput District Board,
Saidapet, Madras 15.

Sir,

Sub: Orders of dismissal passed in Special Officer's (Chingleput District Board) R.O.C. No.18004-47 dated 29-3-48.

I beg to submit the following with reference to the order of dismissal passed against me in the Proceedings of the Special Officer of the District Board, Chingleput, referred to above, for a due and proper appreciation of the grounds set forth in the appeal. The proceedings of the Special Officer have gone against me because of the prejudicial remarks made against me by the Dy.Inspector of Schools, Chingleput, in his R.C.58-S.F./48 dated 2-3-48. As an instance in point, I invite most respectfully the attention of the Director to the findings in charge III wherein I am reported to attending school late with a view to get a transfer to some place near Madras, where I can supplement my income by taking to some other calling. I have never represented either in person or in writing that I want to supplement my income by some other calling, as I know full well that it is improper for a teacher to have supplementary trades or avocations. The other parts of the report of the Dy.Inspector also abound in unsubstantiated statements like those referred to above.

2. I would most humbly submit that I have put in 24 (Twenty-four) years of service and barring the five years at Mullikulothur where I had trouble with the management on account of circumstances beyond my control, my service as teacher has been marked by loyalty to collegues and management alike. Inspecting authorities have testified to my good work. I would invite the attention of the Director to my long years of service prior to Mullikolathur episode to prove that it will not sustain the damaging remarks passed in the closing paragraph of the Proceedings of the Special Officer, namely, "He has exhibited continuous indifference to duty and a spirit of disobedience to the management", I solemnly declare that I made every attempt to secure a house in the village but could not find any. The District Board, on my behalf, were kind enough to ask the villagers and the village Munsiff to provide accommodation for me. The Deputy Inspector himself during inspection time formed a Parents' Association in the school village and requested them to find accommodation for such teachers as had no accommodation in the village. Inspite of this, I could not find any accommodation. I asked for transfer and I also requested a loan of Rs.100/- from my provident fund for building a shed in the village. Thus I have exhausted every available means to for a teacher to escape himself from an unenviable situation. The Special Officer could have taken all these into consideration and spared me.

3. Poor as I am I would not allow punishment by way of reduction in my pay twice for non-residence but for the absolute impossibility of finding accommodation in the place. I am in this instance a person sinned against than sinning.

Continued...

4. Now I will humbly submit my explanation for the charges prepared against me seriatum:

5. LOW ATTENDANCE IN CLASSES

I declare most solemnly that there was a fall in attendance at the time of the visit of the Dy.Inspector on 6-11-47 and it was due to a false rumour of the prevalance of fever and small-pox in the school village. This statement of mine is corroborated by the fact that the attendance in Classes I & II which are under the charge of other teachers was also low.

It is within the experience of every teacher that low attendance at school is caused as much by real epidemics as by false rumours of epidemics. To reject this explanation as a stock one of the lazy teachers is to be obvious to the realities of the conditions of life in villages in this part of the country, where a stray case of diahrroe soon came to pass off as cholera and fevers have at time came to be regarded as the punishments of the Village Goddess for non-performance of the annual festivals. I request that my explanation for low attendance may be accepted and I also beg to be forgiven for my indiscretion in pointing out that there was differential treatment between me and the Class I & II teachersas regards the charge.

6. NON-CO-OPERATION WITH THE HEADMASTER

I co-operated with the Head Master all these five years and the interest of the institution never suffered in my hands. I never black mailed the Headmaster of Mullikolathur nor any other Headmasters previously. If(the teachers meeting I requested) in the Dy.Inspector to enlighten me on the duties of the Headmaster, it is because I am humble enough to admit, after 18 years of service as Headmaster, the limitations of human understanding in any walk of life

7. CHARGE III NON-RESIDENCE AT SCHOOL VILLAGE

I have answered in some detail in Para 3, of my introductory explanation regarding this charge and I have nothing more to add.

8. CHARGE IV DISOBEDIENCE OF THE ORDER OF THE DY%INSPECTOR AND THE HEAD MASTER

This particular charge of disobedience of the Dy.Inspector's orders to me to bring back the children at the time of his visit on 6-11-57 is rebutted in the findings on this charge. Further he (K%S.N%) says "that neither the Dy.Inspector, nor the Headmaster had asked him to call the absentees. The explanation is still more strange. In other words, he wants that the Dy.Inspector and the Headmaster should teach him the ABC of his daily routine as a teacher Nothing can be more irrelevent or more impertinent than this curious explanation"

9. Taken in due context, the meaning of the foregoing passage is that neither the Dy.Inspector nor the Headmaster asked me to call back the children to the school in the day in question. In view of the explanation given at some length, I beg to be pardoned for references to the authorities who have not been considerate to me. I pray that the order of dismissal be reversed and that I may be reinstated in service. I also beg that the period of suspension be treated as on leave with pay.

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

Advance copy submitted to the Director of Public Instruction with copy of ROC18004-47 dated 29-8-48 of the Special Officer, Chingleput District Board.

True copy/

Ex- C

PROCEEDINGS OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS.

Dis.No.24/49 dated 5th January '49.

Sub:- Elementary Education-District Board-Chingleput
Appeal-Sri K.S.Narasimhachari-Regarding
Dismissal from service-rejected.

Ref:- From Sri K.S.Narasimhachari, Petition dated 4-5-48
From the Special Officer,District Board,
Chingleput.
Endt.Roc 10015-48 Cr dated 31-7-48.
From the District Educational Officer, Chingleput
Rc.No.6550/48 dated 23-10-48.
From the Divisional Inspector of Schools, Madura
Rc.462-E1/48 dated 16-11-48.

The appeal is rejected.

T.P.SANTHANAKRISHNA NAIDU
For Director of Public Instructin
/n

True Copy/ forwarded by order

Sd.S.Narahari Rao
Superintendent.

To
The Petitioner, through the Special Officer, (Para 1 only).

/*0000*/

TRUE COPY

D

L.Dis.7379-42-C4.

District Board Office,
Karunguzhi, 27-7-42.

MEMO

Ref:- Petition dated 7-7-42 from K.S.Narasimha Chari assistant Board School Mullikalathur requesting temporary permission to attend school daily from Tirukalikundram and the endorsement of the Deputy Inspector of Schools Chingleput thereon etc.

* * *

Permission sought for is granted temporarily till 1-9-42 within which time he should make arrangements to shift his residence to the school village. He is further informed that he should attend School half an hour before every session and should not give room for complaints of late attendence. Permission accorded will be withdrawn if complaints are received either from the public or the Headmaster.

Sd.-----
For President District Board.

To
K.S.Narasimha Chari, Assistant through the Headmaster, Mullikolathur.
Copy to the Headmaster, Mullikolathur.
Copy to The Deputy Inspector of Schools, Chingleput.

TRUE COPY

E

L.Dis.1045/44.

Chingleput District Board's Office,
Saidapet. Dated 22- 9-44.

MEMO

Sub:- Establishment-Board School Mullikolathur-permission to attend the school from Tirukalikundram letter dated 31-8-44 from the Asst.Sri K.S.Narasimhachari and Endt.No. 59/44 dated 8-9-44 of the Dy.Inspector of Schools, Chingleput.

----

1. Permitted for a period of 3 months, only.
2. The Asst., is informed that the permission will be withdrawn if he gives room for complaints of late attendance.

Sd. ----
For President, District Board.

To
Sri K.S.Narasimhachari, Asst., through the Headmaster, Board School,
Mullikolathur.

Copy to: The Headmaster Board Boys School, Mullikolathur.
Copy to: The Deputy Inspector, of Schools, Chingleput.

TRUE COPY

F

L.Dis.9494-45.

Chingleput Dt.Board's Office,
Saidapet dated 30-8-45.

M E M O

Sub:- Jurisdiction-Board School Mullikolathur, Sri K.S. Narasimhacahri, assistant attend the school from Tirukalikundram-permitted.

Sri K.S.Narasimhachari assistant Board School Mullikolathur, is permitted to attend the school from Tirukalikundram. He is also informed that the permission will be withdrawn if he attends late or gives room for any complaint.

Sd.-----
For President District Board.

To
K.S.Narasimhachari,assistant, Through the Headmaster, Board School,
Mullikolathur.

Copy to: The Headmaster, Board School,Mullikolathur.
Copy to: The Deputy Inspector, Chingleput.

TRUE COPY

G

L.Dis.11161/46 C 4

Chingleput Dt.Board's Office,
Saidapet, dated 21-9-46.

MEMO

Ref:- Jurisdiction-School village-Attend the School from Tirukalikundram-Permission-requested-application dated 12-9-46 from K.S.Narasimhachari.

This office orders will stand. He cannot be permitted to attend school from Tirukalikundram. He wants to do so for getting transfer and he has obtained Village Munsiff's certificate. If he does not shift his residence at once to Mulikolathur his pay for September '46 will not be passed. If he goes on leave he will be granted leave onloss of pay.

Sd.-------------
For President District Board.

To
The the individuals through the Headmaster.
Copy to: The Headmaster.
Copy to: The Village Munsiff. The school will be closed if the teacher are not provided with quarters at once.

TRUE COPY

Roc.No.18004/47 CIC.

Chingleput Dt.Board Office~~r~~,
Saidapet, dated 16-12-47.

M E M O

Ref.Establishment-Messers.Govindaswamy Naicker and K.S.Narasimhachari, Assistants; Board Boys School, Mullikolathur(Chingleput Taluk) placed under suspension ordered-Endorsement No.5856/47 dated 1-12-47 of the Dy.Inspector of Schools, Chingleput, Range.

* , * * *

Sri Govindaswamy Nayacker, formerly Assistant Board Boys School Mullikkolathur(Chingleput Taluk) and now Assistant Board H.E.School, Tirupporur (Chingleput Taluk) and Sri Narasimhacari Assistant Board Boys School, Mullikolathur are kept under suspension from the date, of their relief pending framing of regular charges and final disposal of their cases.

2. 1/4th of their pay towards sussistance allowance will be paid to them during the suspension period.

3. The respective Headmasters should relieve their assistants immediately and report the fact to this office.

Sd. ------
For Special Officer, Dt.Board

To
Sri Govindaswamy, formerly Assistant Board Boys School, Mullikolathur and now Assistant Board Higher Elementary School, Tiruporur through the Headmaster.

Copy to: Sri K.S.Narasimhachari, Assistant, Board Boys School, Mullikolathur through the Headmaster.
" " The Deputy Inspector of Schools, Chingleput Range with r

P.T.O.

-2-

reference to his Endorsement No.58 SF/47 dated 1-12-47 for information.

Copy to: ~~The~~ C.4(3 Copies)
File 1.

TRUE COPY.

EPH (B2)

Sub:- Appeal — Elementary Edu. - Dt. Board. Chingleput —
~~Appeal~~ from Sri K. S. Narasimhachari,
Asst., Bd. Boys' School, Mullipolattur —
Appeal against ~~Regarding~~ Dismissal from Service

Ref. From Sri K. S. Narasimhachary, ~~copy of~~ petition to Govt. d. 4/3/49

Memo. No. 17616/49-1-B2-Edu., dated 12-4-49.

The Spl. officer, Chingleput Dt. Board is requested to forward ~~to govt.~~ to govt. thro the D. P. I. the petitioner's original of the appeal petition of Sri K. S. Narasimhachari. ~~to govt. regarding his dismissal from service cited above~~

12/4/49

p. 1-28 CF

(i) 14/4

D.P.I.(i)
12/4/49

To
The Spl. Officer,
Dt. Bd., Chingleput ~~Dt. Board~~
~~Chingleput~~

11/4/49.

11/4/49

Edn. Jr.H. (B2) Deptt.

Memo. No. 17616/49-2-B2, Edn, dated 16.5.49

Sub:- Appeal - Elementary Education - Dt. Bd., Chingleput - Sri K.S. Narasimhachari, Asst. Board Boys School, Mallikolathur - Appeal against dismissal from service.

Ref:- From Sri K.S. Narasimhachary petition to Govt. dated 4.3.49.
~~Govt.~~ Memo. No. 17616/49-1. B2. Edn d/12-4/49

—x—

17
17/5

p.p 35-48 infd

1299

The Special Officer, Dt. Bd., Chingleput is requested to ~~say~~ report whether ~~when~~ the original of the ~~appeal~~ petition of Sri K.S. Narasimhachari ~~will~~ has been forwarded to ~~Govt. through~~ the D.P.I. as ordered in the Memo cited above.

14/5/49

To the S.O., Dt. Bd., Chingleput.
Copy to D.P.I.

W.I.
13.5.49

14/5/49

20/5

G.

Office of the Chingleput District Board,
Saidapet, dated 27-4-1949.

Roc.No.5592-49-C4.

Re. 6893/49

MADRAS

Sub: Establishment - Board School, Mullikolathur - Chingleput Taluk - K.S.Narasimhachari - Dismissed - Teacher- Appeal forwarded.

Forwarded to the Secretary to Government of Madras Education and Public Health Department., through the Director of Public Instruction, Madras.

The teacher was dismissed from service as the charges framed against him for non-residence, non-co-operation with the Headmaster, unsatisfactory work, poor attendance and disobedience of instructions given by the Deputy Inspector of Schools, Chingleput, were all proved.

This office files D.Dis.18004/47 dated 24-4-1948 and D.Dis.10015-48 dated 8-3-1949 and Service Register of the teacher are enclosed.

for Special Officer, Dt.Board.

ts/28-4-

To

THROUGH

The Secretary to Government,
Education & Public Health Department,
Fort St. George, Madras--9.

The Director of Public
Instruction, Madras.

Enclosure: 3.

34

Office ~~PROCEEDINGS~~ OF THE DIRECTOR OF PUBLIC INSTRUCTION MADRAS.
R.C.689.B2/49 dated 19--5--1949.

40306

Sub:- Education - District Board Chingleput - Memorial Sri.K.S.Narashimhachary against dismissal.

Ref:- From the Special Officer District Board Chingleput R.C.No.5592-49-CH dated 27-4-1949. P33 ante.

Submitted.

2. This office file Dis 24/49 is also enclosed for reference and return.

For Director of Public Instruction

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

24/5
24/5

VLA.24/5.

ASST. SECRETARY TO GOVERNMENT EDUCATION AND PUB

35

19

R. 378
7-3-49

From
Sri K.S. Narasimhachari,
Assistant, Board Boy's School,
Mullikolathur, Chingleput District.
7 Bhujanga Rao Street,
Saidapet, Madras.

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

Through
The Special Officer,
Chingleput District Board,
Saidapet.

Sir,

Subject: Appeal against the orders of the Director of Public Instruction confirming the orders of dismissal passed by the Chingleput District Board Special Officer in Roc. No.18004-47 dated 29-3-1948

Reference: Director's (Public Instruction) Dis. No.24/49 dated 5-1-1949

****

1. As my appeal against the order of dismissal passed by the Special Officer, District Board of Chingleput, in his proceedings Roc. No.18004/47 dated 29-3-1948 has been rejected by the Director of Public Instruction and as I am not in possession of the reasons ~~of~~ the rejection of my appeal, I prefer this appeal to the Government of Madras and herein submit further facts in amplification and in continuation of my appeal petition to the Director.

p 9 ante

2. At the outset I submit that I am a teacher of nearly 24 years of standing, a good portion of which was spent by me as Head-Master and I have worked in eleven schools. Except at Mullikolathur I had always lived in the school village. I was transferred to Mullikolathur on 22-6-1942 and was there till the day of my suspension i.e. 1-1-1948. During the course of these years, I have submitted nine transfer applications, including two for mutual transfer, because I could not get accommodation in the village but the District Board authorities were not pleased to transfer me.

3. I have all along been applying to the District Board, with certificates from the Village Munsiff as to the non-availability of accommodation in the village, for permission to attend school from Thirukalikundram which is three

miles off and the permission sought for has been granted in four of the District Board references, filed herewith as exhibits. I would particularly invite the kind attention of Government to exhibit F in which I am granted a general permission to attend school from Thirukalikundram. I will also invite kind attention to exhibit G dated 21-9-46 wherein the village Munsiff is notified that the school will be closed if the teachers are not provided with quarters at once. These references establish beyond doubt that my grievances as regards lack of accommodation was bonafide and not set up to get a transfer as the charges would make out.

p 19 ante

4. From these exhibits, it will also be seen that there was no accommodation available to me in the village from 22-6-42(the date of my transfer to the village)to 21-9-46 and that I had been given permission from time to time to attend school from Tirukalikundram. As submitted in my appeal to the Director I applied for a loan of ₨.100/- from my Provident Fund for erecting a shed in the school village for me to live in. But this was also not granted. Hence I had been forced to attend school from Thirukalikundram.

5. With regard to charge(1) I beg to submit that I was teacher for Standard III only and that at the time of the Deputy Inspector's visit on 6-11-1947 there was poor attendance on account of a false rumour of epidemic of fever and small pox. The attendance in my class was 57% against those of classes I and II with 40% each. I could not be held responsible for Standard II which was under the charge of another teacher, Sri Govindaswami Naicker. I invite the kind attention of the Secretary to Exhibit H, Para I where there is an unfortunate misjoinder of charges framed against II and III standard teachers which would make out that both were jointly responsible for both the classes; whereas Sri Govindaswami Naicker was responsible for Class II and myself to Class III. Further the progressive increase in attendance in the higher standards (Exhibit A-Charge I)bears testimony to my statement that due to an epidemic scare there was poor attendance in the school; and epidemics and scare of epidemics generally affect attendance in the lower standards.

6. With reference to charge II I beg to submit that I have put in nearly 24 years of service and that I was never a blackmailer all these years; nor have I given room for suspicious conduct during my career as a teacher. As a matter of fact I have never been pulled up for this alleged misconduct by my superiors. I come to know of this only in my charge sheet.

7. With regard to charge III I have submitted my reply in Paragraphs 2 to 4 of this appeal petition and also in my appeal to the Director.

8. With regard to charge IV I beg to submit that the Deputy Inspector did not order me to call back ~~at~~ the children to school at the time of his visit on 6-11-1947. The findings of the Special Officer on this charge places this humble petitioner in a dilemma. My simple denial of this charge is rebutted with the statement that the Deputy Inspector and the Head-Master need not instruct me on the items of my daily routine work, one of which is to take absentee boys to school from home.

9. To conclude I beg to submit that charges II & IV are vague charges which I can only counter with my record of twenty four years of service with a good portion of it employed as Head-Master. I neither blackmailed my Head-masters nor my assistants in my career and for the alleged disobedience of the Deputy Inspector's orders, I can only request reference to my past services. I have always lived in ten school villages for 18 years before I came to Mullikolathur and that my transfers were on

public grounds and never for punishment. Finally I pray that the orders of the Special Officer and the Director may be reversed and I may be reinstated as teacher with such reliefs as regards pay etc. as the Government are pleased to effect.

Yours faithfully,
K.S. Narasimhachary
4-3-49

05592-49C4
15-3-49.

EXHIBITS

'A' Proceedings of the Special Officer, Chingleput District Board Roc. 18004/47 dated 29-3-1948.

'B' My petition dated 4-5-1948 to the Director of Public Instruction

C4

'C' Proceedings of the Director of Public Instruction, Madras Dis. No.24/49 dated 5-1-1949

'D' District Board, Chingleput, President's L.Dis.7379-42-C4 dated 27-7-42

'E' " " " L.Dis.1045/44 dated 22-9-44

'F' " " " L.Dis.9495-45 dated 30-8-45

'G' " " " L.Dis.11161/46-C4 dated 21-9-46

'H' " " Special" Officer Roc.No.18004/47 CI dated 16-12-47

******

Copy to the Director of Public Instruction

Advance copy to the Secretary to the Government of Madras, Education and Public Health Department.

N.B. Exhibits A, B. C are not submitted as they are already in possession of the Dt. Board authorities

---

D

L.Dis.7379-42-C4.

District Board Office,
Karunguzhi, 27-7-42.

MEMO

Ref:- Petition dated 7-7-42 from K.S.Narasimha Chari assistat Board School Mullikalathur requesting temporary permission to attend school daily from Tirukalikundram and the endorsement of the Deputy Inspector of Schools Chingleput thereon etc.

* * *

Permission sought for is granted temporarily till 1-9-42 within which time he should make arrangements to shift his residence to the school village. He is further informed that he should attend school half an hour before every session and should not give room for complaints of late attendance. Permission accorded will be withdrawn if complaints are received either from the public or the Headmaster.

Sd.------
For President District Board.

To
K.S.Narasimha Chari, Assistant through the Headmaster, Mullikolathur.
Copy to the Headmaster, Mullikolathur.
Copy to The Deputy Inspector of Schools, Chingleput.

TRUE COPY

L.Dis.1045/44. E Chingleput District Board's Office,
Saidapet. Dated 22- 9-44.

MEMO

Sub:- Establishment-Board School Mullikolathur-permission to attend the school from Tirukalikundram letter dated 31-8-44 from the Asst.Sri K.S.Narasimhachari and Endt.No. 59/44 dated 8-9-44 of the Dy.Inspector of Schools, Chingleput.

----

1. Permitted for a period of 3 months, only.
2. The Asst., is informed that the permission will be withdrawn if he gives room for complaints of late attendance.

Sd. ----
For President District Board.

To
Sri K.S.Narasimhachari, Asst., through the Headmaster, Board School, Mullikolathur.

Copy to: The Headmaster Board Boys School, Mullikolathur.
Copy to: The Deputy Inspector, of Schools, Chingleput.

TRUE COPY

F

L.Dis.9494-45.

Chingleput Dt.Board's Office,
Saidapet dated 30-8-45.

M E M O

Sub:- Jurisdiction-Board School Mullikolathur, Sri K.S. Narasimhacahri, assistant attend the school from Tirukalikundram-permitted.

Sri K.S.Narasimhachari assistant Board School Mullikolathur, is permitted to attend the school from Tirukalikundram. He is also informed that the permission will be withdrawn if he attends late or gives room for any complaint.

Sd.-----
For President District Board.

To
K.S.Narasimhachari, assistant, Through the Headmaster, Board School, Mullikolathur.

Copy to: The Headmaster, Board School, Mullikolathur.
Copy to: The Deputy Inspector, Chingleput.

TRUE COPY

L.Dis.11161/46 C 4 G

Chingleput Dt.Board's Office,
Saidapet, dated 21-9-46.

M E M O

Ref:- Jurisdiction-school village-Attd the School from Tirukalikundram-Permission-requested-application dated 12-9-46 from K.S.Narasimhachari.

This office orders will stand. He cannot be permitted to attend school from Tirukalikundram. He wants to do so for getting transfer and he has obtained Village Munsiff's certificate. If he does not shift his residence at once to Pulikolathur his pay for September '46 will not be passed. If he goes on leave he will be granted leave onloss of pay.

Sd-------------
For President District Board.

To
The the individuals through the Headmaster.
Copy to: The Headmaster.
Copy to: The Village Munsiff. The school will be closed if the teacher are not provided with quarters at once.

TRUE COPY

H

Rc. No. 18004/47 CIC.

Chingleput Dt. Board Office,
Saidapet, dated 16-12-47.

24

M E M O

Ref. Establishment-Messers. Govindaswamy Naicker and K.S.Narasimhachari, Assistants, Board Boys School, Mullikolathur (Chingleput Taluk) placed under suspension ordered-Endorsement No. 5856/47 dated 1-12-47 of the Dy. Inspector of Schools, Chingleput, Range.

* * * *

Sri Govindaswamy Nayacker, formerly Assistant Board Boys School Mullikkolathur (Chingleput Taluk) and now Assistant Board H.E.School, Tirupporur (Chingleput Taluk) and Sri Narasimhacari Assistant Board Boys School, Mullikolathur are kept under suspension from the date, of their relief pending framing of regular charges and final disposal of their cases.

2. 1/4th of their pay towards subsistance allowance will be paid to them during the suspension period.

3. The respective Headmasters should relieve their assistants immediately and report the fact to this office.

Sd. ------
For Special Officer, Dt. Board

To
Sri Govindaswamy, formerly Assistant Board Boys School, Mullikolathur and now Assistant Board Higher Elementary School, Tiruporur through the Headmaster.
Copy to: Sri K.S.Narasimhachari, Assistant, Board Boys School, Mullikolathur through the Headmaster.
" " The Deputy Inspector of Schools, Chingleput Range with r

P.T.O.

48

reference to his Endorsement No.58 SF/47 dated 1-12-47 for information.

Copy to: C.4(3 Copies)
Fide 1.

TRUE COPY.

49

25

Roc.No.5592-49-C4.

Office of the Chingleput District Board,
Saidapet, 28 May 1949.

ASST. SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC HEALTH DEPT.
1-...

To

The Secretary to Government,
Education and Public Health Department,
Fort St.George, Madras--9.

Sir,

Sub: Establishment - Board School - Mullikolathur - Chingleput Taluk - K.S.Narasimhachari, Assistant - appeal against Dismissal from service.
Ref: Government Memorandum No.17616-49-2-B2 Edn dated 16-5-49.

41780

The original petition dated 4-3-1949 of Sri.K.S.Narasimhachari of Mullikolathur, Chingleput Taluk has been forwarded to Government through the Director of Public Instruction, Madras in this office Roc.No.5592/49-C4 dated 27-4-1949.

for Special Officer, Dt.Board.

ts/30-5-

Copy to the Director of Public Instruction, Madras.

E. & P. H. Dept. (B2)

Sub:- ESTABLISHMENT - Sri K.S.Narasimhachari, teacher, Board School, Mullikolathur, Chingleput District - Dismissal - Re-instatement - Ordered.

Ref:- From Sri K.S.Narasimhachari, ~~appeal~~ petition, dated 4-3-49.
From the S.O., Dt. Bd., Chingleput, No.5592-49-C4, dated 27--4--1949.
From the D.P.I., No.689-B2/49, dated 19-5-1949.

---

pp 1-14 CF
pp 33-34 CF

43
16/6

Dis no. 24/49
d. 5-1-49
at (V)

ORDER (MS.) NO. 1959 EDN., DATED 16.6.

The Govt. have perused the records relating to the dismissal from service of Sri K.S.Narasimhachari, teacher under the District Board, Chingleput. They consider that the punishment is not justified having regard to the facts that the teacher's failure to reside in the village where the school is located was due to ~~the~~ circumstances beyond his control and that the other charges against him cannot be held to ~~be~~ have been proved satisfactorily

p 293,
Bdr No 157

2. Under rule 9(3) of the rules relating to the appt. and punishment of employees of Dt. Bds. the Govt. direct that the teacher Sri K.S.Narasimhachari be re-instated in the service of the Dt. Bd., Chingleput. The period of absence of the teacher from the date of dismissal up to the date of re-instatement in service should be treated as such leave as he is eligible for under rules.

3. The teacher is referred to the S.O., Dt. Bd., Chingleput for orders on his representation.

20/6

SS

OM
14/6/49

15/6

To

The S.O., Dt. Bd.,
Chingleput.
TheD.P.I. (with Dt.Bd.
files)
Copy to Sri K.S.Narasim-
hachari, No.7, Bhujanga
Rao St.,
Saidapet. (para 3 only)

C.No.17616-B2/49.

Sub:- ELEMENTARY EDUCATION - Establishment - Board School, Mullikolathur - Chingleput Taluk - Sri K.S.Narasimhachary - Dismissed teacher - Appeal.

Ref:- From the Special Officer, District Board, Chinglepu
No.5592-49-C4., dated 27-4-1949.
From the D.P.I., No.689-B2/49, dated 19-5-1949.

H 10-12-8 ⓥ

p.p. 6-9-8 ⓥ

'B' on p 5 A ⓥ

H 1-7

p.p. 10-12

The S.O., Dt. Bd., Chingleput, ~~asked~~ passed in March 1948 orders inflicting the punishment of ~~a~~ dismissal ~~of~~ on a teacher (Sri K.S.Narasimhachari) on certain charges. The teacher submitted an appeal to D.P.I. in May 1948. The appeal was rejected by the Director. The teacher has now sent in a representation to Govt. against the orders of the S.O., Dt.Bd., Chingleput and the D.P.I.

2. Four charges were framed against the teacher, two relating to his work, the 3rd about his ~~attitude~~ failure to carry out ~~against~~ the orders of the Dy. Inspector of Schools and the fourth regarding the non-residence in the village, where~~in~~ the school is situated. From the notings in the D.P.I.'s office on the appeal of the teacher it is observed that the following view was held:-

'A' on p A ⓥ

"The only charge that can be held to be proved is that of persistent non-residence in the village".

'X' on p 5 ⓥ

'B' on p 5 ⓥ

Opinion has also been expressed in the note that the punishment of dismissal was too severe for non-residence in the school village and that a less drastic punishment might be awarded. The D.P.I. however chose to pass orders rejecting the appeal.

3. The question is, whether the teacher ~~is~~ was really at fault in having resided at a place ~~5 miles~~ distant from the school. The G.O. quoted in support of the charge is G.O.No.704-L.& M.dated 22-2-1935. In this G.O. the remarks of the D.P.I. were only communicated to ~~Panchayat~~ Presidents of Dt. Boards for information. The remarks of the D.P.I. laid only stress on the ~~disability~~ desirability of teachers residing in the village in which the schools ~~are~~ were situated. Cases where it was difficult for teachers to reside in the village itself should be examined and decided on ~~its~~ merits. Thus the G.O. did not in any way imposed an absolute restriction

p 5 A ⓦ

p.p. 3-A ⓦ

-do-n teachers residing outside the villages. The teacher~~s~~ in question has his representation explained how it was not possible for m to reside in the village itself and how he was forced to ke his residence in a locality far off from the school. any case it appears that the punishment of dismissal is evere. Under the rules relating to appointment and punishment f the employees of Local Bodies the Govt. have power to modify he orders passed by the D.P.I. For orders whether the punishment f dismissal may not be modified and a less drastic one say toppage of an increment be imposed on the teacher and whether the D.P.I. may be consulted in the matter.

Rule 9 (3)

1.6.49

7/6/49

8/6/49

S

On the charge that the teacher has been persistently non-resident in the village, the D.P.I. has upheld the order dismissing the appellant who is a teacher with 24 years of service. The teacher has explained that between 1942 and 1948 he submitted 9 applications for transfer on the ground that he could not find accommodation in the village, that the Village Munsiff himself certified that such accommodation was not available and that finally the Village Munsiff was notified that the school will be closed if accommodation was not found. The teacher applied for a loan of Rs 100/- for his provident fund for erecting a shed in the village for his residence. It would appear from the above facts that the teacher's failure to live in the village was due to circumstances beyond his control. Any punishment, not to speak of the extreme punishment of dismissal, does not appear to be justified. We may therefore allow the appeal and re-instate the teacher.

H.M.(E.&.L.)

13/6

10/6

13 JUN 1949

17/6

~~Edn. [illegible]~~

A draft ~~Memo.~~ order is submitted below for approval.

13/6/49

13/6/49

14/6/49

S

15/6

28