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Education Dept

1950

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Lundt

G.O. Ms. 2284 Edw

14/8/50.

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University - Madras - Senate -
Nomination - Surgeon-General -
Notified.

F. P

G.O. No 1833 Edn dtd 4/1/50

GOVERNOR'S SECRETARY



GOVERNMENT HOUSE

Guindy,
12th August 1950.

My dear Iyengar,

University of Madras- Senate- Nomination-

Col.S.L.Bhatia, formerly Surgeon General with the Government of Madras, was nominated by His Excellency the Chancellor to the Senate of the Madras University from 15th July 1947. He has ceased to be a member of the Senate by efflux of time on the 15th July 1950. Under section 14(a), Class III(11) of the Madras University Act, H.E.the Chancellor is nominating the Surgeon-General with the Government of Madras, by designation, as a member of the Senate of the Madras University in the above vacancy with effect from 11th August 1950 for a period of 3 years. Would you kindly arrange to issue the necessary notification in the Fort St. George Gazette.

2. On the suggestion of the Hon'ble Minister for Education, the Surgeon-General has been nominated by designation and not by name. It is presumed that if there is any change in the incumbency of the Surgeon-General within a period of 3 years covered by the nomination, it is not necessary to issue a fresh notification and the incoming Surgeon-General will automatically be a member. It may be necessary to issue a fresh notification nominating the Surgeon -General after the expiry of 3 years from 11th August 1950. Can this point kindly be examined in consultation with Legal and the result communicated to me in due course?

Yours sincerely

P. Govindan Nair

(P. Govindan Nair)

Secretary to H.E.the Governor.

Sri S.A.Iyengar, I.C.S.,
Secretary to Govt, Education Dept.

Copy to the Vice-Chancellor, Madras University, for information

By special messenger.

Education (F)

UNIVERSITY - Madras - Senate - Nomination - Surgeon-General - Notified.

C.No.23729/50.

ORDER/Ms.No. 2284 Edn., dated 14/8/50.

The following Notification will be published in the Fort St. George Gazette:--

NOTIFICATION.

Under Section 14(a), Class III(11) of the Madras University Act, 1923, (Madras Act VII of 1923), His Excellency the Chancellor hereby nominates the Surgeon-General with the Government of Madras, as a member of the Senate of the University of Madras, ~~for three years~~ with effect from the 11th August 1950.

P 23 of vol. Madras University Calendar, vol I

To The Registrar, University of Madras.

The Supdt., Govt. Press, Madras, for publication of the Notification in the F.S.G.G.

2 spare copies.

Note.

It is not usual to specify the period for which a member is nominated, in the notifications. Unless it is otherwise specified, the nomination is for 3 years. There is ~~no need~~ to specify the period in this case. The draft order above is for approval. After issue of the draft order, the file ~~may be~~ ^{will be} circulated to H.M. (F.&L) and ~~the Governor's Secretariat will be taken on receipt of the relevant papers circulated to H.M. (F.&L) and H.E. with the already.~~ ^{sent to legal & circulated with ref. to the 2nd para of G.S.'s Do.} Action regarding paragraph 2 of the D.O. from

vide p 3 of (I) + PP 3-4 of (I)
See 14(a) class III
in Madras
university act -
P 24 of vol BIC

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14/8/50
24
14.8.50

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14.8.50

4
-2-
(Issued as G.O.No.2884 Edn., dated 14.8.1950).

With reference to paragraph 2 of the D.O. on p.1 c.f., it is submitted that as the nomination of the S.G. is made by designation and not by name, the presumption of the Governor's Secretary that it is not necessary to issue a fresh notification of appointment, if the present incumbent of the post of the Surgeon-General leaves his office earlier than the period of 3 years ^{is correct.} His successor in office will automatically become a member of the Senate. A fresh notification will be necessary only after the expiry of the period of 3 years covered by this nomination, i.e. after ~~11.8.53~~ 11.8.53. Legal may see for remarks before circulation.



RS
14/8/50
24/8/50

LM
16.8.50

LM
16.8.50

Edn no 237291/50 - 1 (Edn)
16.8.1950

LEGAL DEPARTMENT

This Department agrees with the views expressed by Education in their note above.



LM
18/8/50

LM (7) Edn Legal no. 13255/50-1
18.8.50.

With reference to para 2 of the G.S's letter in the cf, the above notes may be perused. The presumption in Govt's Secy letter at A1 in para 2 of it is correct -

May be circulated to

HM (etc) JHE.



LM (etc) LM
24/8

Revised with thanks after several
18.8.50 LM

5 3
Edn (F)
This may now be put away
RS
24/8/50
LM
26/8/50

3
(F) Bm
8/1/50
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8/1/50

Special

CONFIDENTIAL

580/50
5/8/50

Governor's Secretariat.



Note for H.M(Education).

University- Madras-

Col.S.L.Bhatia, formerly Surgeon-General with the Govt. of Madras, was nominated by H.E. to the Senate of the Madras University from 15th July 1947. He has ceased to be a member of the Senate by efflux of time on the 15th July 1950. The Vice-Chancellor has recommended the nomination of Dr.J.C.David, the present Surgeon-General, in the vacancy. Since 1934, the Surgeon General has been one of the nominated members on the Senate. H.E. therefore proposes to nominate Dr.J.C.David to the Senate of the Madras University, but before passing orders he would be grateful for H.M's views on the proposal.

Normdan Main
G.S. 5/8/50

There is no harm in nominating Dr. David. But Dr David is normally to retire early next year. So I think it will be better to nominate him for the period that he is S.G or three years which ever is earlier.

Under
Please examine this whether is permissible

KM
7/8

Education (F)

Please see the note from the Governor's +Secretary above, and the minutes of H.M. (E.&L) thereon. According to Section 14(a), Class III, -Other Members - sub clause 11 of the Madras University Act, H.E. the Chancellor is empowered to nominate 30 members to the Senate of the University of Madras. Col. S.L.Bhatia, late Surgeon-General with the Govt. of Madras, was nominated as a member of the Senate of the Madras University from 15.7.1947 - vide G.O.

P23 of the
Madras
Univ
Calendar
1948-49-
Vol I

P3 of A

No.

No.1632 Edn., dated 21.7.1947. By efflux of time, i.e. 3 years from the date of appointment - he has ceased to be a member of the Senate from 15.7.1950. Now Dr.J.C.David is the Surgeon-General with the Govt.of Madras. It is usual to nominate the Surgeon-General ~~with the~~ as a member of the Senate of the University, and it is therefore proposed by the Vice-Chancellor to appoint Dr.J.C.David the present S.G. as a member of the Senate from 15.7.1950. Any person nominated as a member ~~of the Senate~~ ^{normally} of the Senate can hold office for a period of 3 years. But Dr.J.C.David will be attaining his 55th year on 27-4-1951 a.n. on which date he should retire from Govt. service and will cease to be the S.G. Hence he can ~~normally be~~ ^{Continue as a member} nominated to the Senate till that date. It is not known whether he will be given re-employment as S.G. In case he is granted re-employment as S.G., he can continue as ~~as~~ a member of the Senate till the completion of the period ~~of re-employment~~ of re-employment, if it falls within the period of 3 years. There ~~is~~ is no objection therefore to his being nominated by H.E. the Chancellor as a member of the Senate of the University of Madras, till he continues as the Surgeon-General with the Govt.of Madras, or for a period of 3 years from 15.7.1950, whichever is earlier. The file may now be circulated to H.M.(E.&L) and H.E.

It is submitted that it is not usual to specify the period in this matter in the notification.

As Dr. David's nomination, though it is not by Designation, is by virtue of the fact that he is S.G. When he retires, it is presumed that he will resign even as Dr. Cherian did when he ceased to be S.G.

P. ank

do

Sec 14(a) class III -
Other Members -
Sub clause 11 (b) of the Act -
P24 of BR
revised from civil medical

see below
8850

4991/52
Recd
8/2/57

Security
HM (24)
8/2/57

AM/22

This department's notes from P.I. ante may be perused. In view of the notification published in G.O. No. 2284 Edn dated 14.8.50, no action is called for in this file. The papers may be lodged.

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14/2/52
R.B.
12/2/52

filed with 2284 Edn 14/8/50
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1872

18/7