

Edn. (1949) Department.

Ms.

SERIES.

Put away

G.O. NO. 3169

Dated

15.10.49

[Despatch Abstract.]

Establishment - Corporation of Madras - Sri A. Loganadarain,
Teacher - Exemption from para 318, Civil Medical Code - Orders
passed.

Back Papers.

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

Further Papers.

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

C. No.

Department.

Sectt. II-74.

List of records put up

(v)

Number.	Date.	Department.	Signature of Clerk putting up the paper.	Signature of Clerk removing the paper.

(P.T.O.)

Copy of the petition from A. Logasundaram, Puliyur St., Kodambakkam
d/4.10.47, addressed to the Speaker, M.L.A., Madras.

I beg to bring the following to your honour's kind consideration
and favourable orders.

I am a teacher in the Corporation of Madras for the last four
years. During my service I have discharged my duties to the entire
satisfaction of my superiors of the Corporation and Government as well.

Now the Corporation authorities have asked to appear before the
Surgeon IV Circle for medical fitness in connection with my confirma-
tion.. The said surgeon has declared me unfit stating "According to
paragraph 318 Civil Medical Code Vol. 1 4th Edition, a candidate who
has one eye which is sound, but whose other eye is diseased and is
of no use whatever, should not be declared fit for public service."

In this connection I beg to state that I was selected for training
in the Government School knowing fully well that my left eye was blind.
This was entered in my certificate book also. The doctor who has exa-
mined me then made me fit for the job.

Further I beg to state that my left eye is not blind owing to
any disease but it is one born blind. I am a young lad belonging to
a poor family of the scheduled caste. After working for 6 years in
the labour school I have joined the Madras Corporation to better my
prospects. In the Corporation after having worked for 4 years without
any complaints in discharging my legitimate duties, I was declared
unfit to discharge my duties as a teacher owing to my left eye was
blind. Your yourself can conceive how I and my poor family consist-
ing of five members, all females and young will struggle to maintain
itself in these famine days without any earnings.

As mentioned by me I was ~~born~~ born naturally blind in one eye.
I request you that you will kindly be pleased to reconsider my case
considering my 12 years teacher service after undergoing training
for two years. During my service I was not questioned about the
defect in the eye as I was discharging my duties without any fault
as other fit teachers could do. Further I am aged 34 years and my
career has been shaped in the teacher's line, and my remaining life
will be spoiled and ruined a family man for it is not possible to
take up another post in this advanced age and long experience in the
service. I have no other means to lean upon.

Under these, circumstances, I request your honour to be good
enough to kindly favour my case (born one eye blind) and render me
help by means of approving me fit for the teacher's post in the
Corporation. For this act of kindness and generosity I and my family
will pray the Almighty for your long life and prosperity.

/True Copy/

(Sd)
Superintendent.

8.9.5
Educational Officer 169
C.M.

15949

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20.10.47

20.10.47

Referred to the Commissioner
Corporation of Madras for remarks.

The Comm. Corporation of
Madras

7c

Number.	Date.	Department.	Signature of Clerk putting up the paper.	Signature of Clerk removing the paper.

E.D.C.NO.CI-1148/47

Corporation of Madras,
Education Department.
8th November 1947.

From The Commissioner,
Corporation of Madras.

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

Thro' The Director of Public Instruction,
Madras.

Sub: Establishment - Corporation of Madras - Appeal
for reinstatement by Logasundaram A, teacher -
Ref: Endorsement No.82877 B2/47-1 Education dated
the 27th October 1947

A A.Logasundaram was serving as an Assistant in one of
the Corporation Elementary Schools from 8.10.43 to 31.7.47.
As he was ripe for confirmation, he was directed on 11.4.47
to appear before District Surgeon for a certificate of
Physical Fitness. In his letter F.C.No.135/47 dated 12.4.47,
the Surgeon IV District declared that the teacher was unfit
for Public Service owing to blindness in one eye.

The teacher represented that he was born with one eye
blind and that he had prosecuted his studies and undergone
Elementary Higher Grade training under the same physical
condition and requested that his case should be considered
sympathetically. I sent for this teacher and verified his
identification marks according to the entries in his
T.S.L.C.No.14839/36 completed on 4.4.1941. Though I con-
sidered that he might be able to do his duties as a teacher
with one vigilant eye, I could not help him in the face of
the Surgeon's certificate. I however wanted to know from
the Surgeon General whether congenital blindness in one
eye was a total disqualification for public services. In
his letter R.No.36853-E2 dated 12.7.47, the Surgeon General
replied that according to paragraph 318, Civil Medical
Code Volume I, 4th Edition, the teacher was not fit for
public service. The services of Logasundaram were upon
terminated with effect from 1.8.1947. ~~True Copies of the~~
~~XXXXXX~~ True Copies of the letters from the Surgeon IV
District and the Surgeon General are submitted herewith
P.T.O.

herewith for favour of reference.

(Id) C. Narasimham,
Commissioner.

/True Copy

G.D.S. 16/5
Educational Officer
C.M.

15.9.49.

3.11.49

W. H. deff.

Dist. B. 1491 D, - 2, 8.2.49

*Referred to the Director of
Public Instruction for remarks
which shd be forwarded through
the Surgeon General.*

JK

To the Director of Public Instruction

Copy of letter F.C.No.135/47 dated 12.4.1947 from the
Surgeon, IV District, Madras, 14. to the Educational Officer,
Corporation of Madras.

Ref: Your requisition E.D.C.NO.AI-1148/47 dated 4.3.47 regarding
the medical examination of Sri A. Logasundaram, teacher for
physical fitness.

I have examined the above person to-day. I find he is
unfit for public service owing to blindness in one eye.

G.D.S. 16/5
Educational Officer
C.M.

15.9.49.
3.11.49

7/6
Copy of letter No.R.36853-E2, dated 12.7.1947 from the Surgeon General with the Government of Madras, Madras to the Educational Officer, in charge, Corporation of Madras, Madras.

Sub: Correspondence resting with your letter E.D.C.NO.AI-1148/47 dated 4.6.47.

Ref: Physical fitness - congenital blindness - teacher A.Logasundaram - entertainment in public service.

According to paragraph 318, Civil Medical Code Volume I, 4th Edition, a candidate who has one eye which is sound but whose other eye is diseased and is of no use whatever, should not be declared fit for public service.

(H) As one eye of Sri A.Logasundaram, Elementary School Teacher, is blind and is of no use whatever, I have to state that according to paragraph 318 of the Civil Medical Code, the teacher is not fit for public service.

In this connection I have to point out that the candidate should not have been appointed as a teacher in view of the specific ruling referred to above.

The medical certificate granted by the Surgeon, IV District and the teacher's certificate in respect of the teacher are returned herewith.

A.D.S. - C. S.
Educational Officer 16.9.47
em.
28.9.47

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Enclosure:-

Copy of Letter R.C.No.3298-B2/47 dated 17.2.1948 of the Director of Public Instruction, Madras to the Secretary to the Government of Madras Education and Public Health Department, Fort St. George, Madras.

Establishment--Corporation of Madras - Appeal for re-instatement by Sri A. Logasundaram.
Refce.:-Government Memo.No.1491-B2/48-2 Edn., dated 6.2.1948.

The matter is under correspondence with the Divisional Inspector of Schools, Madras. A reply will be submitted soon after the receipt of his remarks.

/True copy/.

II.

Copy of Endorsement R.C.3298-B2/47 dated 22.6.1948 of the Director of Public Instruction, Madras to the Secretary to the Government of Madras, Education and Public Health Department, Fort St. George, Madras.

Subject:- Elementary Education--Establishment--Corporation of Madras--Appeal for reinstatement by Sri A. Logasundaram--Teacher, Blind in one eye.

Read:- (2) Government Endorsement No.82877-B2/47-1 Edn., dated 27.10.1947.

(1) Letter E.D.C.No.C1.1148/47 dated 8.11.1947 from the Commissioner, Corporation of Madras addressed to Government.

Resubmitted.

In view of the fact that the teacher Sri A. Logasundaram, has done satisfactory work for 8 years, in spite of the defect, his case may be considered sympathetically as a special case and he may be permitted to be re-employed as a teacher.

/True copy/.

J. O. Pantanahie
23.9.48

For Director of Public Instruction,
22/9

SJ/20/9.

Copy of letter from the Surgeon-General addressed to the Secretary to Government, Education and Public Health Department No. 55698-2 E2 d/14-9-48

Sub: Sri A. Logasundaram, Elementary School teacher, Corporation of Madras - Blind in one eye & physical unfitness - Relaxation of rules -

I have to state that although Sri A. Logasundaram was blind in one eye even at the time of his entry into the Corporation service, it is not known whether he lost his eye sight on account of any disease or met with an accident or whether the blindness was congenital. In certain cases, the Government have relaxed the provision of para 318 of the Civil Medical Code vide G.O. No. Ms. 5676 Public Works Department d/6-5-43, and in this case, in view of the long service the teacher has put in and as he is reported to have been doing his duties efficiently in spite of the defect, his case also deserves sympathetic consideration. But, in the absence of information as to the cause of blindness and also to know if the other eye is in a perfectly sound condition, he may be asked to produce a certificate from an eye specialist (viz. an Honorary Assistant Medical Officer in charge of Ophthalmic Department in a Government Hospital) to the above effect and on receipt of such a certificate he may be placed before a Medical Board (with the Superintendent, Government Ophthalmic Hospital, Madras as a member) for examination and if, the Medical Board certifies him fit in all other respects including soundness of the other eye, the Government may consider the request for granting him exemption from the operation of para 318 Civil Medical Code.

The Government endorsement is returned herewith.

/True Copy/

Sd.
Superintendent.

/True Copy/

7.13.48
Educational Officer

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(5)

Government of Madras.
Education & Public Health Department.
Memorandum No.82877 B2/47-5 Education d/10th November '48

Sub: A.Logasundaram - Ex-teacher, Corpn. of Madras - Restoration to service -
Ref: From the Commissioner, Corpn. of Madras C.No.CI-11-48 E.D. of 1947 d/8-11-47.
From the Director of Public Instruction No.3298 B2/47 d/22-6-48.
From the Surgeon General No.55698-2 E2 d/14-9-48. 11/11

A copy of the letter from the Surgeon General with the Govt. of Madras read above is forwarded to the Commissioner Corpn. of Madras and he is requested to direct the teacher A.Logasundaram to produce a certificate from an eye-specialist in regard to the sound condition of his other eye. On receipt of the certificate the Commissioner may arrange with the Surgeon General to place the teacher before a Medical Board for examination and report the conclusions of the board to Govt. through the Surgeon General.

M.V.Subramaniam,
Secretary to Government.

/True Copy/

13849.

D.D. 5
Educational Officer
19/11/48

Copy of letter E.D.C.NO.CI-1148/48 dated 26-1-49 from the Dy.
Commissioner, Corporation of Madras to the Asst. Secretary to Govern-
ment, Education & Public Health Department, Fort St. George, Madras.

Sub: Sri A.Logasundaram - ex-teacher - Corporation of Madras - (10)
restoration to service -

Ref: Reminder No.82877 B2/47-5 dated 10-1-49.

A.Logasundaram has been directed to appear before the Medical Board.
As soon as the opinion of the Board is received from the ~~Surgeon~~
Surgeon General, it will be submitted to Government.

D.D. 19/8
Educational Officer
13849. 4/5 3/5/49

Ref.No.55698-E2/48

Office of the Surgeon-General
with the Government of Madras.
Madras 6, dated 31-1-1949.

From The Surgeon-General with the Government of Madras.

To The Commissioner, Corporation of Madras, Ripon Buildings,
Madras.

Sir,

Sub: Sri A.Logasundaram, Elementary School teacher, Corpora-
tion of Madras - Blind in one eye - physical unfitness
- Relaxation of rules.
Ref: Government Memo.No.82877 B2/47-5 Edn. d/10-11-48.

I forward herewith a copy of the proceedings of the Medical Board
which examined Sri A.Logasundaram on the 29th January 1949.

(Sd) G.C.S.Naidu,
for Surgeon-General with
the Government of Madras.

/True Copy/

1/19/49
13849

8. D. S.
Educational Officer
19/8

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CERTIFICATE OF PHYSICAL FITNESS BY THE CIVIL MEDICAL BOARD.

We do hereby certify that we have examined Sri A. Logasundaram a candidate for employment in the Corporation of Madras and cannot discover that he has any disease, communicable or otherwise, constitutional affection or bodily infirmity

His age is according to his own statement 35 years, and by appearance about 35 years. He has marks of vaccination

Personal marks for identification: (1) a black mole over the bridge of the nose.
(2) a black mole over centre of chest in front.

Station: Madras

President (Sd)

Dated: 29-1-49.

Members

This should be filled in with great care after examination.

(True copy)

15849.

J. J. S. 19/8
Educational Officer
2/15/49

G. O. II 368
4,000-M 1947

From

Sri ~~RAO SANKAR~~ C. NARASIMHAM, M.A., B.L.,
Commissioner,
Corporation of Madras.



To

THE SECRETARY to Government,
~~At the Government of Madras.~~
Education and Pub. Health Department,
FORT ST. GEORGE, MADRAS.

E.D.C. NoC.1.1187 of 1948, Dated 16-7-49.

Through the Mayor of Madras.

Enclosures : No.

Sir,

Subject:— A. Logasundaram - teacher - Corporation of Madras -
Restoration to service.

Ref: Government Memorandum No.82877-B-2/47-5 (Education)
dated 10-11-48 and this office letters E.D.C.No.C.1.
1187/48 dated 28-2-49 and 30-4-49.

I invite reference to this office letter cited and
request that Government may be pleased to accord their approval
for permitting A. Logasundaram who has been declared physically
fit by the Medical Board to join duty.

Forwarded

Ram aravani

Mayor.

S.V.S.16.7

N. Santaram
For COMMISSIONER.

Bg 16/7

MS.
Co 2143 PH.
14-6-49.

1 Letter from the Comm. E.D.C. No 11
X. " D.P.J. 3298/47 d/1
1 From Pella from the Teacher Logasundaram



T.I.-56.
TELE

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(14)

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

Sub:- ESTABLISHMENT - Corporation of Madras -
Sri A.Logasundaram, Teacher - Exemption from
para 318, Civil Medical Code - Orders passed

Read: From the Commissioner, Corporation of Madras,
No.C1.1187 of 48, dated 16--7--1949.

Order (Ms.) No. 3169 Edn., dated 15.10.49

57/15/16

The Govt. waive the provisions in para 318 of the
Civil Medical Code, Vol. I in favour of Sri A.Logasun-
daram, Teacher, Corporation of Madras, found to be
otherwise physically fit for public service.

To m D K /
The Commr. Corporation
Of Madras,
thro' Mayor.
The Examiner of L.F.Accts.
The S.G.
l. s.c.

4/10/49

DM 8/10/49

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From the Commissioner, Corporation of Madras,
E.D.C.No.1187/48, dated 16--7--1949.

Sub:- Sri A.Logasundaram, Teacher, Corporation of
Madras - Restoration to service.

Sri A.Logasundaram, a teacher under the Corpora-
tion of Madras was discharged from service on account
of his blindness in one eye. He submitted a petition
to Govt. requesting that in view of his long service
he might be exempted from the operation of para 318
of Civil Medical Code. The Surgeon-General who was
consulted advised that the teacher should be examined
by an eye-specialist and then by a Medical Board
and that if the Board certified him fit, the teacher
might be exempted from the operation of para 318 of
~~C.M.C.~~ Civil Medical Code.

2. The Medical Board which examined the teacher
has declared that he is fit for public service. The
Commissioner requests ~~that~~ orders permitting the
teacher to join duty. It appears that Sri Logasundaram
should first be exempted from the operation of para
318 of Civil Medical Code and then alone he can join
duty. The exemption necessary in the present case
may be granted. A draft order is submitted.

Attention is invited to the
4/10/49 notes in the linked file
and the revised form of
certificate of health to be
produced by candidates
for admission into training
institutions. The present
case may be treated as
special for the reasons stated
at '2' on p 7 CF.



12.11.49 (5+L) KM
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12/10/49 10
12/10/49 10

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Extract of para 318 of Civil Medical Code:

A candidate, who has one eye which is sound but whose other eye is diseased and of no use whatever should not be declared fit for the Public Service.

X X X X X

Extract of Article 112 of Civil Medical Code:

A candidate, who has one eye, is not eligible for election, but whose other eye is diseased, and of no use, however, should not be declared fit for the purpose.

Article.