

MISCELLANEOUS



EDUCATION AND PUBLIC HEALTH DEPARTMENT
(Education)

G.O. No. 2525, 9th August 1949

Education—Secondary schools—Fee concession to Harijans and Harijan converts—Orders passed.

Back papers

G.O. 1053 Edn., dated 4-8-43
 74 Edn. " 10-1-48
 " 1310 Edn. " 28-8-45
 " 1493 Edn. " 19-10-42
 " 1282 Edn. " 21-8-41
 " 412 Edn. " 23-2-39
 " 1766 Edn. " 26-7-38
 " 2476 Edn. " 22-10-37
 " 1779 L & M. " 11-4-34

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EDUCATION AND PUBLIC HEALTH DEPARTMENT
 (Education)

G.O. No. 2525, 9th August 1949

Education—Secondary schools—Fee concession to Harijans and Harijan converts—Orders passed.

READ—the following papers :—

G.O. No. 1779, L. & M., dated 11th April 1934.
 G.O. No. 2476, Education, dated 22nd October 1937.
 G.O. No. 1282, Education, dated 21st August 1941.
 G.O. No. 1053, Education, dated 4th August 1943.
 G.O. No. 1667, Education, dated 29th June 1948.

From the Commissioner, Hindupur Municipality, dated 29th October 1948, No. C-2-4608/48.
 From the Director of Public Instruction, dated 2nd February 1949, No. 1882-E-4/47.

Order—No. 2525, Education, dated 9th August 1949.

Prior to the issue of orders in G.O. No. 1667, Education, dated 29th June 1948, Harijan boys reading in Forms I—VI of secondary schools were granted only half fee concession. Harijan girls were given full fee concession in Forms III and below and half fee concession in Forms IV to VI. The concessions were granted under rule 92 of the Madras Educational Rules.

2. In G.O. No. 1779, L. & M., dated 11th April 1934, local bodies were permitted to grant full fee concession to pupils belonging to the Scheduled Castes (Harijans) provided the additional expenditure so incurred was met from their general revenues. In G.O. No. 1282, Education, dated 21st August 1941, Government also directed that converts from Scheduled Castes to Christianity or to any

other religion should be eligible for full fee remission for which the Scheduled Castes were eligible under G.O. No. 1779, L. & M., dated 11th April 1934. The concession in the G.O. No. 1779, L. & M., dated 11th April 1934, was also extended to pupils of Maravar, Kallar, Enadi and Sugali castes included in the list of Backward classes other than Harijans appended to the Madras Educational Rules. As Government have sanctioned in their Order No. 1667, Education, dated 29th June 1948 full fee concession to Harijan pupils in secondary schools it is now directed that the full fee concession which local bodies were permitted to grant at their discretion in G.O. No. 1779, L. & M., dated 11th April 1934 will be operative in future only in regard to the Enadi, Maravar, Kallar and Sugali castes.

No. 2525, EDUCATION, 9TH AUGUST 1949.

3. Government also direct that the concession extended to the converts from Scheduled Castes in G.O. No. 1232, Education, dated 21st August 1941 may be continued by local bodies at their discretion, the additional expenditure involved being met from their own funds.

(By order of His Excellency the Governor)

J. M. LOBO PRABHU,
Secretary to Government.

To the Director of Public Instruction.

To the Commissioner of Labour.

„ Special Officers of all District Boards.

„ Accountant-General, through the Finance Department.

„ Commissioners of all Municipalities (through the Chairmen).

„ Inspector of Municipal Councils and Local Boards.

Copy to B-1 section, Education and Public Health Department.

Local Administration Department.

FROM

Sri V. Chandra Reddi B.A., B.L.,
Commissioner, Hindupur Municipality,
Hindupur.

TO

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

Through

The Chairman, Municipal Council,
Hindupur.

Sir,

Ac.02-4608/48 dated 29-10-48.

Sub:- Fee concessions- full fee concession to Harijan pupils-
amendment to rule 32 of Madras Educational Rules-
applicability to Government Order No.1779 L & M dated
11-4-34- clarification- requested.

I beg to state that as per Government Order No.1007 Education
dated 20-8-48, amending rule 32 of Madras Educational Rules, Harijan
Pupils can retain full fee concession for a second year also during
the secondary school course once in any one of the classes from
Forms I to III and once in any one of the classes from forms IV to VI
thereby restricting the manner of concession during the 2 specified
stages i.e., lower forms and higher forms.

2) Municipal Councils are empowered to grant fee concessions to
Harijan pupils outside the provisions of the Madras Educational Rules
under Government Order No.1779 L & M dated 11-4-34 and 1232 Education
dated 21-8-41. According to an amendment ordered in G.O.No.1495
Edn. dated 19-10-42, to the above Government Order Harijan pupils
can retain full fee concession for a second year also in 2 classes
during the entire period of the school course i.e., from 1st class to
VII form without imposing any restriction. It is therefore necessary
that the amendment ordered in G.O.No.1495 Edn. dated 19-10-42 to
G.O.No.1779 L & M dated 11-4-34, should further be amended in the
light of G.O.No.1367 Edn. dated 20-8-48.

3) Government in their Memorandum No.10089-C dated 9-7-48
have clarified that the full fee concessions sanctioned in G.O.No.
1367 Edn. dated 20-8-48 are not applicable to Scheduled caste converts
but the Municipal Councils are granting full fee concessions
under G.O.No.1232 Edn. dated 21-8-41. It is presumed that G.O.
No.1007 Edn. dated 20-8-48 is restricted to concessions granted
under rule 32 Madras Educational Rules only and does not apply
and supersede the G.O.No.1232 and that the scheduled caste converts

still continue to enjoy concession under this Government order. I request clear instructions in the matter.

V. Chandrasekhar
Commissioner.

MSD.1/11.

Forwarded

Keasus - 27
0425/14/48

E J P H Dep.
E 1

Encl No 83404/48-1 CL on 15-11-48

*Referred to the Director
of Public Instruction for
remarks*

J. B. M. S.
Asst. Secretary to Govt.

To
*The Director of Public
Instruction (with C.F.
in original to be
returned with reply)*

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, M A D R A S.
R.C. No.1882-E4/47 dated 2nd February 1949.

SUB: FEE CONCESSIONS - Full fee concessions to Harijan pupils - Amendments to Rule 92 of the Madras Educational Rule - Applicability to Government Order No.1779 L & M dated 11-4-1924 - Clarification.

REF: Government Endorsement No.83404/48-1 C.I-Education dated 15th November 1948 forwarding for Director's remarks the letter RC.C.2.4608/48 dated 29-10-48 of the Commissioner, Hindupur Municipality.

1 RESUBMITTED.

About the year 1933, certain Local Bodies passed resolutions proposing to grant total exemption from payment of School fees and special fees in case of pupils belonging to Scheduled castes. Government thereupon stated in G.O.No. 1779 L & M dated 11-4-34 that they had no objection to the grant by Local Bodies of concessions which went beyond those contemplated under the then existing orders referred to in para 1 of the same G.O. subject to the three conditions referred to in paragraph 2 of the G.O. The grant of concessions under this G.O. was thus left to the discretion of the Local bodies and was not obligatory.

2. In G.O.No.2476 Education dated 22-10-1937 these concessions were extended to pupils of Maravan and Kallan castes and to those of Enadi castes subsequently in G.O.No.1053 Edn. dated 4-8-1943.

3. When in the year 1938, Government informed that the Local Bodies that the grant of fee remissions contemplated in G.O.No.1779 L & M dated 11-4-34 was not intended to be granted to converts from scheduled castes - Vide G.O.No. 1766 Education dated 26-7-1938 - there was much protest and several representations were made to Government. Government then issued orders in G.O.No.412 Education dated 23-3-1939 according to which half fee concessions were allowed to Indian Christian pupils only if they themselves or their parents or grand parents were members of any of the scheduled classes and belonged to families that continued to live under conditions similar to those of the scheduled classes concerned. This order resulted in certain practical difficulties and on receipt of further representations from the public, Government in their Order No.1282 Education dated 21-8-1941, directed that converts from scheduled classes would be eligible for fee concessions referred to in G.O.No.1779 L & M dated 11-4-34 in respect of scheduled caste pupils. This position continued from 1941-42 onwards. The proviso to sub-rule (e) of the Rule 92 of the Madras Educational Rule issued with G.O.No.1493 Education dated 19-10-1942 was also made applicable to the concessions contemplated in G.O.No.1779 L & M dated 11-4-34.

It is presumed that the concessions contemplated in G.O.No.1779 L & M dated 11-4-34 relate only to the Tuition fees though it makes mention about the requests of certain Local Bodies for granting exemption from the payment of special fees also. If this presumption is correct, then now that

Government.....

Government have allowed in their Order No.1667 Education dated 29-6-1948, full fee concessions to Harijan pupils reading in Secondary Schools also (Rule 92 of the Madras Educational Rule already provides for full fee concessions to Harijan pupils reading in Arts and Professional Colleges), G.O.No.1779 L & M dated 11-4-34 will, hereafter, be operative only in respect of Yenadi (Enadi), Maravan and Kallar castes ~~xx~~ specified in Appendix 17 A of the Madras Educational Rule in regard to the Tuition fees. The need for the said G.O. to contemplate about concessions to scheduled caste pupils therefore exists no longer. Government, may, therefore, be pleased to restate G.O.No.1779 L & M dated 11-4-34 stating that concessions relating to Tuition fee permitted to be granted by the Local Bodies at their discretion in G.O.No.1779 L & M dated 11-4-34 will hereafter be operative only in regard to the Yenadi (Enadi) Maravan and Kallar castes specified in Appendix 17 A of the Madras Educational Rule - thus excluding 'scheduled castes' from the purview of the said G.O.

5 If Government agree with the view referred to above, the need for amending G.O.No.1779 L & M dated 11-4-34 (read with G.O.No.1667 Education dated 29-6-1948) 1493 Education dated 19-10-1942) in the light of G.O.No.1667 Education dated 29-6-1948 (in regard to the eligibility of Harijan pupils to retain the concession in cases of two failures - one in Lower Forms and the other in Higher Forms) as suggested by the Commissioner, Hindupur Municipality, in para 1 of his letter under reference does not arise since concessions to scheduled caste pupils will be out of the purview of G.O.No.1779 L & M dated 11-4-1934.

6 As regards the presumption of the Commissioner (referred to in paragraph 3 of his letter) regarding concessions to Harijan converts, attention is invited to Director's letter RC.1882 E4-47 dated 1st December 1948 wherein orders were solicited in regard to the continuance of concessions provided under Rule 92 of the Madras Educational rule to Harijan converts. Orders of Government thereon are awaited. Regarding concessions allowed to Harijan converts under G.O.No.1779 L & M dated 11-4-34 read with G.O.No.1282 Education dated 21-8-41, it is submitted that in view of the suggestion made above for the exclusion of Harijan castes from the purview of G.O.No.1779 L & M dated 11-4-34, no concessions need be allowed to Harijan converts also under G.O.No.1779 L & M dated 11-4-34 hereafter in case Government were to revise the orders issued in their Memo. No. 49889-C.1-2-48 Education dated 9-7-1948 and permit the Harijan Converts also to enjoy the full fee concessions provided for Harijans (under Rule 92 of the Madras Educational Rule) in G.O.No.1667 Education dated 29-6-1948. But in the event of either the orders already issued in Government Memorandum No.49889-C1-2-48 Edn. dated 9-7-1948 were to stand without modification or Harijan converts being allowed only the concessions provided for Harijans under Rule 92 of the Madras Educational Rule before the issue of G.O.No.1667 Education dated 29-6-1948 there appears to be no harm in allowing the Local Bodies to continue their grant under their discretion the concessions relating to the Tuition fees to Harijan converts also with reference to G.O.No.1779 L & M dated 11-4-34 as hitherto, because, such a continuance will be immaterial in so far as Government are concerned since no compensation needs to be paid therefor from Government funds. Government may, therefore, be pleased to issue orders in regard to this question while restating G.O.No.1779 L & M dated 11-4-34 as suggested above.

To : The Secretary for DIRECTOR OF PUBLIC INSTRUCTION,
Education to Govt.

Education - Secondary Schools - Fee concession to Harijans and Harijan converts - Orders passed.

Read again:- G.O.No.1779 L.&M. dated 11.4.34.
 ,, G.O.No.2476 L.&M. dated 22.10.37.
 ,, G.O.No.1282 L.&M. dated 21.8.41.
 ,, G.O.No.1053 L.&M. dated 4.8.43.
 ,, G.O.No.1667 L.&M. dated 29.6.48.

From the Commr., Hindupur Municipality, No.C2.4608/48.
dated 29.10.48.

From the D.P.I., No.1882-E4/47 dated 2.2.49.

Order/Ms.No. 2525 Education dated

Prior to the issue of orders in G.O.No.1667

Education, dated 29.6.48, Harijan boys reading in forms I - VI of Secondary Schools were granted only half fee concession.

Harijan girls were given full fee concession in Forms III and below and half fee concession ⁱⁿ ~~from~~ forms IV to VI. The concessions were granted under rule 92 of the M.E.R.

✓ In G.O.No.1779 L. & M., dated 11.4.34, local bodies were permitted to grant full fee concession to pupils ~~of~~ *belonging to* scheduled castes (Harijans) provided the additional expenditure ^{so incurred} was met from their general revenues. In G.O.

No.1282 Edn. dated 21.8.41 Govt. also directed that converts from scheduled castes to christianity or ^{to} any other religion ^{for} ~~shall~~ ^{should} be eligible for full remission for which the scheduled ^{castes} ~~classes~~ were eligible under G.O.No.1779 L.&M. dated 11.4.34.

The concession in the G.O.No.1779 L.& M., dated 11.4.34, was also extended to pupils of Maravar, Kallan, Enadi and Singali castes included in the list of backward classes other than Harijans appended to the M.E.R. As Govt. have ^{Sanctioned} allowed in their order No.1667 Edn., dated 29.6.48, full fee concession to Harijan pupils in Secondary Schools it is now directed that the full fee concession which local bodies were permitted to grant at their ~~discre~~ discretion in G.O.No.1779 L.&M., dated 11.4.34, will be operative in future only in regard to the Enadi, Maravar, Kallan and Singali Castes.

7 2. Govt. also direct that the concession extended to the converts from scheduled castes in G.O.No.1282 Edn. dated

21.8.41 ^{may} need not be continued by local bodies, at their

To
The D.P.V.I.
The S.O.s of all
Dt. Bds.
The Commrs., of
municipalities
Chairman

discharge, the additional appoi.
PM 10/1/49 involve & being met
from their own funds.

0.70

ORDINARY.

URGENT (a).

SPECIAL (a).

.....Education & P.H. DEPARTMENT.

To

The I.L.B.
The C.L.
The A.G.thro'

Fin.

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G.O. No. 2525, ^{Actn} dated 9. 8. 194 9.

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Education — Secondary schools — Free
concession to Hanjam and Hanjam conc.
Brief subject..... order passed —

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A

B

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Clerk.

Sept.

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CN 83404/48C1

E. & P. H. Dent. (C1)

From the D.P.I., No.1882-E4/47, dated 2-2-1949.

(1) The concessions granted to scheduled caste pupils in G.O.No.1779-L. & M., dated 11-4-1934, was extended to Yenadi, Maravan and Kaller communities who are included in the list of backward classes other than Harijans. The G.O. will be operative in favour of these communities.

Book no 15.1
p. 43.

(N) & (E)

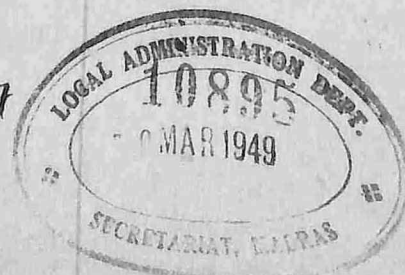
(2) The concession granted to scheduled castes in G.O. No.1779-L. & M., dated 11-4-1934 were made applicable to scheduled castes converts also. The orders in G.O.No.1667-Edn., dated 29-6-48, are not applicable to the converts. There does not seem to be any objection to permit local bodies to grant full fee concession to the scheduled class converts in secondary schools meeting the expenditure on the extra half fee concession from their general funds as was the practice prior to the issue of G.O.No.1667-Edn., dated 29-6-48. G.O.No.1779-L. & M., dated 11-4-34 may be restated classifying the two points mentioned below above.

Harijan pupils including converts were allowed two failures in their entire secondary school course as per the old rules. This condition has been modified in G.O.No.1667-Edn., dated 29-6-48 and now Harijan pupils are allowed two failures one in the middle school course and the other in the high school course. If the Harijan converts are to enjoy full fee concession under G.O.No.1779-L. & M. dated 11-4-34 there does not seem any need to change the condition regarding the failures, viz., two during the entire secondary school course.

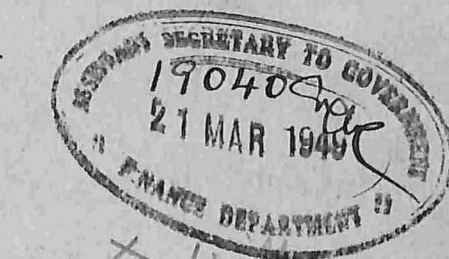
L.A. and Finance may see for remarks.

L.A. Dept.

The notes on pp 1-2 above may be perused. This Dept. may agree with E.P.H. The file may be passed on to Finance.



ETPH No. 83404/48-3C1 Edn. 9-3-1949.



Phase all the notes on pp 1-2 above.
 2. Finance also may agree with the views of E.P.H. (fresh concessions are involved)
 29.3.49
 31.3.49 E.P.H.

E. & P.H. (C1) Deptt.

The notes from page 1 ante may be perused. The following points also require consideration.

With reference to 'P' on page 1 ante it may be pointed out that the concessions were extended to 'Sugalis' also in G.O.No.1310 Edn. dated 28.8.45. The D.P.I., has failed to mention this fact in his letter at pp.3-5 c.f. The 'Sugalis' may also be mentioned while restating the G.O. No.1779 L.&M. dated 11.4.34. According to Memo.No.49889 Edn., C1. 2.48/dated 9.7.48, converts from scheduled castes in secondary schools are not eligible for the grant of full fee concession. They will be entitled only to half fee concessions, ^{under} rule 92 of the M.E.R. as was the case prior to the issue of G.O.No.1667 Edn. dated 29.6.48. In view of this and in view of the orders on p.10 N.F. of G.O.No.74 Edn. dated 10.1.48, the District Boards and the municipalities may be specifically informed that the extra half fee concession to Harijan converts contemplated in G.O.No.1282 Edn. dated 21.8.41 need not be continued with in the G.O.No.1779 L.&M. dated 11.4.34. Attention is invited to representations received from the various Harijan converts in the linked files for ^{same} educational

concessions as in the case of Harijans. In view of the decision at p.10 N.F. of 'V' and the memo. at page 63 of 'U' no action seems called for on these petitions. A draft order is submitted for approval. L.A. and Fin. may see again.

Cnos. 20040/49 and 16478/49

90914/48-1C1 Edn. 9-3-49

O + A

Rv 10/3

DB 21/3/49

Run 19/3/49

19.3.48

Fin

Harijan converts have applied that they may be eligible to the same exemption from fees as Harijans in view of their identical conditions. Fee concessions are derived from three sets of orders:

(1) Under rule 92 of the Madras Educational Rules all backward classes as shown in Appendix 17-A, p. 41 of the M.E.R., are eligible for half fee concessions in all stages of their education. By sub-note (1) to the list "converts Christianity or to any other religion from the castes included in Group I (Harijans) shall be eligible for all fee concessions including fee remissions in colleges, for which the Scheduled Castes are eligible under the Madras Educational Rules". Harijan converts continue to enjoy the concession.

(2) Under G.O. 1667 dated 29-6-48 (Flag 'U') the Cabinet approved to convert the half fee concession to a full fee concession in respect of Harijans. The question for determination is whether the term 'Harijan' includes Harijan converts as defined in the M.E.R. The late Minister for R.D. was of the opinion (p.17 of G.O. 1667, Flag 'U') that converts were not included among Harijans though they like other backward classes deserved free education. The late Minister Daniel Thomas pressed that converts should be treated on the same footing as Harijans since the economic conditions were identical and "they should not be penalised for the exercise of their right of religious freedom". (p. 20 ibid). The late Minister for Education at p. 27 ibid stated that the question of distinction between Hindu and non-Hindu Harijans should be separately considered and in the meanwhile all Harijan boys should be given full fee concessions. In the meanwhile the question of financing these concessions was considered and the late Premier at p. 31 ibid thought that the cost should be met from the Harijan Fund which was reserved only for Harijan Hindus. The proposal as placed before the Standing Finance Committee (p. 25 c.f. ibid) accordingly referred only to Harijan pupils though in para 4 there was specific reference to Hindu Harijans. As approved by the Cabinet the reference is to all Harijan pupils. So far no

definite orders have been issued restricting this concession only to Hindu Harijans. The question also reserved by the late Minister for Education whether converts Harijans/are included among Harijans in respect of concessions under the Madras Educational Rules has not been pursued. The position therefore remains that while under the Madras Educational Rules Harijan converts being regarded as Harijans are entitled to the enhanced concessions, they do not seem to be so entitled in view of the fact that the concession is being paid out of the Harijan Welfare Fund which is restricted only to Hindus. Finance may kindly advise on the correct interpretation of the orders of the Cabinet with reference to the actual budgetting in respect of the concession.

(3) By G.O. of 1934 Government permitted local bodies to give to Harijans, among whom converts were subsequently included, concessions over and above the half fee concessions under the Madras Educational Rules provided the cost was met from their own funds. The District Board of Kistna proposed that Government may re-imburse District Boards in respect of the whole concession. The late Minister for Education agreed to do so (p. 10 n.f. of G.O. 74 Edn., Flag 'V') in respect of Harijans and not for Harijan converts. He was apparently thinking of the concessions from the Harijan Fund which was then separately under consideration. It is impossible to believe that it was his intention to increase the concessions of Hindu Harijans and at the same time reduce the concessions to Harijan converts who were previously on a par with them. The Director of Public Instruction now proposes that the concessions enjoyed by Harijan converts from 1934 may be continued to them at the discretion of the local boards as this involves no payment on Government.

Finance



Edn H 40 No.
P34.14/48-5 CI Edn

3.5.49

1e 3/3 49

$E \rightarrow P_H$

20/5/169

A large number of applications have been received from Harijan converts that they may be treated as hitherto like Harijans in the matter of free educational fee concessions. The position is that when Government

decided by G.O. 1667 dated 29-6-48 (Flag 'U') to convert the half fee concession to a full fee concession, the extra cost was placed on the Harijan fund which is reserved only for Harijan Hindus. Accordingly though no definite orders have been issued, the Harijan converts ~~may~~ have been only allowed half fee concessions, being deprived even of full fee concessions which local bodies gave in deserving cases to them from their own funds.

Finance Department agree that the concessions which local bodies pay to Harijan converts from their own funds should not be withdrawn from the Harijan converts. Finance Department however consider that the full fee concession should be restricted to Hindu Harijans only as this was the intention underlying the orders of Cabinet sanctioning the concession.

The case of treating Harijan converts on the same footing as Harijans is stated in the note for the Governor and His Advisers at p. 65 of G.O. 1281 of 1941 (Flag 'O') It was argued that the Christian Depressed class man is socially in the same position as the Hindu Depress^{ed} class man and that "if he is willing to call himself e.g. a Christian Madiga, he is in the position of a Madiga: if he were not, he would resent the appellation". Subsequently, the late Minister, Mr. Daniel Thomas, argued that "their economic conditions being identical, they should not be analysed for the exercise of religious freedom".

The question really is one of finances. The concession of rising half to full fees is without doubt a strain on Government, which would be reduced if it is restricted only to Hindu Harijans for whose welfare the Harijan Welfare Fund has been separately created. On the other hand, if the number of ~~Hindu~~ Harijan converts is small and the financial commitment involved is inconsiderable, it may be gracious to treat them as they were treated before like Hindu Harijans.

It is therefore for consideration (1) if, as agreed by Finance, Harijan converts may continue to enjoy as

(X)
christian

before such full fee concessions as local bodies may give to them out of their own funds; (2) if the financial commitment of giving to Harijan converts full fee concessions should be assessed in order to enable Government ^{to decide} whether these converts may be given the increase in fee concession which has been allowed to Harijan Hindus; and (3) if not, should full fee concession given by Government be restricted only to Harijan Hindus.

H.M.(Edn)

H.M.(R.D.)

H.M.(L.A.)

H.M.(Fin.)

H.Pr.

(1) and (3) above may be accepted. Ans 25/5

13/8/49

I and III may be accepted

13/8/49

17.7

The draft order may issue. The present con. revision may see.

2/8/49

W.N (E & L)

5/8

orders have been issued in

G.O No 2525 Edn D. 9.8.48. This may now be circulated to H.M.(R.D.) with reference to x obs.

6/8/49

W.N (R.D.)

2 AUG 1949

E.H. Dept

Please circulate this file to H.M. R.D. after issue of P. A.H.M. RO

6 AUG 1949

p7 CF

See by H.M. R.D. and returned on 26/8/49