Closed

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Supdt

Sou. II 27 - 104,000 - 4-11-49.

Education (1950) Department.

Ms. SERIES.

G.O. NO. 2303 Edn.

Dated 17. 8. 1950.

p 31-1

28

[Despatch Abstract.]

Estt. Municipal High School Tiruppat
North Arcot District - Sri P. Lakshm
arayan Naidu Headmaster - Reverted as
Assistant further representation order
passed.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O	552	Edn	21/2/50				

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2214	Edm	19.9.52				

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(2)

ASSISTANT SECRETARY
29 APL 1950
EDUCATION DEPARTMENT

From

Sri. P. LakshminarayanNaidu, M.A.L.T., Dip.Econs.,
Head Master,
Municipal High School,
Tiruppattur.N.A.

9259

To.

The Secretary to Government
Education and Public Health Department,
Fort Saint George,
MADRAS.

Through

The Municipal Commissioner,
Tiruppattur.Municipality,
Tiruppattur.N.A.

Sir,

Ref:- R.O.C. C2/278/49 dated 21-5-49 ~~dated~~ of the Municipal Commissioner, Tiruppattur.N.A.
H61-96 cf (A) (2) My Appeal dated 30-6-49 to the Secretary to the Government Education and Public Health Department Fort Saint George, Madras.
H161-162 cf (A) (3) G.O. NO. 552.Edn. dated 21-2-50.

****

I most respectfully submit the following for your kind and sympathetic reconsideration of the orders passed with regard to charges 1 and 10.against me in the G.O. cited above.

The Government were pleased to reinstate me in service setting aside all the charges against me except Nos 1.and 10., which relate to the the negligence in the matter of the custody of the duplicate keys of iron safe resulting in the theft of the School mon ey kept in it .

H81-82 cf (A) In my original appeal dated 30-6-49(para 26. of the page 21) I have stated that I was so much perturbed on account of the theft that it did not then occur to me to look for the duplicate keys , till I was questioned about them by the D.E.O. N.A. Velore. in his memo dated 27-1-49. Then I searched for them in the drawer and finding them to be missing, I reported the fact to the D.E.O. N.A. and also stated there in that the safe and the keys including the duplicate keys were supplied to the School during my absence, i.e. during the period when Sri. C. Subramania Iyer?B.A.L.T. , the then first assistant was incharge. It was not then possible for me at that distance of time to exactly remember where the keys were deposited and by whom.

P.T.O.

A series of incidents which happened after the theft upset my mind so much that I had no chance for a cool, calm and collective thinking and I was suddenly + unjustly placed under suspension from 26-2.49. Thus I was kept away from the School from 26-2-49. till I was reinstated in service in the G.O. quoted above.

I took charge in obedience to the G.O. dated 27-2-50 and I was preoccupied with the conduct of the S.S.L.C. Public Examination till the end of March'50. In the meanwhile Sri. M.Ramanujam, clerk of the school was transferred to the Municipality and in his place one Mr. T.H.Agha Jhan was posted as High School Clerk. Mr. Agha Jhan was once serving as the high school clerk from 1935 to 1943. In the course of a casual talk on 26-4-50. about the theft that had taken place in Jan.49. Mr. Agha Jhan informed me of the duplicate keys bieng put by him in a small brown cover under his signature as well as that of the first assistant Sri. C.Subramania Iyer who was incharge of the institution in December 1938, when the safe was supplied to the school.

M

On hearing this, I hastened to search for the keys in the presence of the clerk, Mr. Agha Jhan and the attender Mr. Ghouse at 2.30.P.M. when the drawer was pulled out completely and when the iron plate covering the secret chamber was removed, the duplicate keys put in a brown cover with the signature of the clerk Mr. Agha Jhan and that of the first assistant Sri. C. Subramania Iyer dated 12-12-38. was found in the secret chamber. The moment I saw the duplicate keys, I sent an urgent letter to the Commissioner requesting for an personal inspection of the safe under those circumtances, but he sent for me and I went to him and personally explained to him the circumtances under which I found the duplicate keys of the safe. I got the statement of the clerk and the attender in whose presence the keys were discovered and that of ~~xhex~~ Sri. K.Sivaprakasam who came there casually. Copies enclosed. These statements were recorded by Sri. A.I. Thyagarajan, L.T. assistant of the school. From the above facts, it is clear that the duplicate keys were safe in the secret chamber under the drawer without ever having been used since 1938. It is very unfortunate that when the question of duplicate keys ~~were~~ was raised by the D.E.O., I made a search for the same only in the drawer, but not in the secret chamber under it

P.T.O.

under it in my pertubed (3) state of mind after the theft. The theft therefore did not occur through my negligence in the matter of the custody of the duplicate keys of the iron-safe, but it is a case of burglary by an insider and the Commissioner too has admitted in his order that this is not a case of burglary by an outsider. The theft must have been committed by an insider only, inspite of the extra precautions taken by me in making arrangements for the night watch etc. It was proved also that the persons posted for night watch work did not discharge thier Para duty and subsequently removed from service by the Commissioner for dereliction of duty in his Pro. R.O.C. C2/278/49 dated 23-5-49.

Under these circumtances an enquiry should have been held and the clerk Sri. M. Ramanujam who ~~whe~~ had the duplicate keys of the office room and had an easy access to the safe should have been examined with regard to the charges 1.and 10. But this was not done and this grave omission has led to the mis carriage of justice resulting in the e encouraging the clerk (against whom charges of misappropriation were proved in the Commissioner Pro. R.O.C. C2/ 7869/48 dated 25-11-48) and victimising the honest and innocent head of the institution.

I therefore pray ~~khakk~~that having regard to the circumtances of the case as narrated above, the Government may be graciously pleased to reconsider the order requiring me to make ~~xxx~~ good the amount of the loss sustained by the school through the theft of the money from the ~~xx~~ safe in Jan. 1949, and mete out justice by exonerating me from charges 1. and 10. since the theft of money from the iron safe was not due to any negligence on my part inthe matter of safe custody of the duplicate keys.

Ramaswamy 26-6-50
HEADMASTER.
Municipal High School, Tiruppattur.N.A.

T.K.M.G.Dated.26-4-50.

Sec. Statement 3.

Advance copy submitted to save delay.
Ramaswamy
26-6-50
Headmaster

Edu (F)
Original stated to have been sent thro the proper channel may be awaited till 25/5/50
3.5.50

Statement of Sri Augha Jhan. Clerk Municipal High School Tirupattur. N.A. recorded by Sri A.S. Ilangaraiyan B.A., L.T. Assistant Municipal High School, Tirupattur N.A. at 3.30. P.M.

நான் [illegible] 1.4.1950ல் இருந்து கொண்டு வேலை பார்த்து வருகிறேன். [illegible] [illegible] டவுன் ஸ்கூலில் [illegible] இருக்கிறேன் ஸ்ரீ [illegible] என்கிறவர் [illegible] இருந்தார். நானும் [illegible] [illegible] போன வருஷம் High Schoolக்கு ரூ 800/- [illegible] [illegible]. அந்த சமயம் நான் [illegible] [illegible] [illegible] [illegible] [illegible], C Subramania Iyer [illegible] [illegible] [illegible] [illegible] Duplicate Keys ஐ [illegible] [illegible]. நானும் [illegible] [illegible] [illegible]. "[illegible] [illegible] [illegible]" என்று [illegible]. அவர் [illegible] [illegible] [illegible] [illegible] Duplicate Key [illegible] [illegible] [illegible] [illegible] [illegible] act பண்ணவில்லை. Sri C. Subramania Iyer, Sri Sivaprakasam Sri Ramachandra Iyer இவர்களுக்கு [illegible] [illegible] [illegible]. [illegible] [illegible] Safe ஐ ~~[illegible]~~ [illegible] [illegible] [illegible] [illegible] இன்று 26.4.1950 அன்று [illegible] [illegible] "சாவி" [illegible] [illegible]. Attender ghouse என்பவரும் கூட இருந்தார். நான் [illegible] [illegible] [illegible] [illegible]. [illegible] [illegible] [illegible] ([illegible]) [illegible] [illegible] [illegible] [illegible]

P.T.O

2.

[illegible] Duplicate keys [illegible] [illegible]
[illegible] Sri [illegible] Subramania Iyer [illegible]
[illegible] [illegible] [illegible] [illegible].

[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible].

(Sd) [illegible]
26.4.50.

(True Copy)

26.4.

Headmaster
MUNICIPAL HIGH SCHOOL
TIRUPATTUR N.A.

---

(6)

Statement of Sri K. Sivapragasam B.A., L.T. Assistant, Municipal High School Tirupattur. N.A. recorded by Sri. A. J. Thyagarajan B.A., L.T. Assistant Municipal High School Tirupattur N.A. at 3 P.M. on 26.4.1950.

Some years back Mr. S. Ganapathia Pillai acted as the Headmaster of the High School for about a month just before the closing of the school for the summer vacation. He left the place during the holidays, leaving me in charge of the School. I had occasion to make use of the Iron Safe during the period. I distinctly remember to have seen the duplicate keys in a small brown cover under the drawer within the Iron Safe.

Read over to me and accepted as correct.

(Sd) K. Sivapragasam
26.4.50.

(True Copy)

26.4.50

Headmaster
MUNICIPAL HIGH SCHOOL
TIRUPATTUR N.A.

Statement of Sri Ghouse, Attender, Municipal High School, Tirupattur N.A. recorded by Sri H.T. Theagarajan B.A., L.T., Assistant, Municipal High School, Tirupattur N.A at 3.30 P.M.

என் permanent post ஆகிய Lighting Supervisor abolish ஆனபடியால் நான் 1.4.50 ல் attender ஆக இந்த High School ல் சேர்க்கப்பட்டேன். இன்று 26.4.1950 அன்று [illegible] நான் [illegible] routine work ஐ செய்து கொண்டு [illegible] [illegible] [illegible] [illegible] safe [illegible] [illegible] [illegible] [illegible] [illegible]. நான் [illegible] [illegible] போய் [illegible] [illegible]. அவர் "சாவி" [illegible]. [illegible] [illegible] [illegible] [illegible] காணவில்லை. [illegible] [illegible] ([illegible] [illegible]) [illegible] [illegible] [illegible] [illegible] [illegible]. [illegible] duplicate keys [illegible]. [illegible] Sri C. Subramania Iyer, [illegible] [illegible] [illegible] [illegible] [illegible].

[illegible] [illegible] [illegible] கொண்டேன்.

(Sd) M. Muhammed Ghouse
26.4.50.
(True copy)

26.4.50
Headmaster.
MUNICIPAL HIGH SCHOOL
TIRUPATTUR, N.A. Dt

ASSISTANT SECRETARY
3 MAY 1950
EDUCATION DEPARTMENT

From
P.LakshminarayanNaidu,
M.A.L.T.Dip.Econs.
Head Master,Municipal High School.
Tiruppattur.N.A.

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

9802

Through
The Commissioner,
Municipal Council,
Tiruppattur.N.A.

Sir,

p1-54 — In ~~contiuation of~~ my appeal dated 26-4-50, I have set out various grounds on which the order of the Commissioner must be set aside requesting that I may be exonerated even from charges 1.and 10.

Hence the recovery of 50.(Fifty) rupees from my pay ordered in Commissioner's proceeding NO. R.O.C.C2/278/49 dated 21-5-49. will work considerable hardships on me as I am a man with a large family and in view of the prevailing high cost of living.

I, therefore, pray that the Government will be pleased to stop the recovery ordered by the Commissioner till the appeal is disposed off.

P Lakshminarayan 2.5.50.
HEADMASTER.

T.K.M.G.Dated2-5-50.

Municipal High School, Tiruppattur.N.A.

Edn (F)

Presumably this too will be taken into consideration by the Commissioner, Tiruppattur Mlty, while forwarding his remarks on the original appeal stated to have been submitted to him. No separate action seems called for. May be added to the papers below.

8.5.50.

N.R. 25/5/50

10/5/50.

157/5/50

14

7 (9) 15

From
P.Lakshminarayan Naidu,
M.A,L.T. Dip. Econs.
Head Master. Municipal High -
School.Tiruppattur.N.A. Dist.,

TO
The Secretary to Government,
Education and Public Health Dept.,
Fort Saint George,
MADRAS.

ROC.NO. 4501 /50.

Municipal High School. Tiruppattur.
Dated. 22-4-50.

ASSISTANT SECRETARY
25 APL 1950
EDUCATION DEPARTMENT

8401

Through
The Commissioner,
Municipal Council. Tiruppattur.N.A.

Sir,

The humble petition of P. Lakshminarayan Naidu, Head Master, Municipal High School. Tiruppattur. N.A. submitted for the kind and sympathetic reconsideration of Government of their orders in G.O. NO. Ms.552.Edn.Dated.21-2-50.

Most respectfully Showeth:-

Ref:-
1. R.O.C. C2/278/49 dated 21-5-49.of the Commissioner Tiruppattur, Municipality.
2. Appeal Petition dated 30-6-49 of Sri. P. Lakshminarayan Naidu,Head master.
3. G.O. No.Ms 552 Education dated 21-250.

HR61-96 cf (A)
HR161-162 cf (A)

1. That the Government in their order cited above were graciously pleased to restore the appellant to duty as Head Master from 26-2-50, setting aside the orders of the Commissioner , Tiruppattur,Municipality, the appellant's abdence from duty being treated as on such leave to which he is eligible.

2. That the appellant begs to submit that the charges were piled up without a prima fecie case being made out without even an enquiry being held and the clerk examined with regards to those charges and that the suspension of the appellant by the Commissioner based thereon is unjust and undeserved.

3. That as the whole Proceedings of the Commissioner were not in conformity with the Statutory rules, and as this serious ommision has vitiated the proceedings and rendered them highly irregular, resulting in considerable hardship and financial loss to the appellant in view of the prevailing high cost of livings, the appellant most humbly prays that the Government may be pleased to reconsider the order of leave sympathetically, and mete out justice to him by treating the period of absence from duty as a period spent on duty as per F.R. 54, for which act of justice and generosity the appellant will as duty bound ever pray.

4. That the appellant further begs to submit , that as he has been subjected to indescribable anxiety, worry, humiliation during the long period of 12.months during which the case was kept pending , the Government may be merciful to give him the benefit of hard earned leave and treat the period of absence from duty as a period spent on duty.

P. Lakshminarayan 22/6/50
HEADMASTER.
Municipal High School. Tiruppattur.N.A.

T.K.M.G. Dated.22-4-50.

Advance copy submitted to Govt to save delay.
P. Lakshminarayan 22/6/50.

Edn (F)

The original petition stated to have been submitted thro the proper channel may be awaited till 15/5/50.
28/4/50

26/4/50. 28/4/50

P.T.O.

Edu (F)

No separate action seems necessary on the representation overleaf. as this is referred to in the Memo put up ~~May be filed with the papers in the linked file above, as this is also from the same person on a similar matter, dealt with~~ in the ~~L.F. above.~~ top of file.

This has been referred with the memo put up in the L.F. above.

This may be added to the letter in the L.F. & dealt with

27.5.50.

25/5/50.

25/5/50

17

Edu (F)

9259/F/50

Education - Secondary - Ml. High School - Tiruppattur, North Arcot - Sri P. Lakshminarayana Naidu. Headmaster - reconsideration of orders passed by the Govt. - request for.

⑽

p 1 of in L.F 8461
p 1-5 of and p 13 of

From Sri P. Lakshminarayana Naidu M.A.L.T., Tiruppattur dated 22.4.50, 26.4.50 and 2.5.50.

20/5

Memo. No. 9259/F/50-1 Edu. d. 29/5/50.

The attention of the Commissioner, Tiruppattur Municipality is invited to the petitions from Sri P. Lakshminarayana Naidu M.A.L.T., Headmaster, Ml. High School, Tiruppattur ~~cited above~~ d 22/4/50, 26/4/50 & 2.5.50, reported to have been sent through him. He is requested to forward ~~same~~ them with his remarks to Govt. through the D.P.I.

27.5.50

25/5/50.

25/5/50

30/5

To
The Commissioner
Tirupattur Municipality
Thro the C.M.C.
Copy to the D.P.I.

(Same as cal p 15 ante) 19 (3718) 3688/50

(11)

From
P.Lakshminarayan Naidu,
M.A,L.T. Dip. Econs.
Head Master. Municipal High -
School.Tiruppattur.N.A. Dist.,

TO
The Secretary to Government,
Education and Public Health Dept.,
Fort Saint George,
MADRAS.

ROC.NO. 4581/450.

Municipal High School. Tiruppattur.
Dated. 22-4-50.

MUNICIPAL ... 24 APR 1950 T...

Through
The Commissioner,
Municipal Council. Tiruppattur.N.A.

Sir,

The humble petition of P. Lakshminarayan Naidu, Head Master, Municipal High School. Tiruppattur. N.A. submitted for the kind and sympathetic reconsideration of Government of their orders in G.O. NO. Ms.552.Edn.Dated.21-2-50.

Most respectfully Showeth:-

Ref:- 1. R.O.C. C2/278/49 dated 21-5-49.of the Commissioner Tiruppattur, Municipality.
2. Appeal Petition dated 30-6-49 of Sri. P. Lakshminarayan Naidu,Head master.
3. G.O. No.Ms 552 Education dated 21-250.

1. That the Government in their order cited above were graciously 6 pleased to restore the appellant to duty as Head Master from 26-2-50, setting aside the orders of the Commissioner , Tiruppattur,Municipality, the appellant's abdence from duty being treated as on such leave to which he is eligible.

2. That the appellant begs to submit that the charges were piled up without a prima fecie case being made out without even an enquiry being held and the clerk examined with regards to those charges and that the suspension of the appellant by the Commissioner based thereon is unjust and undeserved.

3. That as the whole Proceedings of the Commissioner were not in conformity with the Statutory rules, and as this serious ommision has vitiated the proceedings and rendered them highly irregular, resulting in considerable hardship and financial loss to the appellant in view of the prevailing high cost of livings, the appellant most humbly prays that the Government may be pleased to reconsider the order of leave sympathetically, and mete out justice to him by treating the period of absence from duty as a period spent on suty as per F.R. 54, for which act of justice and generosity the appellant will as duty bound ever pray.

4. That the appellant further begs and submit , that as he has 5 been subjected to indescribable anxiety, worry, humiliation during the long period of 12.months during which the case was kept pending , the Government may be merciful to give him the benefit of hard earned leave and treat the period of absence from duty as a period spent on duty.

P Lakshminarayan 22/4/50
HEADMASTER.
Municipal High School. Tiruppattur.N.A.

T.K.M.G. Dated.22-4-50.

Advance copy sent to Govt to avoid delay

20/1

F

21 (12)

R.O.C. C.2/3688/50

Municipal Office, Tirupattur N.A.

Dated. 30--5--1950.

Submitted to the secretary to Government of Madras, Education Department, Fort Saint George, Madras. Final orders have already been issued in G.O. No. Ms. 552 Education dated 21-2-50 regarding how his period of absence should be treated. The orders passed on an appeal are final.

14061-16241 & (A)

FORWARDED.

ASSISTANT SECRETARY
3 JUN 1950
EDUCATION DEPARTMENT

1/6/50

CHAIRMAN.

J. Doraiswamy

COMMISSIONER. 30/5/50

14056

22

Not to issue ⑬ 23 Edu C

9259/F/50

Education - Secondary - Ml. High School - Tiruppattur, North Arcot - Sri. P. Lakshminarayana Naidu - Headmaster - reconsideration of orders passed by the Govt. - request for.

-

p17cf Memo. No. 9259/F/50-1 Edu d 29.5.50

p21cf From the Ml. Commissioner, Tirupattur, Roc. C.2/3688/ dated 30.5.50.

-

Memo. No Edu. d.

The attention of the Ml. Commissioner Tiruppattur is invited to the ~~Memo~~ references cited above and he is requested to forward with his remarks through the DPI the other two petitions from Sri P. Lakshminarayana Naidu dated 26.4.50 and 2.5.50 also reported to have been sent thro. him ~~with his remarks~~

p 1-5 cf and p 13cf

To The Ml. Commissioner
Tirupattur
Thro the C.M.C.
Copy to the DPI

9.6.50

cf 7/6/50. 8/6/50

P.T.

524

Note. Please see the letter from the

Note: The Commissioner, Tirupattur Municipality in p 21. cf. He may be requested to forward the other two original petitions from Sri P. Lakshminarayana Naidu d 26.4.50 and 2.5.50. also ~~rep~~ stated to have been sent to him.

p 1-5 cf and p 13 cf

The draft memo overleaf is for approval.

25

(14)

From
Mr. J.Doraiswamy B.A.,
Commissioner,
Tirupattur Municipality,
Tirupattur. N.A.

To
The Secretary to Government,
Education Department,
MADRAS.

THROUGH,

The Director of Public Instruction,
Madras.

R.O.C. C.2/3809/50. Dated. 6--6--1950;

8 JUN 1950
14814
EDUCATION DEPARTMENT

Sir,

Sub:- Education - Secondary - Municipal High School - Tirupattur Sri. P.Lakshminarayana - Headmaster, - Reconsideration of orders passed by Government - request for.

p 23 ante

Ref:- Government Memo. No. 9259-2/50-1 Edn. dated 29-5-50.

......

p 21 ante

The petition of Sri. P.Lakshminarayana dated 22-4-50 was already submitted to Government in this Office R.O.C. C.2/3688/50 dated 30-5-50. The other two petitions dated 26-4-50 and 2-5-50 are submitted herewith p 13 ante

HR 161-162 cf (A)

2. In G.O. No. 552 Education dated 21-2-50 the Government passed orders on the appeal petition of Sri. P.Lakshminarayana and those orders have been given effect to. There is no provision in the Rules for reconsideration of the orders.

V p 9 cf (A)

3. Out of the 14 charges framed against the Headmaster the Government set aside 12 charges and upheld charges 1 and 10. Charge No. 1 is that he caused loss to Municipal Funds and to the games Fund through his negligence and carelessness. Charge 10 is his failure to report the loss of the duplicate key. For his negligence in the matter of custody of the duplicate key he has been censured by Government. Charge 1 is mainly based on the fact that if the Headmaster had followed the instructions contained in Art. 193 of the Madras Account Code and remitted into the Treasury on 8-1-49 atleast a lump sum pending closure of the chitta, as was usualy being done on heavy collection days without keeping such a big sum in the school safe, the loss could have been avoided. Atleast to this end he had been negligent and careless. The charge is not that the iron safe was broken open with the duplicate key. Just a month previous to the theft under reference the previous peons, who were dismissed from service managed to remove the key of the safe kept by the Headmaster in his confidential box and removed cash to the extent of about Rs.40/- kept in the safe. Therefore, it is clear, that he was not careful in keeping the safe keys beyond the reach of anybody, and that was my conclution as may be seen from para 3 under charge 1 in my proceedings Roc. C.2. 278/49 dated 21-5-49. Hence the loss of money was not attributed to the loss of the duplicate key but to his negligence and carelessness in the custody of the keys of the iron safe which he had in his personal custody and in not having remitted into the Treasury atleast a lump sum as was the practice.

4. In reply to the District Educational Officer's query dated 27-1-49 the Headmaster stated that he made a search in the drawer of the safe and finding the duplicate keys missing, made a report to him. He did not however say in the report that it was not possible for him to remember at that distance of time where and by whom the keys were deposited. About the reappearance of the duplicate keys I am unable to say anything.

5. As requested by him subsequently the amount of each monthly instalment has been reduced from Rs. 50/- to Rs. 30/-

FORWARDED.
C. M. [illegible]
7/6/50
CHAIRMAN.

J. Doraiswamy
COMMISSIONER. 6/6

6-6-50

Advance copy submitted to the ~~Govern~~ secretary to Government Education Department Madras ✓

26

Edu (F)

Please see overleaf the copy of the ~~letter~~ original letter reported to have been sent to the D.P.I, containing the remarks of the Commissioner, Tiruppattur Mty. It may be awaited, and ~~if~~ necessary, the ~~Dire~~ D.P.I. may be reminded on 8/7/50.

13/6/50.

10/6/50

10/6/50

The memo reminder to Mr. Commr. Tiruppattur has been withheld.

10/6/50

177551/50

403

(15)

48056

From
Mr. J.Doraiswamy B.A.,
Commissioner,
Tirupattur Municipality,
Tirupattur. N.A.

To
The Secretary to Government,
Education Department,
MADRAS.

THROUGH,

The Director of Public Instruction,
Madras.

DIRECTOR OF PUBLIC INSTRUCTION
7051/R
8-JUN 1950
MADRAS

R.O. C. C.2/3809/50. Dated. 6--6--1950;

Sir,

Sub:- Education - Secondary - Municipal High School - Tirupattur Sri. P.Lakshminarayana - Headmaster, - Reconsideration of orders passed by Government - request for. p 404

Ref:- Government Memo. No. 9259-2/50-1 Edn. dated 29-5-50. p 17 ante

......

p 21 ante

The petition of Sri. P.Lakshminarayana dated 22-4-50 was already submitted to Government in this Office R.O.C. C.2/3688/50 dated 30-5-50. The other two petitions dated 26-4-50 and 2-5-50 are submitted herewith.

2. In G.O. No. 552 Education dated 21-2-50 the Government passed orders on the appeal petition of Sri. P.Lakshminarayana and those orders have been given effect to. There is no provision in the Rules for reconsideration of the orders.

3. Out of the 14 charges framed against the Headmaster the Government set aside 12 charges and upheld charges 1 and 10. Charge No. 1 is that he caused loss to Municipal Funds and to the games Fund through his negligence and carelessness. Charge 10 is his failure to report the loss of the duplicate key. For his negligence in the matter of custody of the duplicate key he has been censured by Government. Charge 1 is mainly based on the fact that if the Headmaster had followed the instructions contained in Art. 193 of the Madras Account Code and remitted into the Treasury on 8-1-49 atleast a lump sum pending closure of the chitta, as was usually being done on heavy collection days without keeping such a big sum in the school safe, the loss could have been avoided. Atleast to this end he had been negligent and careless. The charge is not that the iron safe was broken open with the duplicate key. Just a month previous to the theft under reference the previous peons, who were dismissed from service, managed to remove the key of the safe kept by the Headmaster in his confidential box and removed cash to the extent of about Rs.40/- kept in the safe. Therefore, it is clear, that he was not careful in keeping the safe keys beyond the reach of anybody, and that was my conclusion as may be seen from para 3 under charge 1 in my proceedings Roc. C.2. 278/49 dated 21-5-49. Hence the loss of money was not attributed to the loss of the duplicate key but to his negligence and carelessness in the custody of the keys of the iron safe which he had in his personal custody and in not having remitted into the Treasury atleast a lump sum as was the practice.

4. In reply to the District Educational Officer's query dated 27-1-49 the Headmaster stated that he made a search in the drawer of the safe and finding the duplicate keys missing, made a report to him. He did not however say in the report that it was not possible for him to remember at that distance of time where and by whom the keys were deposited. About the reappearance of the duplicate keys I am unable to say anything.

M'/

5. As requested by him subsequently, the amount of each monthly instalment has been reduced from Rs. 50/- to Rs. 30/-

FORWARDED.

C. N. Senniyappan 7/6/50

CHAIRMAN.

J. Doraiswamy 6/6/50

COMMISSIONER.

6-6-50

Advance copy submitted to the ~~Govern~~ secretary to Government Education Department, Madras.

12775/50

28

[illegible]

Commissioner of Public Instruction [illegible]

R.C.No. [illegible] C2/[illegible]/50 [illegible] dated [illegible]-1950.

Sub:- Education - Secondary - Municipal High School - Tirupattur - Sri P. Lakshminarayana - Headmaster - Reconsideration of orders passed by Government - Request for.

Ref:- Government Memo. No. [illegible] dated [illegible]

.....

1. The petition of Sri P. Lakshminarayana dated 22-4-50 was already submitted to Government [illegible] and the other [illegible] submitted [illegible]

2. In G.O. No. 582 [illegible] dated 17-3-50 Government passed orders on the [illegible] petition of Sri [illegible] and those orders have been given effect to. There is no provision in the rules for reconsideration of the orders.

3. Out of the 14 charges framed against the [illegible] Government set aside 13 charges and upheld charge No. 1 [illegible] loss to Municipal Funds [illegible] negligence and carelessness. [illegible]

[illegible]

R.C.No. 70 G1/49. Office of the Director of Public Instruction, Madras, dated 26th June 1950

ASSISTANT SECRETARY
17784
29 JUN 1950
EDUCATION DEPARTMENT

(16)

SUBJECT: Education--Secondary--Municipal High school, Tirupattur--Sri P. Lakshminarayana, Headmaster --Request for re-consideration of orders passed.

REF: From the Commissioner, Tirupattur Municipality R.C.No. C2/3809/50 dated 6-6-1950

-----

p 27 ante

Submitted.

The petition dated 22-4-1950 is stated to have been sent already to Government.

The remarks of the Commissioner are endorsed. There is no case for reconsideration of the previous orders of Government.

D. V. Paul [illegible] 26/6
For Director of Public Instruction

ptv 27/6

To The Secretary to Government, Education Department, Mdaras.

[illegible] 27/6

[illegible] 27/6

32

1756

88871 33

From
Sri.K.Seshachary B.A.,L.T.,
Commissioner,
TirupatturMunicipality,
Tirupattur, N.A.Dt.

To
The Secretary to Government of Madras,
Education Department,
Madras.

(18)

Through
The Director of Public Instruction,
Madras.

DIRECTOR OF PUBLIC INSTRUCTION
C2731 9/6
21 SEP 1950
MADRAS

Roc.C2. 3809/50 dated 6-9-1950.

Sir,

Sub:- Establishment--Municipal High school, Tirupattur--
Sri.P.Lakshminarayana Naidu, Headmaster--reverted as Assis-
tant--Further representation--Revised orders passed.

Ref:- G.O. No. Ms. 2203 Edn. dated 17--8--50.
Council Resolution No. 473 dated 1--9--50.

p31 cf9 (E) p3 infra p31 cf (E)

In G.O. No.Ms. 2303 Edn. dated 17--8--50, it has been ordered that no recovery should be made from Sri.P.Lakshminarayana Naidu towards the loss sustained by theft in the school and the amount if any recovered should be refunded to him. The above G.O. was placed before the council for information and write off the amount of loss. The council in Resolution No. 477 dated 1--9--50 has resolved to request the Government to reconsider the orders and to cancel the above G.O. as the Head-Master is primarily responsible for the loss due to neglect. A copy of the Council's Resolution is submitted herewith with my note for the council.

p3 infra

Under the above circumstances, I request orders of Government on the resolution.

18/9
Commissioner.

Forwarded.

C. M. S
Chairman. 19/9/50

18-9-50

Tks.18/9

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31

Edn.Deptt.(F)

(17)

859/1F/50

46
17/8

Estt - Municipal High School, Tiruppattur, N.Arcot District - Sri P. Lakshminarayana Naidu Headmaster - Reverted as Assistant-Further representation - Orders passed.

Read again: G.O.552 Education dated 21-2-1950 x — pp 161-162 of (A)
From Sri P. Lakshminarayana Naidu letter d/22-4-50 26-4-1950 & 2-5-1950. — x p 15 cf p 12 cf
From the Commr.Tiruppattur Mty.Rc.No.C2/3809/50 dated 6-6-1950 — ø p 13 cf p 27 cf
From the D.P.I.Rc.No.70 G1/49 dated 26-6-1950. — p 29 cf

***

G.O.Ms.No. 2303 Edn. d/ 17/8/50.

On a further consideration of the orders contained in para 2 of G.O.No.552 Edn.dated 21st Feb. 1950, the Govt. direct that no recovery should be made from Sri P. Lakshminarayana Naidu, former Headmaster, Municipal High School, Tiruppatur of the amount of the loss sustained through theft in the school in Jan. 1949. The amounts already recovered, if any, should be refunded to him. The orders in the G.O. cited above are hereby modified to this extent.

p 161-162/(A)

at (A)

2. With regard to para 4 of the Headmaster's petition he is informed that orders have already issued treating his absence from duty as such leave to which he was eligible.

on p 15 cf

21/8

To
The Commr.Tiruppattur Mty. thro' the C.M.C.
The D.P.I.
The I.L.B.
The P,D.B. North Arcot.
The Petitioner (through his P.D.B. North Arcot)
Scs.2.

16.8.50

16/8/50

16.8.50

(Approved by Secretary in ref.)

32

7

~~34~~

35

(19)

Copy of Council's Resolution No.473 dated 1-9-1950.

A3169 (E)

Read G.O. No.2303 Edn. dated 17--8--50 directing not to recover the amount of loss sustained by theft in the Municipal High school from Sri. P.Lakshminarayana Naidu.

Note to the Council:- May be recorded and the amount of loss written off.

Sd/- K.Seshachary,
Commissioner.

Resolution:- It was resolved to request Government to reconsider the orders. The opinion of the legal adviser will be obtained whether civil proceedings may be taken against him.

Sd/- C.M.Subramania Naidu,
Chairman.

/True copy/

18/9

Commissioner.

Tks. 18/9.

18-9-50 18/9/50

32

7

4/36

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20 37 5

ASSISTANT SECRETARY
5/10/50
OCT 1950
30764
EDUCATION DEPARTMENT

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION MADRAS
R.C.No. 2731 G1/50 dated 26--9--50.

Sub: Municipal High school, Tirupattur, North Arcot--Sri. [illegible] Lakshminarayana Naidu, former Headmaster, reverted as Assistant--Recovery or loss by theft or-de[illegible] to be refunded.

Ref: From the Commissioner, Tirupattur Municipality C2.3809/50 dated 6-9-50.

@@*@*@*@

p1 ante

Submitted.

4/10

For Director of Public Instruction.

To
The Secretary to Government,
Education Department, Madras.
C.R.29/9

6/3/x

32

2153

g1

(21)

38

From
Sri.K.Seshachary B.A.,L.T.,
Commissioner,
Tirupattur Municipality,
Tirupattur N.A.Dt.

To
The Secretary to Government,
Education Department,
Madras.

96679

Through
The Director of Public Instruction,
Madras.

DIRECTOR OF PUBLIC INSTRUCTION
MADRAS
13 OCT 1950
Misc - 2731 g1/50

Roc.C2. 3809/50 dated 9--10--1950.

Sir,

Sub:- ESTABLISHMENT--Municipal High school, Tirupattur-Sri.P.Laxmi-Narayana Naidu, Headmaster-Reverted as Assistant-Further representation--Revised orders--Instructions--Requested.

Ref:- This office reference C2. 3809/50 dated 6--9--50.

I request early instructions on this office reference quoted above.

Commissioner.

10-10-50
19.7.5

Forwarded.

C. M.
10/10/1950

Chairman.

Tks. 9/10.

~~30~~ D 7. 39

R.C. No. 3731. G1/50 dated 17-10-50

ASSISTANT SECRETARY
32782
18 OCT 1950
EDUCATION

Submitted.

2. Kind attention is invited to this office endorsement R.C. No. 3731. G1/50 dated 26-9-50.

17/10

for Director of Public Instruction,
Madras.

17/10

To
The Secretary to Government,
Education Department.

17/X

F
ASL

(not put up
(main file under O))

WO
Edn

(22)

C. 32782/F/50

Establishment - Ml. High School, Tirupattur - Sri P. Laxminarayana Naidu, former Headmaster - Further representation - Revised orders - request for reconsideration.

Fl. 1 cf.

From the Commr, Tirupattur Mlty, Tirupattur
Roc. L2. 3809/50. d 9.10.50.

Memo. No. Edn. d.

The Commissioner, Tirupattur Mlty is informed that the matter is under the Consideration of Govt.

To
The Commr
Tirupattur Mlty
thro the C.M.C.

24.10.50.
25/10

(C. 30764/F/50)

Note: The main file on this Subject is

P.T.O

~~3~~ (a)

is ~~under~~ in Circulation to HM (E&S). The interim reply in placite ~~in~~ is for approval. ~~added to~~ After issue the papers will be ~~filed~~ ~~with~~ the main file on return from Circulation.

Od on 24/10/50

24/10. 25/10

This has surely come back?

28.10.50.

Edu (F)

(23) ~~u Reg~~

30764/F/50

Establishment - Municipal High School, Tirupattur Sri P. Lakshminarayana Naidu, former Headmaster recovery of loss by theft - reconsideration of previous orders - request for - negatived.

p1-sef

p5-ef

From the Ml. Commissioner, Tirupattur Mlty.
R.O.C. C2 3809/50 d 6.9.50

From the D.P.I. Rc. No. 2731 G1/50 d 26.9.50

Memo. No 30764/F/50-1 Edu.d 28/10/50.

The Govt. See no ~~need~~ ground to ~~reconsider~~ modify the orders already issued in G.O. 2303 Edu d 17/8/50.

27.10.50

To
The Commissioner,
Tirupattur Municipality
Tirupattur,
N. Arcot Dt..

p31(E)

Thro C.M.C.

Copy to the D.P.I.

S/C.

26.10.50. 26/10

28/10.

40

(24)

Education(F)

9259/F/50

Sub: Education-Secondary -Municipal High School, Tirupattur - Sri P.Lakshminarayana, Headmaster-Request for re-consideration of orders passed.

..

✓ p15 cf
× pp1-5 cf
4 p13 cf
p 29 cf. p27 cf

Ref: From Sri P.Lakshminarayana, Tirupattur, Letters dated 22-4-50 and 26-4-50 and 2-5-50.

From the Commr.Tirupattur Mty.,Rc.No.C2/3809/50 dated 6-6-1950.,

From the D.P.I. Rc.No.70 G1/49 dated 26-6-1950.

..

p17 cf/ (X)
pp61-96/ (A) GO 552 21/2/50
p 51-59 cf/ (A)
'M' on pp 8-9 n f/ (A)

In July 1949 Sri P.Lakshminarayana Naidu, the then Headmaster of the Ml.High School, Tirupattur (now transferred to the Bd.High School, Jolarpet) appealed to Govt. against the orders of the Ml.Commr.reducing him to the status of an Asst.on several charges, framed against him. Only on two charges, viz.,(1) causing loss to Ml.funds through his negligence and carelessness and 2) failure to report the loss of duplicate keys of the iron safe, the Govt.considered that action was called for. The Govt- ~~The Govt.~~ took the view that the headmaster showed negligence in the matter of the custody of the duplicate keys of the iron safe of the school and that ~~the~~ he should have taken sufficient precautions to avoid the theft. Orders were issued in G.O.No.552 Edn. d/21-2-50 that he should be restored as Headmaster of the school, that he should be censured for his negligence and that he should make good the amount of loss of Rs.846-2-6 sustained by the school. The Govt.also ordered that the Headmaster's absence from duty during the period of his suspension should be treated as on such leave to which he might be eligible.

'X' on p19 n f/ (A)
and 'A' on p16 and p17 n f/ (A)

p 161-162 cf/ (A)

para 3 of orders on p 162 c f/ (A)

2.In his petition on pp 1-5 cf. Sri P.Lakshminarayana Naidu now reports that the missing duplicate keys of the iron safe are now seen safely deposited in the secret chamber of the safe and that the theft did not therefore occur through his negligence in the matter of the custody of the duplicate keys. He requests that he may be exonerated from the above two charges and that the recoveries from him of Rs.846-2-6 may be waived. He also requests that the period of his absence from duty may be

pp1-5 cf

p1-5 and p13 cf

p15 cf

P.T.O

treated as on duty.

3. The Commissioner, Tiruppattur Municipality whose remarks were called for, states that the loss of money was not attributed to the loss of duplicate keys but to his negligence and carelessness in the custody of the keys of the iron safe, which he had in his personal custody, and in not having remitted into the treasury atleast a lump sum as was the practice. He states that he is unable to say anything regarding the appearance of the duplicate keys. The D.P.I. has endorsed the remarks of the Commr. and observes that there is no case for reconsideration of the previous orders.

p27 cf

p29 cf

4. Attention is invited to the notes and orders on pp 8-19 nf. of G.O.552 Edn. dated 21-2-1950. These orders were issued as it was found established that the Headmaster could have exercised more care to prevent the theft of money and the loss of income from uncollected fees. Even assuming that the Headmaster is not negligent ~~with~~ in the matter of custody of the duplicate keys, there still remains the charge that proper care was not exercised by him in preventing the theft of money and the loss of income from the collected fees. The ~~quest~~ request of the Headmaster that the period of his absence from duty may be treated as on duty ~~does not seem admissible~~ need not be complied with -

p161-162 cf/(A)

'X' on p19 nf/(A)

p15 cf

For orders whether the Government may agree with the D.P.I., that there is no case for reconsideration of orders issued in G.O. No. 552, Edn., dated 21-2-1950 and that the request by the applicant may be rejected.

p24 cf

p161-162 cf/(A)

The orders passed by Govt. on the appeal of the Head Master were that the Head Master should have exercised more care to prevent the theft of money which occurred and the loss of income from uncollected fees - These orders were based upon the

15/7/50

15/7/50

page 19 nf & pages 161-162 of in (A)

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the circumstances relating to charges 1 and 10 and the observations of the D.P.I. thereon. The first of the charges related to the loss to the Municipal Council through theft which was alleged to have occurred by the Headmaster's negligence. Charge 10 related to the loss of the duplicate keys of the iron safe of the school which was broken open by the burglar and the Headmaster's failure to report the loss of the duplicate keys. The theft which occurred appeared to have been a carefully planned one, committed by a menial attached to the Municipal High School. The police found the case undetectable. The impression created was that the duplicate keys of the iron safe were not kept in a safe enough place and that the theft was committed with these keys. It has now transpired that the duplicate keys were not at all lost.

pages 11-12 nf in (A)

x p15 nf in (A)

M on p.3 cf.

2. The theft itself occurred in the following circumstances:

On a particular day in January 1949 the collections from the students of the school were stated to be so heavy that they went on till late in the evening, ~~that~~ The accounts could not be closed and the amounts collected could not be remitted to the Treasury on that day - On the next day which was a Saturday the Headmaster is stated to have attended the school to have the accounts closed but as the clerk could not complete the reconciliation of the accounts the amounts could not be remitted even on that day. The Headmaster's explanation for the non-remittance of the money to the Treasury was that in the circumstances it was unavoidable and that the cash had to be kept in the school Safe. He stated that he had taken precautions as he had ordered two peons for the night watch. These peons were on watch on these two days, but on the third day (Sunday) the peons absented from duty and on that night the theft occurred. These facts have not been denied. In the circumstances the posting of two peons specially for night watch should be considered to have been adequate, ~~as~~ as the theft was a planned one

para 4 of the note on pages 11-12 nf in (A)

- ibid

A + B on p12 nf in (A)

K on p12 nf in (A)

PTO

by one connected with the school, any guard would have been outwitted. It cannot be stated that there was negligence on the part of the Headmaster on this account.

3. In the circumstances referred to above and as the duplicate keys are now found to have been not lost, the charge against the Headmaster on account of the loss of the keys loses much of its seriousness.

— p 162 c.f in (A)

4. The Headmaster was censured and asked to make good the loss of Rs 846-2-6. Having regard to the facts explained above, there does not appear to be much blame attaching to the Headmaster. The Municipal Council was utterly prejudiced against him and wanted to get rid of him. The D.P.I. himself realised that the Headmaster was badly treated and suggested his transfer to another High School. He has accordingly been transferred as the Headmaster of a High School under the Nort Arcot District Board.

— pages 47-48 c.f in (A)

X/17 c.f.

5. In the light of the new facts disclosed there seems to be a case for a modification of the orders regarding the recovery of the loss in G.O.No. 552 Edn., dated 21-2-50.

pages 161-162 c.f in (A)

3.8.50

HM Edn.

Recovery of the money lost from the Headmaster would be justified only if it has been established that loss occurred through his negligence. At the time when the Govt. passed orders in G.O.No.552, Edn. dated 21-2-50, it was felt that the burglary might have been effected by the burglars having access to the duplicate keys of the Safe which were not kept in safe custody and that this in itself was evidence of the headmaster's negligence. It however now transpires that the duplicate keys had been deposited safely in the Secret Chamber of the Safe and that therefore the burglary could not have been effected through the use of these keys.

pp. 161-162 c.f of (A)

'M' at p.3 c.f.

C.9259/E/50

5/8

pp. 89-91 c.f. of (A)

Further, the headmaster has explained that owing to heavy collections it was not possible to remit the amount into the Treasury on the two days prior to the day on which the theft occurred. He had also detailed two peons for night duty until the amount could be remitted, ~~but~~ on the 3rd day (Sunday) the peons absented themselves from duty and thus facilitated the theft. In the circumstances I should think the headmaster had taken all reasonable steps to ensure the safe custody of the remittances and he could not be expected to guard against an unforeseen and unexpected case of deliberate burglary. ~~and~~ I do not therefore see how we can be justified in ordering the recovery of Rs.846-2-6 from him. I would ~~therefore~~ suggest that the order censuring the headmaster for negligence and also the order of recovery of the amount lost should be cancelled.

(A)/p.162 c.f.

4.8.50.

'A'

HM (E&L) That he was negligent there is no doubt. He should have deposited the money in the treasury without keeping it in the school. So the censure may remain. But the recovery may be waived.

5.8

SECRETARY
5 AUG 1950
EDUCATION DEPARTMENT

Edn (F)

Please see the orders in circulation above.

The draft order below is for approval. Please type draft as revised

14.8.50.

14.8.50

11/8/50

6.

Edu (F)

Please see Asst. Secy's orders at the bottom of ~~overleaf~~ p.s ante.

The ~~draft~~ revised draft order is submitted for approval.

Ch
16.8.50.
Dy
16/8

16.8.50

B 16.8.50

Edu (F)

(27)

30764 F/50

Establishment - Municipal High School, Tirupattur - Sri P. Lakshminarayana Naidu former headmaster - ~~request to reconsider orders issued~~ Recovery of loss by theft - Reconsideration of previous orders.

p 1-3 cf From the Ml. Commissioner, Tirupattur Mlty.
R.O.C. Cr 3809/50 d 6.9.50

p 5 cf From the D.P.I. Re No. 2731 G1/50 d 26.9.50.

p 61-96 cf / (N) GO 552 21/2/50. On the appeal of Sri P. Lakshminarayana Naidu, the then headmaster of the Ml. High School Tirupattur, now transferred to the Bd. High School, Jolarpet, against the orders of the Ml. Commissioner reducing him to the status of an Asst on certain charges, orders

p 161-162 cf / (N) were issued in GO 552 Edu d 21/2/50, restoring him to the post of the headmaster and censuring him for his negligence which ~~causing~~ resulted in the loss ~~of~~ of Municipal funds. Sri P. Lakshminarayana Naidu was also ~~requested to~~ directed to make good the amount of loss of Rs 846.2.6 sustained by the Ml. High School.

p 1-5 cf / (E) GO 2303 17/8/50 On a further petition ~~by~~ from Sri P. Lakshminarayana Naidu to exonerate him from the charge of negligence and carelessness and to waive the recoveries from him of Rs 846.2.6, orders

p 31 cf / (E) were issued in GO (Ms) 2303 Edu d 17.8.50 that no recovery should be made from him and that the amounts already recovered if any should be refunded to him.

p 5 cf
p 1 cf
p 3 cf
The D.P.I has now submitted the letter d 6.9.50 from the Commissioner, Tirupattur Mlty forwarding the resolution of the Ml. Council ~~requesting~~ wherein the Govt. ~~to~~ have been requested to reconsider the

p 31 cf / (E) orders issued in GO 2303 Edu d 17.8.50. In this

P.T.O.

C. 30764/F/50 9

9/10.

In this Connection attention is invited to the notes of this Dept on pages 1 to 5 n.f. and the orders in Circulation at 'A' on p5 n.f. / (E).

It is for orders whether the Commissioner, Tirupattur Mlty may be informed that the orders issued in G.O. 2303 Edu d 17.8.50 Can not be reconsidered.

~~D.S. may see prior~~ to ~~Circulation~~.

Ch
13.10.50.

14/10/50

No Reasons are given in the Reso- lution (E) for the Request for Reconsi- deration –

16.10.50.

The Commr.'s point that the Head Master is primarily responsible for the loss has already been taken into consideration in the orders in (E). HM's order was that a Censure would suffice & that the Recovery of the amount from the Head Master was not necessary & may be waived –

No Reconsideration of the orders in (E) is necessary –

16/10/50

18/10

19/10

HM (Edn)

HM Edn

21/10

SECRETARY
25 OCT 1950
EDUCATION DEPARTMENT

P.T.O.

Edu (F)

(28)

Please See the orders in Circulation on p 2 ante. The draft memo to the Commissioner, Tirupattur Mlty. is submitted below for approval.

After issue the papers may be filed with G.O. 2303 Edu d 17/8/50.

p 3 n.f. / (E)

Ch
26.10.50

26/10

27/10/50