

E.P. 4 (1949.) Department.

Ms. SERIES.

G.O. NO. 980. Edn.

Dated 5-6-49.

[Despatch Abstract.]

T.P. 7 - Madras Christian College
School - Sri P. S. Ramaswami, teacher -
payment of contribution by the
management - Orders passed.

Back Papers.

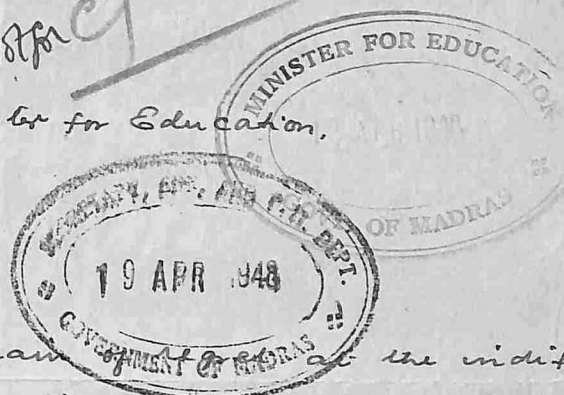
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Further Papers.

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

P.S. Ramaswamy M.A., B.T., Dip. Geog.
6, Ragaji Street, Mambalam,
Madras. 15th April '48

To
The Honourable Minister for Education,
Madras.



28607

Sir,
It is with deep pain the authorities concerned with regard to the appeal of one who has been unfortunate enough to have been a first class teacher for nearly 15 years that I have to make this petition to you.

After serving as a teacher for five years in Rangom I joined the aided schools service in this province in 1936 and since then to the close of 1943 I had been contributing to the Provident Fund. In January '44 I joined the Christian college school and as they are running their private retiring fund, the D.E.O., Tanjore, closed my P.F. a/c in the P.O. Savings Bank and handed over the amount to the Bursar, Madras xian college, Tambaram. In June 1947 the government contribution ($\frac{1}{3}$ of my S.B credit) was also given to the Bursar by the D.E.O. to the credit of my retiring fund.

In September '47 I retired from teaching service as I became a qualified Accountant and Auditor. The xian college authorities refused to give me their corresponding amount for the period of my service in their school. They said that I should put a minimum period of five years to be eligible for the corresponding amount. Against this I appealed to the Director of Public Instruction, Madras, pointing out that it is against the spirit of the departmental rules of P.F. in Aided schools, and this was in September '47. The paper is yet to be disposed of, though I have sent two or three reminders.

I request you to look into the matter and the law's delay. As I am decided to go to the Court of law if necessary and it is against principles to do so when my paper has not been disposed of by the department, I request you to enable me to get their reply as early as possible.

P.T.O.

78
The transfer of my P.T. of from
Swiakasi and Tangore took years and my life and
and the education department is indifferent every
where. On the other side there was the question of
conscription of teachers. These two are opposed to each
other.

Excuse me for troubling you.

I beg to remain,
Sir,
Your most obedient servant,
P. Ramaswami.

Endt. no. 28607 G.3/48-1 Educ. d. 29-4-48. E.P.H. Dept. (G3)
Director of Public Instruction
Referred to the D.P. for remarks.

Ant. Secy. to Govt.
27.4.48. 8/27.4.48

To
The Director of Public Instruction.

EDUCATION DEPARTMENT.

C.F. 30.

Received 19 Registered 19

Subject.



MADRAS XIAN COLLEGE SCHOOL - Retiring Fund Rules
Contradictory to Departmental Rules - Appeal for
Management's contribution from Sri P.S. Ramaswami.

43785

ENCLOSURES.

No.

Spare copies

R.C. No. 1408/J/47

Station MADRAS, Dated the 8th June 1948.

From (Name) SRI D.S. REDDI, M.A. (Oxon),
(Designation) DIRECTOR OF PUBLIC INSTRUCTION, MADRAS

To The Secretary to the Government of Madras,
EDUCATION AND PUBLIC HEALTH Department.

Sir,

sent to D.P. /
in cl. on 29/4/48
REF:- Government Endorsement No. 28607/G.3/48-1
Education, dated 29th April 1948.

I have the honour to report that the Bursar,
Madras Christian College, Tambaram has been addressed
to pay the management's contribution to the petitioner.
I will submit a further report on hearing from him.

for Director of Public Instruction.

KAN.11/6

E.P.H. Dept. (G3)

The D.P.'s final report may be awaited till 10-7-48.

ELPH(93).

Provident Fund Account - Madras Xian College
School - Appeal for management's Contribution
from Sri. P.S. Ramaswami.

Letter from the Director of Public Instruction
Re. 1408/J/47 dated 8.6.48
Gut Encl no: 28607/48-1 93 Encl of 29.6.48.

Memo: 28607/48-2 93 Encl dated 30/7/48

The Director of Public Instruction
is requested to state when the reply to the Gut-
Encl cited above may be expected.

20
MDPI
-B/W
31/7/48
CU
28/7/48

29-7-48

C.F. 32.

In reply, please quote
number, date and
short title.

EDUCATION DEPARTMENT.

Received _____ Registered _____

From (Name) THE DIRECTOR OF PUBLIC INSTRUCTION
(Designation) M A D R A S.

Post Box _____, (STATION) _____

Telegraphic Address _____

To
The Secretary to Government,
Education and Public Health Department
Fort St. George, M A D R A S.
R.C. No. 1408 J/47, dated 11th Aug. 1948.

Sir,
Subject:- Teacher's Provident Fund - Madras
Christian College School, Appeal
for management's contribution from
Sri P. S. Ramaswami.

ENCLOSURES _____

SPARE COPIES _____

Reference:- Government Memo No. 28607/2G3 Ed/48
dated 30-7-1948.

I have the honour to report that the matter is
still under correspondence with the Bursar, Madras
Christian College. A reply will be submitted immediately
on receipt of necessary information from him.

Yours faithfully

K. Sankaranarayanan
For Director of Public Instruction.

S.J. 13/8.

3/14/8

ELPH(93).

The reply from the D.P.I may be awaited
till 18.9.48.

17/8/48

18/8/48

18/8/48

Card P.H(93)

Provident Fund Acks. Madras
Christian College School - Appeal for
management's contribution from
Sri P. S. Ramaswami.

Ref: From D.P.I No 1408 J/42d 11-8-48.

Memo No 28607/48-3. G3 dated 29-9-48.

The D.P.I is requested to say when
his reply promised in the ref cited above
may be expected.

From
The Director of Public Instruction,
Madras.

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

R. C. No. 1408 J/47 dated 18th Oct. 1948.

Sir,

Subject:- Teacher's Provident Fund -- Madras
Christian College School -- Appeal
for management's contribution from
Sri P. S. Ramaswami.

Reference:- Government Memo. No. 28607/48-3 G3
dated 29-9-1948.

I have the honour to report that the Bursar,
Madras Christian College has not yet sent a reply. He
is reminded again and a reply will be submitted to you
on receipt of necessary information from him.

Yours faithfully

For Director of Public Instruction.

SJ/19/10.

E.P.H(93)

The D.P.I's reply may be awaited

all 20.11.48.

22/10/48
22/10/48

8

9 E.P.H(93)

Mem. No. 28607/93/48-4 Edu. d. 4/12/48.

C. NO. 28607/48.

13/6/48

Teacher's Provident Fund -
Madras Christian College
School - Appeal from manag-
ement's contribution from
Sri P. S. Ramaswami.

P. Sec. Ref:- From the D.P.S; Re. no. 1408.0/47,
dated 18.10.48.

The D.P.S. is requested to
state when his reply promised
in the reference cited above
may be expected.

To the D.P.S. 29.11.48 30.11.48 31/11/48

11 G3 1
EDUCATION DEPARTMENT.

From The Director of Public Instruction,
MADRAS.
To The Secretary to Government,
Education & Public Health Department,
MADRAS.



R.C.No.1408-J/47 dated 11-12-1948.

94633
p. 7 ante
Sir,
SUB: TEACHERS PROVIDENT FUND - Madras Christian
College School - Appeal for Management's
contribution - From Sri P.S.Ramaswami.
REF: Government Memorandum No.28607-G3/48-4 Edn.
dated 4--12--1948.

I have the honour to report that the Bursar, Christian
College has promised to communicate the Council's decision
as soon as it is available. No reply has yet been received
from him. He has been reminded. A reply will be submitted
to Government immediately on receipt of necessary particu-
lars from the Bursar.

Yours faithfully,

M. S. S. S. S.

for Director of Public Instruction.

Ram.14/12.

14/12/48 The D.P.S., may be reminded on 15-1-48 if necessary.
17/12/48 *18/12/48* *21/12/48* E.P.H.(93)

Office of the
Director of Public Instruction
Madras, dated 1st Jan. 1949.

26 JAN 1949

From

The Director of Public Instruction,
Madras.

To

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

R.C.No.1408 J/47

5452 Sir,

Subject:- Madras Christian College School --
Retiring Fund Rules -- Appeal from
Sri P.S.Ramaswami for management's
contribution.

Reference:- Govt. Endorsement 29607-G3/-1 Edn.,
dated 29--4--1948.

Resubmitted.

2. The Madras Christian College has got a Provident Fund Scheme of its own and it has been accepted by the Director of Public Instruction, Madras, under rule 2 b (ii) of Teacher's Provident Fund Rules. Under Rule 11 of their rules a contributor retiring from whatever cause before completing five years; service shall receive only the amount of his own contributions. He is not entitled to Management's contribution. But the College Council may, however, for good reason assigned, sanction a part or the whole of the corresponding amount viz. management's contribution.

3. It is therefore left to the management to allow its contribution to subscribers leaving service before 5 years. However, the authorities of the College were addressed to sanction to the petitioner the management's contribution. The authorities have replied that the College Council is unable to alter the rules in favour of the petitioner and to reconsider the whole scheme when it seems to give one member less than he expects. They have also stated that Sri P. S. Ramaswami has accepted the rules of the College Provident Fund when he joined service.

4. As under the rules of the College Provident Fund it is purely discretionary on the part of the Management to allow its contribution by the Department and accepted by the subscriber, there was no strong reason for interference on behalf of the petitioner, his appeal has been rejected.

I have the honour to report that the Madras Christian College has promised to communicate the Council's decision as soon as it is available. No reply has yet been received from him. He has been reminded. A reply will be submitted to Government immediately on receipt of necessary particulars from the Bursar.

Yours faithfully,

For Director of Public Instruction.

Rem. 14/12.

14

5. The College authorities are, however, being addressed again for amending their rules so that subscribers leaving service before five years' may receive at least half of their own contributions as Management's contribution as is obtaining under the Government Teacher's Provident Fund Scheme.

Yours faithfully

For Director of Public Instruction.

3J/21/1.

The Honorable,

The Minister For Education,
Government of Madras,
Madras.

Dear Sir,

Ref:- Proceedings of the Director of Public Instruction copy of which is enclosed.

I beg to submit the summary of my reference to the D.P.I and the consequences of his order under reference in order to enable you to weigh the matter and pass your unbiassed orders according to the justice and the equity that may be apportioned between the parties.

1. Summary. After serving in the educational department in Burma for five years and closing the Provident Fund account there and getting all the contributions from the Government of Burma, I joined the educational department in Madras in aided schools, in the year 1936. Since then I have been contributing to the Teachers Provident Fund in the Savings Bank of the postal department under the aided Schhols scheme and under the P.F.rules of the department.. In Jan 1944 I joined the Madras Christian College School, Madras and since June 1944 have been contributing to the Retiring Fund run by them and which I believed to follow the same rules as the Govt rules for other aided schools at least in regard to basic principles. The P.F. account from the hands of the D.E.O was closed and the full amount as also the Government contribution of one-third was given to the Bursar, Madras Christian College, Tambaram by the department to be credited to my retiring fund. In September 1947 I retired from teaching and closed the Retiring fund. But the above institution has refused to pay me their contribution to my retiring fund for the period of my service here Jan 1944 to Sep 1947 which comes to about Rs 250.

In support of their contention they quote their rules which say that the corresponding amount for a member who do not complete five years of service in their school ~~is not eligible for~~ will not be paid but the committee will use their discretion in particular cases for giving the whole or part thereof. I appealed to the D.P.I and requested him to examine the question and let me know whether I am not entitled and if I am entitled to it to get me sum. After eighteen months of wasteful correspondence he has not replied to my reference but has rejected the application. Does it mean that he cannot entertain such complaints? My poor brains grown rusty by being a teacher for a dozen years are unable to make any meaning out of the reply.

2. Consequences I have been eligible for all contributions according to the P.F.Rules framed by the Government of Madras to be followed by all other Aided schools during the first eight years of my service, but for the latter four years of my service under the departmental jurisdiction I am not entitled to any other contribution except my own. Do you consider this point just and reasonable?. If the D.P.I had approved of private fund rules some of which are against the rules framed by himself for other Aided schools, is it just to forget the wrong and make poor teachers suffer?. In this connection I can challenge anybody who can say anything against me about my teaching service and I can produce the certificates in original including that given by the Christian College School, Madras.

3. Appeal. I appeal to you, Sir, to call for the connected papers and see for yourself the justice of my cause and claims, and if you think and conclude that I am not entitled to the rights by virtue of my service to let me know in as strong language as possible.

I beg of you to excuse me for making you spend part of your precious time on this small question of principle.

P.T.O

16
-2-
Thanking you,

Yours faithfully,

P.S. Ramaswamy.

Encl 1.

17 2
Proceedings of the Director of Public Instruction, Madras.
R.C. No. 1408 J/47 dated 19th Jan 1949

Subject:- Teachers' Provident Fund .. Madras Christian College, School,
Retiring Fund Rules... Sri. P.S. Ramaswamy.. appeal for Management's
Contribution... Rejected.

Read:-
1. From P.S. Ramaswamy dated 4 -9 -47
2. From the Bursar, Madras Christian College, Tambaram,
ending with his letter dated 20-12-1948
3. From the District Educational Officer, Madras,
R.C. No 5 (16) P.F/48 dated 22 - 4 - 48

The petition is rejected.

Sd. Subramania Aiyar

For Director of Public Instruction.

To Sri. P.S. Ramaswamy, 6, Rajaji St, Mambalam
copy to the Bursar, Madras Christian College, Tambaram.
copy to The District Educational Officer, Madras.

True copy
P.S. Ramaswamy

[Faint, mostly illegible handwritten notes on lined paper. Some visible words include "M.T.", "from", "reference", "of", "the", "Department", "of", "Education", "Madras", "and", "the", "D.P.I.", "Madras".]

① E.P.H. (G.2)

Memo No. 28607 G²/48-5 Edu dated 7-3-1949.

Sub: T.P.F. Madras Christian College School - Retiring fund rules. Appeal from Sri. P.S. Ramasami for management's contribution.

Ref: From the D.P.I. R.C. No. 1408-3/47 dated 11-12-48.

[Handwritten initials]

Vide A.S.'s query at p 2nf.

~~The attention of the D.P.I. is invited to his letter cited and he is requested to state whether any Govt contribution is paid to the subscribers to the Retiring Fund of the Madras Christian College High School and whether the management's contribution is taken into account in assessing the teaching grant payable to the institution.~~

To
The D.P.I.
Madras

8/3 82.
3/3/49
4248
573/49

[Faint handwritten text on lined paper, mostly illegible]

Roc.No.408 J/47 Dated 15-3-49.

19 MAR 1949

21545

FROM

The Director of Public Instruction,
Madras.

TO

The Secretary to Government,
Education & Public Health Department,
Madras.

Sir,

Sub: Teachers Provident Fund - Madras Christian
College School - Retirement Fund Rules.

Ref: Your Memorandum No.28607 G2/48-5, Edn., p.94.
Dated 7-3-49.

The query is answered in the negative.

Yours faithfully,
K. Sankaranarayanan
for Director of Public Instruction.

KT.16/3.

MMK
7/3

Teachers Provident Fund - Madras Christian College

Teachers' Provident Fund -
School - Mr. P. S. Rameswami, Teacher - Payment
of contribution by the management - order passed. EP 4 (G)
P. S. Rameswami, Teacher - 12/1/1941

of Commission of P. S. Ramashrami Petno D 10:4:42

15-16 g. From the D.P.I. No. R.C. - 1408-J-47
pages 13-14 — Dy 19.1.49.

14 Order 980 Edu. d/5.4-49

M8

The petitioner is informed that the Govt. cannot Compel the management of the Madras Christian College High School to pay a contribution to him in respect of the service put in by him in the School.

7. $\frac{100}{29849}$ $\frac{100}{29849}$

P.S. Ramaswamy, M.A.
6, Rajaji Street, Ambalam,
Madras. 29-3-49

The Hon. Minister of Education,
Government of Madras,
Madras.

Dear Sir,

Ref. My petition dated 27-1-49. Provident Fund- Corresponding
amount by the Madras Christian College, Madras.
1- APR 1949

I request you to be good enough to send me a reply
to the above, and if a popular ministry wants to make a teacher
suffer so long for no fault of his and when things are clear,
it is apity.

If you can kindly give me an interview I can give
you an idea as to how the Director of Public Instruction is
not entirely free to have rejected my application.

Thanking you,

Yours faithfully,

Memo. No.



T. P. 7 - Madras Christian College school - Sri P. S. Ramaswamy teacher - payment of contribution by the management.

p. 23cb/④
p. 1cb

Read: - G.O. NO. 980. Edn. d/ 5-4-1949.
From Sri P. S. Ramaswamy, d/ 29.3.49.

p-23 y
in ④

The petitioner's ~~info~~ attention is invited to the order in G.O. NO. 980. Edn. d/ 5-4-1949 and he is informed that the Govt. do not consider it necessary to revise the order already passed. He is also informed that no interview with in the matter is necessary.

To the petitioner.

11.4.49

12.4.49

Note: - please see the petition at p. 1cb from Sri P. S. Ramaswamy, ^{late} teacher, Xian College High School - Attention is, in this connection invited to the order already issued in G.O. NO. 980. Edn. d/ 5-4-1949. As order have already been issued, no purpose will be served by any interview. ~~is granted as requested by the petitioner.~~ In this view, the draft memo. above is submitted for approval.

p. 23cb/④

p. 1cb

11.4.49

12.4.49

The petition has not been signed. No notice should have been taken.

He has not been interviewed.

2
The date of this undated letter - No reply

is necessary. Lodged & filed with G.O. No. 980 En
5/4/49 (7)

1/12/49

C. No. 28607 of 3/48.

Sub: Teachers Provident Fund - Madras Christian College
School - Retiring Fund Rules - Appeal from Sri. P. S.
Ramasami for management's contribution -
p. 13 of Ref. From the D.P.I. A.C. No. 1408 J/47 dt 19-1-49.

para 2 of p. 11 of

p. 3 of (N)

X Not received

para 3 of p. 13 of

para 4 of p. 13 of

para 5 of p. 14 of

Please see the letter from the D. P. I.
at p. 13 of and the petition from Sri. P. S. Ramasami -
Ex. Teacher, Christian College High School at pp. 1546
who retired from the school service after 4 yrs 2 months -
The D. P. I. has reported that the Madras Christian College
has got a Provident Fund scheme of its own accepted
by the D. P. I. under Rule 2 b (ii) of the Teachers Provident
Fund Rules. Under rule 11 of the College Fund Rules a
contributor retiring from whatever cause before
completing five years service shall receive only the
amount of his own contributions and is not entitled
to Management's contribution. But the College Council
may however for good reason assigned, sanction
a part or whole of the management's contribution. It
is therefore left to the management to allow its contribution
to subscribers leaving service before 5 years.

The D. P. I. has reported that he had
addressed the College authorities to sanction to the petitioner
the management's contribution, but the college
authorities have replied him that they are unable
to alter their rules in favour of the petitioner. They
have also stated that the petitioner has accepted
the rules of the College Provident Fund when he joined
service.

As the rules of the College Provident Fund
have been accepted by the petitioner, there is no strong
reason for interference on his behalf and that his
appeal may be rejected.

The D. P. I. has also reported that he
has addressed the College authorities to amend
their rules so that a subscriber leaving service

P. T. 2

(2)

before five years' ^{service} may receive at least ~~some~~
half of their own Contribution as the management's
Contribution. In the circumstances explained by the
D.P.I. the Govt. cannot force the management to pay
a contribution - Attention is also invited to the further
Communication from the petitioner at pp 15-16 cf. #
It is for orders whether the petitioner may be
informed that his request cannot be complied with.

H.H. (Edn) may see.

82.
26/2/49
Wb
26.2.49
Is any Govt. contribution paid to the
subscribers to the Retiring Fund of the Xian College?
Is the management's contribution taken into
account in assessing the ^{teaching} grant payable
to the institution?
m
27/2/49

pl draft
Wb

A draft memo to the D.P.I is submitted for
approval.

82.
3/3/49
Wb
4.3.49
m
5/3/49

(Issued as Memo No. 28607 4/48-5 Edn dated 7-3-49 to D.P.I) p19 cf
(From the D.P.I. R.O.C. No. 408 J/47 dated 15-3-49) p21 cf

The letter from the D.P.I at p 21 cf.
may be perused. The D.P.I. has reported that no contribution
to the subscribers to the Retiring Fund of the Xian College
has been paid by Govt. and that the management's
contribution is not taken into account in assessing
the teaching grant payable to the institution.

p21 cf

82.
21/3/49
Wb
21.3.49
The petitioner may be informed as at A above
m
25-3-49
S
27/3/49
A draft order is subd for app.
Wb
29.3.49
m
27/3/49

pl draft
Wb