Govt of Madras

Education Dept

Closed

Dupt

Ego(Ms) No 1957

Edu(Ms) (Edn)

Dated 7/7/50.

(24)

Subject: Appeal - Dist Board, Chingleput - Srin. V.S. Sivasamba Iyer, Headmaster, Bd. High School Pommeri, Examination of probation - Orders passed.

Board High School,
Poonamallee, 12th Feb. 1950

ASST. SECRETARY TO GOVERNMENT
16 FEB 1950
EDUCATION AND PUBLIC HEALTH DEPT.

To

The Secretary
to the Government of Madras,
Education and Public Health,
Fort Saint George, Madras.

Through

The Director of Public Instruction, Madras.

Through
The President, District Board, Saidapet, Madras.

1204

Through
The Head Master, Board High School, Poonamallee.

Appeal petition presented under G.O.No.3648 L.S.G. dated 16/8/36 with its subsequent modifications against the Proceedings of the President, District Board, Saidapet dated 20/12/49 in his Proceedings No.3001b/49/A5 by V.S. Sivasamba Iyer, B.A.L.T., Headmaster on Probation of the High School, Ponneri.

11-13 infra

GROUNDS OF APPEAL

The Appellant begs to appeal against the order on the following among other grounds.

1. The order reducing the appellant from his position as headmaster on probation on Rs150-10-200 to the position of an Assistant in the Board High School, Ponneri by the above order is against law, ultra vires, and is vitiated by non-obesrvance of the procedure laid down in G.O.3648 L.S.G. dated 16/8/36 with its subsequent modifications which is based on Board's Standing Order 155 which is again based on the Public Servants' Enquiry Act XXXVII of 1850 in as much as this appellant had never been informed either orally or in writing of the grounds on which it was proposed to take action and that no definite charge was framed against him and that he was never required to put in any kind of defence and that the said order was passed on an endorsement that this appellant made on an ordinary communication furnishing certain staff

(33)

particulars. The endorsement was that the statement was furnished to the office twice over previously.

This appellant begs leave to state that he has the great honour and high privilege to be the very first teacher recruited by the Chingleput District Board in July 1918. The District Board afforded him rare opportunities to open and start a number of High and ~~Elementary~~ Secondary Schools such as the Board High School at Poonamallee, Ponneri, Uthiramerur, Sriperumbudur and Arani. At one time in appreciation of his services the Board unanimously passed a special resolution and gave him a lift. This appellant has served under this Board for well over a quarter of a century as Headmaster of various Schools. It is this Headmaster that has his probationery services suddenly terminated, contrary to all rules, canons of justice, equity and fair play.

Hillebra

2 In the first paragraph of the above order mention is made of an unpleasant incident which took place at the prize distribution pandal, on the School Sports Day, when the President, the Headmaster and a number of gentlemen of the locality were seated on the platform. The junior Tamil Pandit of the School, who was there keeping order happened to hit the small boy of the local postmaster, who on invitation acted as one of the Judges in the Sports. The Postmaster who took the junior untrained Pandit, for a pupil of the School dealt ~~xxx~~ out a blow to him. This was the cause of the great confusion there and all this happened before the President and the guests. Next morning the Pandit came to the appellant with a teacher and a local Pleader named P.D. Sankaranarayana Pillai, B.A.B.L., The Headmaster asked the teacher to give him a petition to permit him to file a case against the Pstmaster. The local Pleader (Please Vide his statement enclosed) and some other gentlemen of the locality took me along with the Tamil Pandit to the Postmaster who apologised to the Pandit for his rough behaviour and they

H 15-21 affe

got reconciled and shook hands with each other. It is said in the proceedings that the Headmaster has failed in his primary duty for not having reported about this incident. As the incident happened in the presence of the President and as the parties got reconciled to each other next morning, this appellant thought it not worthwhile to report about this as the incident was considered closed and no useful purpose will be served by raking it up.

3/ As regards the allegation that an interpolation was found in the Despatch Register in the second paragraph of the above order this appellant submits with all the force that he could command that he did send the staff particulars twice to the Head Office before he was called upon by the District Board Educational Officer on 5/12/49 to do so. They were sent on 20/10/49 and 6/11/49 which were holidays and as the clerk did not attend office on those days the Headmaster had to do the despatch work. As it was getting late for the post the Headmaster opened the despatch register and in his hurry thought it was the last written page. He made a note and sent it to the post. It is said that this has not reached the office. On 5/11/49 the Headmaster happened to visit the Head Office where the clerk told him that this had not reached the office, and that he had not submitted the staff particulars. On 6/11/49 as soon as the Headmaster returned to the Head Quarters, he got a copy of the statement typed and before sending it to the post, asked the peon to weigh it as it was typed on rather thick paper. He was told that it weighed over a tola. By this time he had already made an entry in the Despatch Register that it was sent with 2 annas stamps. When the peon said/it that was weighed over a tola he corrected it as 4 annas asking him to affix 2 annas more stamps, as he was afraid that it would be returned and delayed if the postal authorities taxed it for over weight. On 10/12/1949 the District Board Educational Officer visited the school and checked

the permanent advance register, cash collections, service stamp accounts etc., He found that there was an excess of ~~0-5-6~~ worth of service postage stamps. The Headmaster explained that this excess might be due to his not bringing into account the stamps returned by him when sometimes he took covers which were about to be posted and handed them over personally at the Head Office.

4/ In the proceedings it is stated that there was an excess of ~~0-6-0~~ worth of stamps. It is not so. There was only ~~0-5-6~~ worth of excess stamps. The Headmaster never told the District Board Educational Orficer, that the clerk was on casual leave. But the clerk himself voulnteered the statement that he was absent on that day and hencethe Head master had to do the despatching work.

5/ As regards the complaint that the Headmaster has not checked the mark register of the Assistant Masters, it may be pointed out that usually at the end of each term the Head masters check the composition note books, map drawing books, class mark registers etc., and the same procedure was followed.

6 Regarding the purchase of the craft articles for the Board High School, Arni, last year, it is submitted that it was done so at the fag end of the financial year on the definite oral orders of the P.A to the Spl. Officer and even the T.A. and the carrying charges were sanctioned. (Please vide orders enclosed) It is not irregular and highanded as the P.A. himself had authorised purchase.

7/ As regards the purchase of library books and maps for this school early this year, it is submitted that when the H.M. took charge of the school in June 49 he found that most of the library books were burnt and useless in the Fire accident which took place in 1947. He brought this to the notice of the Personal Assistant who gave him oral orders to get them purchased and submit an indent through the District Educational Officer. The Books and maps were purchased as

per orders immediately lest they should run out of stock or have their prices increased. The indent was submitted as early as 22/8/49 (Copy of the covering letter of the indent enclosed) through the District Educational Officer who recommended it. This is neither irregular nor high-handed but was done only in ovedience to the orders of the P.A.and in the best interests of the school.

8/ From the foregoing explanations it will be clearly seen that the allegations made in the proceedings against the appellant Headmaster are all false, frivolous and vexatious.

9| In conclusion this appellant prays that the Government will be pleased to note how the career of a public servant has been dealt with in the most unjust and summary manner, his bonafides found fault with and his integrity built over a period of 32 years of honest and hard work questioned. He prays that the Government will be pleased to cancel the orders of reversion and to reinstate him as Headmaster from which place he has been unjustly reduced by the order under appeal.

12.2.50

Encl. 1. Copy of the President's Proceedings R.O.C.3001b/49 dated 20/12/49
2. Letter of S.I.A.D. Sankaranarayan Pillai B.A.B.L.
3. ~~Letter of Vedanta Desikan Ex Pupil who typed the staff particulars.~~ (original letter)
3. Copy of the order of the P.O. sanctioning
(a) other incidental charges and the craft Master Arani who went to Madras and purchased the craft articles.

copy submitted to the President, Dr. Board, Saidapet
copy submitted through the proper channel.

EGP.H
Eg.

The original appeal sent Through the proper Channel may be awaited till 15/3/50.

16.2.50

16250

17/2/50

PROCEEDINGS OF THE PRESIDENT, DISTRICT BOARD, SAIDAPET.

Rov. No. 30015-49-A.5. Dated the 20th Dec 1949.

Sub:- Establishment - Education - Secondary - Board High School, Ponneri - Sri.V.S.Sivasamba Iyer, B.A.L.T. - Headmaster - Irregularities - Bad condition of the school - Orders passed.

Read: (1) Endorsement dated 5-12-49 of the Headmaster, Board High School, Ponneri submitting staff particulars.

(2) Office note dated 19-12-49.

ORDER.

When the President, District Board visited the Board High School, Ponneri on 10-12-49 in connection with the Sports Day Celebration, there was great confusion. The cause of the confusion is now learnt to be an unpleasant incident that happened on that day. The Junior Tamil Pandit Sri.K.Kumaraswamy was beaten by the Sub Post Master of the place. The Headmaster has not submitted any report about this incident till this day and thus had failed in his primary duty of submitting a report about such a serious incident as this.

2. The Headmaster is unscrupulous and unreliable. Staff particulars were called for from all the Headmasters. All the Headmasters sent the particulars except this Headmaster. He was requested in person by the District Board Educational Officer on 3-12-49 to expedite the submission. Accordingly the Headmaster submitted it on 5-12-49 adding the remark that he sent it twice already on 20-10-49 and 6-11-49. When the despatch register of the school was checked, it was found that the headmaster had interpolated an entry under the date 20-10-49 immediately after the date 17-10-1949 to show that the particulars were sent already as if he had actually sent it. The dates 18 and 19 come after 20-10-1949 in the despatch register. Besides it is seen that this entry differs from other entries. All other entries begin with the person to whom the tapals are sent like, President District Board, District Educational Officer, etc. This particular entry alone begins with the subject matter. Again this entry is in the handwriting of the Headmaster. When questioned, the Headmaster said that the clerk was on casual leave that day. But actually the clerk was not on Casual leave that day. It is unsafe to have such an unscrupulous person at the top.

3. Again it is not known how 0-4-0 stamp was affixed for the tapal sent on 6-11-49 while the same tapal could be sent with 0-2-0 stamp on 20-10-1949. This shows clearly that the entries are not genuine.

4, The stamp account was checked. Stamps and cards for Rs. 3-11-3 should be the balance. But stamps and cards worth Rs. 4-1-3 were available. That is, there was excess stamps. No satisfactory explanation could be offered by the Headmaster.

Contd. Page -2-

5. Under the S.S.L.C. Scheme, class marks should be awarded. The same was not been done by many teamhers. Some have not made even one entry in their registers till this date. The headmaster had not checked the registers of his assistants and thus had failed in his duty as Headmaster.

6. As Headmaster of the Board High School, Arani, Sri.V.S.Sivasamba Iyer, the present headmaster Ponneri placed orders with a company for the supply of craft articles without any orders from the office. This is both irregular and high handed.

7. Again as Headmaster, Board High School, Ponneri at present, he has placed orders for the supply of library books without the knowledge of this office. This action too is again high handed and irregular.

8. It is dangerous to continue such a person as Headmaster. So, it is hereby ordered that the probation of Sri.V.S.Sivasamba Iyer as Headmdster of the High School be terminated with effect from 22--12--49 F.N. under Rule 8(2)(a) of the Rules relating establishment under District Boards. He will revert to his permanant appointment as L.T.Assistant and continue to act as assistant in the same school. He will hand over the charge to the first assistant.

9. The first assistant Sri.B.Krishnaswami Ayyah will be in charge of the school temporarily.

Nair/20-12.

President. District Board.

To:

Sri.V.S.Sivasamba Iyer, Headmaster, Board High School, Ponneri.

To Sri.B.Krishnaswami Ayyah, Assistant Board High School, Ponneri.

Copy to the Headmaster, Board High School, Ponneri (2 copies)
Copy to the District Educational Officer, Chingleput District, Saidapet.
Copy to the Divisional Inspector of Schools, Mathurai.
Copy to B.3. A.5, and A.1.

14

21/12/49

P.B. Sankaranarayana Pillai B.A.B.L. Advocate
Pannai.

To
The Headmaster.
B. H. School.
Pannai

Sir

I with reference to your memo
B/21/12/49 I have to clarify the
position by stating facts as they
happened.

On 11.12.49 at about 2 P.M.
a Tamil Pandit named K. Sri K
Kumaraswamy and another teacher
Sri Vilvanathan came to me
and consulted me about
launching a complaint
against the Post-Master. Pannai
in respect of an incident that

ands the Head-Master felt sorry and directed the Teacher to give a written Complaint and then he would proceed officially and get sanctions from the President to prosecute the assailant. Thereupon I decided that we should see the Post-master and study his attitude and the Head-Master, Doctor, Derikachari and the two Teachers went to the Post-Master, who, seeing us, got up from his seat and directly caught hold of the Teacher's hand and apologised to him. Then said "We have no work, Sir, we go."

Phone to Mrs. Brook-Smith at 10.30 a.m. Tuesday to give her the latest news about Miss Lloyd.

Phone Mrs. Brook-Smith at 10.30 a.m. Wednesday to tell her that Miss Lloyd is progressing favourably.

Phone Mrs. Brook-Smith at 10.30 a.m. Thursday to tell her that Miss Lloyd is progressing favourably.

Phone Mrs. Brook-Smith at 10.30 a.m. Friday to tell her that Miss Lloyd is progressing favourably.

Phone to Mrs. Brook-Smith at 10.30 a.m. Saturday to tell her that Miss Lloyd is progressing favourably.

Phone to Mrs. Brook-Smith at 10.30 a.m. Sunday to tell her that Miss Lloyd is progressing favourably.

Phone to Mrs. Brook-Smith at 10.30 a.m. Monday to tell her that Miss Lloyd is progressing favourably.

The matter ended and we all dispersed and I then observed, "All's well that ends well".

This being the present state of affairs, I do not think that I should give any statement about the incident.

21/12/68

(13/23

COPY of the letter of the Head Master, Board High School, Arni dated 25-3-49 to the Special Officer, Chingleput Dist. Board, Saidapet.

Sir,

I have the honour to submit that as the articles of the craft Section of this school indented are ready and as they comprise of ~~the~~ articles of ~~time~~ and delicate nature, I request ~~xxx~~ that you will be pleased to depute the craft master of this school to go to Tondiarpet, Madras to take delivery of the same from the Firms and bring them here safely and carefully. I request that T.A. as rules may kindly be ordered to be sanctioned for the Journeys to and fro to Madras that he makes in this connection.

(Sd.) V.S. Sivasamban.
Head Master, 25-3-49.

Returned Permitted.
(Sd.) K.L. Palaniswamy
for Special Officer

To the Head Master, B.H. School, Arni.

True copy
V.V. Sivasamban
12.2.50

To

The President,
District Board,
Saidapet, Madras.

Sir,

I have the honour to submit herewith an indent for the supply of Library books for this school for the year 1949-50. The cost of the indent comes to Rs.650/-. This may be kindly sanctioned Most of the Library books of this school have been burnt away in the fire accident in 1947. I have ordered the publishers to supply these in anticipation of your kind sanction as it is feared that the prices of these books will go up or the books themselves will be out of stock soon.

(Sd.) V.S. Sivasamban.
Head Master. 22.3.49

V.V. Sivasamban
12.2.50

Edn(F)

25

(14)

12047/F/50 Appeal - Secondary Education - Bd. High School - Poonamalee - Sri V.S. SivaSamba Iyer B.A.,L.T. - Headmaster against the proceedings of the Pt. Pt. Bd. - Chingleput.

6/23/3/50 From Sri. V.S. SivaSamba Iyer, letter dated 12.2.50.

Memo. No. 12047/F/50-1 Edn. dt. 22/3/50.

The attention of the D.P.I is invited to the appeal from Sri V.S. ~~Sa~~ SivaSamba Iyer Headmaster, Bd. High School, Poonamalee cited on the above subject, the original of which is stated to have been submitted through the proper channel. He is requested to forward the same with his remarks at an early date, if it has been received by him.

To
The D.P.I.

18/3/50.

18/3/50

18/3/50.

P

EDUCATION DEPARTMENT. (15) 27 G

From
The Director of Public Instruction,
M A D R A S.

To
The Secretary to Government,
Education Department, MADRAS.

5722 R.C.No.866-G1/50 dated 31st March 1950.

***

Sir,

Sub:- District Board, Chingleput - Sri V.S.Sivasambu Iyer, Ex-Headmaster, Board High School, Ponneri- Appeal.

Ref:- Government Memo.No.12047-F/50-1 Edn., dated 22-3-1950.

***

The matter is under consideration of the Director and the papers will be submitted to Government shortly.

Edn(CF)

May lie over till 25/4/50.

Received today

6/4/50

10/4/50

KV8/1/4.

1/4

Yours faithfully,

For Director of Public Instruction.

R.C.866 G-1/50.

Office of the Director of Public Instruction, Madras.d; 7/4/50.

Sub: District Board Chingleput - Sri. V. S. Sivasamba Iyer - Headmaster - Board High School Ponneri - Appeal against orders of termination of probation.

Ref: From Sri. V. S. Sivasamba Iyer dated 12/2/50.
From the President District Board Chingleput N.Rc./4457/50 dated 12/3/50.

ASSISTANT SECRETARY
10 APL 1950
EDUCATION DEPARTMENT
6369

. . .

Submitted.

2. Although at least one of the three charges viz., interpolation of entries in despatch Register and stamp account etc., cannot be deemed to be either trivial or baseless, the punishment inflicted upon the appellant is found to have been ordered even without calling for an explanation from him. Nevertheless the forwarding remarks of the President District Board are supported and the case of the appellant is recommended for favourable consideration.

3. The District Board Office file D. Dis No. 300015/49 dated 5/1/50 received from the President District Board Chingleput is enclosed herewith.

for DIRECTOR OF INSTRUCTION.
Madras.

C.R.8/4/50.
To-The Secretary to the Government,
Education Department.

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31
17

2011

Sub: Appeal - Sri V.S. Sivasamba Aiyer, Ex-Acting Headmaster, Board High School, Ponneri - reverted as L.T. Assistant - Appeal against punishment.

****

DIRECTOR OF PUBLIC INSTRUCTION
15 MAR 1950
MADRAS

C 8801/50

N. Ref. 4457/50-A.5.

Forwarded to the Director of Public Instruction, Madras.

The appellant was promoted as Headmaster in the Board High School, Ponneri on probation. As a Headmaster he has not carried out the administration of the school satisfactorily. Please see this office proceedings Roc. No. 30015-49-A.5 dated 20-12-49 (C.F.).6 of D.Dis. No. 30015/49). His probation as Headmaster of the High School was therefore terminated and he reverted to his permanent post as L.T. Assistant.

The appellant in his appeal says that he was the first teacher recruited by the Board in the year 1918. He assisted in opening several High Schools in this District and also acted as Headmaster in these schools. His services were appreciated by the Board and passed a resolution to that effect. He has served in this Board for over 32 years honestly. He has to retire from service on 5-5-50. Considering his long service without any remarks before and in view of the fact that he has to retire from service shortly, it is recommended that his appeal may be considered favourably and reinstated as Headmaster of the Board High School.

P 4 CF supra

A

This Office record, D.Dis. No. 30015/49 dated 5-1-50 is enclosed for perusal and return.

GVS.11/3.

for PRESIDENT DISTRICT BOARD.

To

The Director of Public Instruction,
MADRAS.

Edn (F)

(18) 33

12047/F/50

Appeal - Dist. Board, Chingleput - Sri V.S. Sivasamba Iyer - Headmaster, Board High School, Pouneri against orders of termination of probation.

Endt. of the Pt. Pt. Bd, Chingleput, Ref No 4007/50 dt 5 of 12.3.50. addressed to the D.P.I.

Memo No 12047/F/50-2 Edn dt. 29/5/50

The Pt. Pt. Board, Chingleput is requested to State whether Sri V.S. Sivasamba Iyer, ex-headmaster, Board High School, Pouneri has been allowed to retire from Service with effect from 5.5.50.

To
The Pt. Pt. Bd.,
Chingleput.

27.5.50.

22.5.50

CHINGLEPUT DISTRICT BOARD'S OFFICE,

SAIDAPET, MADRAS 15 13-6-1950.

No. Roc. 4457/50-A.5.

From

Sri V. K. RAMASWAMY MUDALIAR,
PRESIDENT,
CHINGLEPUT DISTRICT BOARD.

To

The Secretary to Government,
Education Department,
Fort St. George,
MADRAS.

ASSISTANT SECRETARY 16638 21 JUN 1950 EDUCATION DEPARTMENT

Sir,

Sub: Appeal - District Board - Chingleput - Sri V.S. Sivasamba Iyer - Ex-Headmaster Board High School, Ponneri - against orders of termination of probation.

Ref: Government Memorandum No. 12047/F/50-2 Education dated 29-5-50.

****

Sri V.S. Sivasamba Iyer, Ex-Headmaster, Board High School, Ponneri retired from service with effect from 5-5-50.

PRESIDENT, DISTRICT BOARD.

GVR.15/6.

Edn Deptt (F)

Appeal - Dt. Board, Chingleput - Sri V.S. Sivarasamba Iyer, Headmaster, Board High School, Ponneri - Termination of probation - Orders passed.

19h
3/50 Hh1-9cf
h31cf
h29cf

From Sri V.S. Sivarasamba Iyer, letter dated 12.2.50
" the P.D.B. Chingleput, Ref. 4457/50 dt 12/3/50
" " D.P.I. Rc. 866 S1/50 dt 7.4.50 As
Order No. 1957. Edn dt 7.7.50.

13/7/17.

Hh1-9cf

The Govt have examined the appeal submitted by Sri V.S. Sivarasamba Iyer, ex. headmaster, Board High School, Ponneri against the orders of the P.D.B. Chingleput in his proceedings

Hh11-13cf

Roc. As. 3001 5/49 dt 20-12-1949 ~~according~~ terminating his probation and reverting him as an ~~L.T.~~ assistant. They observe that no opportunity was given to the Headmaster to explain the defects ~~found~~ noticed or facts found in the management of the school and that the orders of termination of his probation violate ~~are being in direct violation of~~ the procedure laid down ~~in rules~~ in rule 5 of the rules for the

Hh 288-289cf
BLN 1578

appointment and punishment of officers and servants of local boards. ~~are irregular.~~ The Govt ~~accordingly~~ therefore set aside the proceedings of the P.D.B. Chingleput terminating the teaching probation, and direct that ~~the teacher~~ he should be considered to have acted as

h6cf

Headmaster from 29.12.1949 till the date of his retirement from service.

2/

~~The Dy Director is informed~~

Cases where the Dt. Boards ~~presidents~~ pass orders in disciplinary cases without

h7cf

~~satisfying the requirements of the~~ following the provisions of the

P.T.O.

2/

statutory rules ~~have~~ come to the notice of Govt. The D.P.I is requested to draw the attention of all ~~Inter Board~~ the Presidents of D.D.Bs and Executive authorities of Mfgies to the statutory (rules) and point out to them the need for strict compliance with the rules in such matters.

3/ The petitioner is referred to the D.D.B. Chingleput for orders on his petition.

Dy 5-7-50

6.7.50.

6.7.50

Draft filed by RF. No 10/7

To The D.D.B. Chingleput (para 1 & 3 (with office file returned)
" DPI
" petitioner (para 3 only)

(25cs)

Edn.Deptt.(E)

Appeal -- Dt. Board, Chingleput-Sri V.S. Sivasamba Iyer - Headmaster - Board High School, Ponneri, against orders of termination of probation.

..

From Sri V.S.Sivasamba Iyer, letter d/ 12-2-50.
From the Pt.Dt.Bd., Chingleput, Ref.3457/50 A5 d-12-3-50
From the D.P.I. Rc. 866 G1/50 dated 7-4-1950.

--

Sri V.S. Sivasamba Aiyer, Ex-acting Headmaster of the Board High School, Ponneri has appealed against the orders of the Pt.Dt.Board, Chingleput reverting him as Assistant for the following irregularities:-

1. Failure to report an unpleasant incident during the Sports Day Celebrations on 10-12-49.

2. Interpolation of entries in despatch register and stamp accounts

3. Excess in Stamp accounts .

4. Failure of duty in not checking the marks register of Assistants.

5. Indenting Craft articles and library books without the knowledge of the Dt.Board Office,

The gounds of appeal are on pp 1-9-cf. and they are examined below:-

1. Failure to report an unpleasant incident during the Sports Day Celebrations:- (use of physical violence by the local Post Master against the Tamil Pandit)

Please see para 1 of of the Presidents Order on page 11 cf. & para 2 of his appeal on pp 3-5 cf. The appellant states that as the incident happened in the presence of the President and as the parties got reconciled to each other next morning he thought it not worthwhile to report about this. Although a formal report should have been sent by the Headmaster, it does not however appear that this can be taken as a grave irregularity, in the circumstances explained.

2. Interpolation of entries in despatch Registers.

..

The explanation of the appellant which is in para 3 on pp 5-7 cf. does not seem quite convincing. He says that as the clerk did not attend office on two days on 20-10-49 and 6-11-49, he had to do the despatchin

Pt1-9cf
P31cf
P29cf

P11cf

Pt3-5cf

Pt5-7cf

Pt3-5cf
from para 2 of the appeal this seem that no unpleasant incident was closed by the Post Master giving an apology -
MB 12.500.

despatching work on those days. This version is different from the one given to the President wherein he is reported to have stated that in the clerk was on casual leave. It is not clear how the staff particulars could have missed reaching the Dt.Bd.Office, if they had been sent twice by the Headmaster. The interpolation made may be deemed to constitute a severe offence.

3. Excess in Stamp Account:- No satisfactory explanation has been given.

4. Failure of duty in not checking the marks' register of Assistants.

The appellant states that it is usual to check the register at the end of each term and that the usual procedure was followed. This may perhaps be accepted.

5. Indenting craft articles and library books without the knowledge of the Dt.Board office.

The appellant contends that/oral orders /this had been done on the of the P.A. to the Spl.Officer in the best interests of the school. It does not appear that the Headmaster should have obtained formal permission from the Dt.Board. The action of the appellant is irregular.

As pointed out by the D.P.I. interpolation of entries cannot be deemed to be trivial. In this forwarding remarks the D.P.I. P.D.B. Chingleput, however, recommends favourable consideration of the case of the appellant in view of his long service without any adverse remarks in the past and in view of his his retirement on 5-5-50. The Director supports the recommendation of the P.D.B.

As regards the contention of the appellant that the detailed procedure laid down viz., framing of charges etc has not been followed it is sumitted that he is only a probationer and that under rule 8 (2) (a) of the establishment rules the P.D.B. may, before the expiry of the period of probation for the reasons specified in writing to be terminate the probation and revert him to his permanent post.

For orders on the recommendation of the P.D.B., Chingleput, whether in view of the D.P.I's remarks the orders of the P.D.B dt 20-12-1949 will be set aside.

C.F.X.C.

The procedure laid down under Rule 5 of the Rules for the appointment and punishment of local board servants had not been followed; even the Head master's explanation does not appear to have been obtained. The P.D.B. on further consideration and the D.P.I recommend that the appellant may be reinstated - In the circumstances it is for orders whether this recommendation may be accepted -

23.5.50

It seems to me that the termination of his probation as Headmaster was fully justified. His administration of the school as Headmaster was clearly far from satisfactory. He is said to be due for retirement on 5.5.51. So he must have by now retired. Pl. find out if he has been allowed to retire or not. - by making a reference to the P.D.B. Draft to me pl.

P.T.O.

A

Please See Secretary's orders at the bottom of p3 ante.

~~The~~ A draft memo to the P.D.B, Chingleput is submitted for approval.

CS 26.5.50.

LM 26/5/50

LM 27.5.50 S.

29/5/50

(Issued as Memo. 12047/F/50-2 Edn dt 29.5.50) p33 ct

(C.No. 16638/50. From the P.D.B, Chingleput. Rec. 4457/50-A5 dt 13/6/50) p35 ct

Edn (F)

Please See Secretary's note at M" in p3 ante. It ~~may be~~ is observed from the letter of the P.D.B, Chingleput on p35 ct that Sri V.S. Sivasamba Iyer, Ex-Headmaster, Bd. High School, Ponneri ~~was~~ retired from Service with effect from 5-5-50. If the recommendation of the D.P.I that the appellant may be reinstated as Headmaster is accepted and the order of the Pt. Dt. Bd. Chingleput to set aside reverting him as Asst. is set aside, the appellant may get the pay and allowances ~~of~~ as Headmaster from the date of his reversion ~~from 20.12.49~~ till his retirement

P.T.O.

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(23)

retirement on 5-5-50.

For orders ~~on~~ ~~to~~ ~~N.A. and p3 ante~~ whether the D.P.I's Recommendation may be accepted or whether the appeal may be rejected.

CS 23/6/50.

DY 24.6.50

LM 26.6.50 S.

p.31 c.f.

para 1 at p. 11 c.f.

(Q)/pp1-3.

paras 8 and 9 at p8 of (Q)

p.29 c.f.

pp1-9 c.f.

This is a very curious and interesting case throwing considerable light on what happens not infrequently in District Boards service. The petitioner is a teacher in the service of the Dt. Board, Chingleput, with a long and creditable service of 32 years. At the fagend of his service he was appointed Headmaster of the Ponneri Board High School and was on probation as headmaster. On 10-12-49 the President of the Dt. Board apparently visited the place in connection with the Sports Day Celebration and apparently heard at that time something about the gross indiscipline in the school. He thereupon sent the Dt. Board Educational Officer for investigation. The Dt. Board Educational Officer put up a note to the President (through his Secretary) on 17-12-49; and on the basis of it the President passed orders terminating the probation of the Headmaster and reverted him as L.T. Assistant in the same school and ordered him to hand over charge to his First Assistant who was was temporarily made the headmaster, and no kind of enquiry appears to have been held either by the D.B.E.O. or anyone else. No chance was given to the headmaster on probation to explain what the D.B.E.O. found out about the school. The orders terminating his probation are, therefore, in direct violation of the rules regarding the punishment of Local Board servants. The reverted headmaster has thereupon appealed to the Government on 12th February 1950 and the papers were

received from the Director on the 10th April. It is very interesting to find that the very same President, Dt. Board, who passed the orders, reverting the Headmaster has now recommended that "in view of the fact that the teacher has to retire from service shortly, his appeal may be considered favourably and he may be reinstated as Headmaster of the Board High School".

In the meanwhile, the teacher who was due to retire on 5-5-50 has actually retired and is apparently no longer in service.

It is quite obvious that in view of the fact that the probationary headmaster was given no chance to explain the defects found out in his management of the school as required by the rules, the orders of the President must be set aside.

Of the 5 reasons given by the President in his proceedings for reverting the Headmaster, two at least are fairly serious and will justify the termination of the headmaster's probation. These are: the interpolation of entries in despatch register and stamp accounts; and his having failed to check the registers maintained by the Assistants under the S.S.L.C. Scheme under which class marks had to be awarded to the students and entered up then and there. This had not been done and the Headmaster had never looked into the matter. Apart from the technicality of defect in it, the President's order terminating the probation of the headmaster ~~does not~~ seem fully to be justified.

This therefore raises the question as to what exactly should be done about the appeal, considering the fact that the headmaster has retired on 5-5-50. The man having retired, it is quite impossible to restore him as Headmaster and bring him back to duty. The only thing is to cancel the orders of the President and direct that the teacher may be considered to have acted as headmaster till 5-5-50 so that he may get the benefit of the extra pay and allowances which he would have got had he continued as headmaster till 5-5-50. This may now be ordered.

p.29 c.f.

p.31 c.f.

p.35 c.f.

pp.11-13 c.f.

Ibid, paras 2 and 5.

p.35 c.f.

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12047/F/50

Quite frequently such cases, where the Dt. Bd. Presidents pass orders in disciplinary cases of this kind without taking the trouble to satisfy the requirements of the rules which are statutory and therefore have perforce to be ~~abided~~ obeyed, come to the notice of Government. District Board offices and Secretaries of Dt. Boards fail to bring the rules to the notice of the Presidents. The D.P.I. may be asked to draw the attention of all District Board Presidents to the rules and point out to them the need for strict compliance with statutory rules in such matters.

A.M.(S.H.).

Edu(F)

Please see the orders in Circulation above. The draft order below is submitted for approval.

6.7.50

6.7.50

Box 67e

Bot

SECRETARY 26 JUN 1950 EDUCATION DEPARTMENT

O.O. Ms. 1960 DEPARTMENT Edn

Paper taken out of the Records from the charge of the Referencer.

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