Sectt. II-27—104,006—4-11-49.

Education (1950) Department.

closed
M

MS SERIES.

G.O. NO. 2767.

Dated 5-10-50.

69

[Despatch Abstract.]

M.E.S.S. — Sri J.H.S. Victor, Secondary grade trained teacher, Age rule — Relaxed.

Back Papers.

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

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	1098	Edn	21-6-55				

Pub (Sec) Dept

E & P.H. W.D.

D. 3149 · tle

W.D. 3149

CHIEF SECRETARY 16 MAR 1949 G.O.No. 749 GOVERNMENT OF MADRAS

ASST. SECRETARY TO GOVT. EDUCATION AND PUBLIC HEALTH 19 MAR 1949 3503

Pub (Sec) 4-a 749/49-1 18-3-49

T.H.S.,
20 B / 26, North St., Kailasapuram,
Tirunelveli Fnd. P.O.
Tirunelveli Dist.

To

The Chief Secretary to the Government of Madras,
Madras.

Subject: Redress of grievances.

Sir,

May I, Ex-ind/100088, R.I.A.F., Ex-Secondary grade Assistant, Government Training School for men, Tirunelveli, beg to bring to your notice the following few lines for your kind consideration and favourable action and humbly request to go through in detail

(2) I was born on 11-10-1914. I have a total war-service of 3 years 2 months and 26 days. My effective date of release from the R.I.A.F. was 14-11-1947. My name was registered in the Resettlement office 5891/47 on 24 9/47 for Government services as a qualified teacher and a clerk during my release leave. On the date of appointment as Secondary Grade Assistant in the Government Training School for men, Tirunelveli, my age was only 29 years 10 months and 6 days after deducting my war-service of 3 years 2 months and 26 days. I was also eligible for Government Service as a qualified teacher having scored more than the required marks for Government service, in the Public examinations. The appointment I was holding was a permanent vacancy. But discrimination was shown to me and I was discharged and my subsequent petitions to the Divisional Inspector of Schools were ignored. So I beg you humbly to Consider over my case with sympathy and kindness and mete out your refined justice to me as I am still out of a job with a big family to support.

(3) The letter L. Dis. 423 A/48, dated 7-10-48 from the Divisional Inspector of Schools, Madura Division, Madura for my letter Ref. 5891/47, dated 24 9/47, through the Employment Exchange office, Tirunelveli on 18 6/48 does not satisfy me in the

(Continued)

(4) The irregularities in the Department deprived me of my livelihood. So I take the liberty of approaching your esteemed self as I have full belief that justice will not fail me from you in the present Government. (Vide copy 1 & 2 attached)

(5) I applied for a vacancy on 21 10/47 stating clearly in my application that I was a war-service candidate (copy no. 3)

(6) The appointment order R.C. No. 970A/47, dated 7 11/47 of the Divisional Inspector of Schools, Madura Division made me a Government Servant qualified in every respect for Public Service on 12 11/47 under Rule 9(a) just one day prior to my effective date of release from the RIAF. On the date of appointment I was only 29 years 10 months and 6 days old after deducting my war-service of 3 years 2 months and 26 days my date of birth being 11-10-1914. (copy no. 4)

(7) On understanding that my case was not considered as a war-service candidate, I applied for regularisation of my services on 13-2-'48, before the expiry of the school year 1947 (copy no. 5)

(8) I received a reply from the Divisional Inspector of Schools L.Dis. C. 100 A/48 dated 20-2-48. (copy no. 6) belate

(9) In response to the letter, I forwarded my certificates etc. through the Resettlement office at Tirunelveli to the Divisional Inspector of Schools on 5-3-48, which was delayed by the Resettlement officer under the pretext that his office was not informed of the vacancy (copy no. 7)

(10) On 14-4-'48, in reply to the letter L.Dis.C. 100A/48, dated 20-2-'48, the Resettlement officer, Tirunelveli, forwarded my application through his office with his endorsement for which he was replied that the reserved vacancies would be published in the Gazette. This was notified to me by the Resettlement officer. (copy no. 8)

(Signed)

(11) I waited for the Gazette notification (4) and applied with all my certificates enclosed in original to the Divisional Inspector of Schools through the Employment Exchange office, Tirunelveli, as per the vacancies reserved for war-service Candidates published in the Gazette dated 4-5-'48, in reply to the letter L. Dis. C. 100A/48, dated 20-2-'48, not as a new applicant but as an applicant already in Government Service (copy No. 9)

P11 wife

(12) I applied for the reserved vacancy for the School year 1947 and not for 1948 as I had correspondences with the Divisional Inspector of Schools from 13-2-'48, with regard to the regularisation in the School year 1947 as per his direction in L. Dis. C. 100A/48 dated 20-2-48 (copy No. 6)

P9 wife

(13) I received a letter L. Dis. No. 215 A/48 dated 11/5/48 infotming me of my discharge from the Government Service (copy No. 10)

P12 wife

(14) Seeing the pre-planned injustice done to me by his office, I sent a pettition on 18-6-'48 - Redress of grievances" through the Employment Exchange office to the Divisional Inspector of Schools, Madura Division (copy No. 2)

P5 wife

(15) I received a reply from the Divisional Inspector of Schools Madura Division, Madura (copy No. 11)

P13 wife

(16) But his final reply, to my pettition, L. Dis 423 A/48 dated 7-10-'48 is not satisfactory to me as no justice had been done to me at all after making me wait for a period of more than 5 months with no job which means heavy loss to me. (copy No. 1)

(continued)

(17) The vacancy that I was holding was not a casual leave vacancy as stated by the Divisional Inspector of Schools but a permanent vacancy since I was posted in the place of one Mr. Yagappan who is a junior Deputy Inspector of schools to the present day and be it granted so, it is not I but my junior civilian should have been ousted, not a war-service candidate. The Divisional Inspector of schools had been misguided by certain interested parties. My application for regularisation of my services w.e.f. the date of first appointment was not for the vacancy of 1948 but for 1947 and before. I was ousted in order to show favouritism to my junior, a civilian, and to regularise his services who was holding a casual leave vacancy. I was ousted out though I had a claim as a war-service candidate better qualified in every respect for Public Service.

(18) I wish also to invite your attention to the fact that many irregularities which are open secrets are committed in that office.

(19) Lastly I wish to stress my claim that when my name was registered in the Resettlement office as a qualified teacher I was only 29 years 10 months and 6 days old and that when I was appointed on 12-11-47 then also I was only 29 years 10 months and 6 days old. On that particular day, the reserved vacancy was existing.

(20) In consideration of all the above facts, I beg you humbly to mete out justice to me in a true national Government. As I cannot enter into any other Government posts now being overaged, I pray the one that was held by me be at least given back to me as a means of justice.

Yours faithfully,

Tirunelveli Jn.
11-3-49

True Copy of the letter from the Divisional Inspector of Schools, Madura Division, Pallakulam P.O., Madura

1. Subject: Petition – Mr. J.H.S. Victor, Ex-Serviceman for appointment as teacher in Government Training School.

In continuation of my letter dated 18-8-48 cited above, I have to state that Sri. J.H.S. Victor cannot be recruited for appointment in Govt. Service as he is overaged. No doubt he held a temporary appointment as a teacher in the Govt. Training School for men, Tinnevelly for a short time from $12\frac{11}{47}$ to $15\frac{6}{48}$ and it is also true that on $12\frac{11}{47}$ he satisfied the age rule but the appointment was then made only on a temporary basis. He did not apply for recruitment in Govt. Service in 1947 with reference to my notification dated $29\frac{5}{47}$ in Part II B. of the Fort St. George Gazette along with other war servicemen who had applied for posts. When a casual leave vacancy arose in November 1947, I found that this man was immediately available and preferred him for the temporary appointment because he was a war serviceman. On this basis alone he cannot be considered as a duly selected candidate.

I advertised again for applications in April, 1948 and it was then that he applied for recruitment in Govt. Service through you – please see your Reg. No. 1589/47 dated 14-5-48. I found him overaged and hence I cannot select him.

Sgd. P.N. Chenna Nair
Divisional Inspector of Schools,
Madura Division

L. Dis. 423A/48
Dated 7-10-48

Dist. Employment Office
Palamcottah.
16-10-47.

We are in the Defence Dept now.

—×—

2. From

Victor. J.H.S (Ex-sid/100088, RIAF)
Secondary Grade Assist., Government Training School for men,
Tirunelveli

To The District Employment Exchange Officer, Tirunelveli.

Ref: 5891/47. Trade N.II.14. dated 24-9-47
Subject: Redress of grievances.

Dear Sir,

I was employed as Secondary Grade Assist. in the a/m Institution W.e.f. $12\frac{11}{47}$ under 9(a) in R.C. No. 970A/47 dated 7th Nov. 47 of the Pros. of the Divisional Inspector of Schools Madura Division, Madura.

As pros. L.Dis. C. 100A/48 dated $20\frac{4}{48}$ and R.C. No. 2624/4 dated $13\frac{5}{48}$ of the Divisional Inspector of Schools, Madura Division, I forwarded my application and certificates through the Employment Exchange office.

(Continued)

10

(1) (2) (3) (4)

Now I was discharged in Pros. L.Dis. No. 215A/48, dated 11/5/48 of the Divisional Inspector of Schools, Madura Division, the reason shown for my discharge was overage. I beg to invite your attention to 2(d) of Pt. I.B. of the Fort St. George Gazette dated 4th May and humbly beg you to redress my grievances for the following reasons.

(1). I was definitely within the age limit on 12-11-47 as my total military service was 3 years 2 months and 26 days.

(2). My effective date of release from the RIAF was 14-11-47, but I was employed on 12-11-47 just one day prior to the release. So I was in Continuous Government service without break. Taken this to consideration, I would be only 29 years 10 months and 6 days on my date of enrolment in the RIAF (3-3-1945) if my first war-service of 6 months and 15 days is deducted from the then age. So when I was employed on 12-11-47, I was only 29 years 10 months and 6 days old, when military service was deducted.

(3). If only my date of appointment (12-11-47) was taken into Consideration, irrespective of the Continuous Service, I would then also be aged only 29 years 10 months and 6 days. In any way I am definitely within the age limit prescribed

So I humbly beg you to check my age once again and grant me justice through the Employment Exchange office and take adequate steps for my reinstatement without break of Service and loss of pay as I am definitely within the age limit prescribed.

Tirunelveli,
Dated 18-6-'48

Sgd. (J.H.S. Victor)

Copy No. 3

3

From Victor. J.H.S.

To

The Divisional Inspector of Schools, Madura Division, Madura.

Subject: Application for teacher's post in the Government Training School.

Sir,

Having been given to understand that there are vacancies for Secondary Grade Teachers under you in the Government Training School, I beg to offer myself as one of the candidates for the same.

As regards my educational qualification, I beg to state that I have passed the S.S.L.C. examination (eligible) of the Madras University and I passed the P.S.L.C. examination in 1943.

I was working as a clerk in the Assistant Recruiting office at Palamcottah for about an year. I was working as an accounts clerk in the R.I.A.F. for the past 3 years and I have been working as a teacher prior to my joining the R.I.A.F. Now I am released.

If you are pleased to employ me, I feel sure that I can give you entire satisfaction in the prompt and faithful discharge of the duties that may devolve on me.

Thanking you in anticipation for a favourable reply.

Sgd. (Victor. J.H.S.)

Palamcottah,
Dated. 21-10-47.

— x —

Copy No. 4

4. Proceedings of the Divisional Inspector of Schools, Madura Division, Madura.
R.C. No. 9704/47, dated 7th Nov. 47.

The following temporary appointments of Secondary Grade teachers are ordered under Rule 9(a) of the Service rules.

1. Sri. A.R. Bindumadhavan (Secondary trained) to act as Secondary Grade Assist. Government Training School Villupuram (To join at once)

2. Mr. Victor. J.H.S. (Secondary trained) to act as Secondary Grade Assist. Government Training School, Tinnevelly (To join at once)

True copy forwarded
By order.

Sgd. P.N. Chamu Nair.
Divisional Inspector of Schools,
Madura Division, Madura.

(4)

Copy No. 5

5. From Victor. J.H.S., (Ex-mid/100088, AC, Clk. P/A) RIAF
Secondary Grade Assist.,
Government Training School for men
Tirunelveli

To

The Divisional Inspector of Schools,
Madura Division, Madura.

Through Proper Channel.

Ref: Your ref. R.C. No. 970A/47, dated 7th Nov. 47

Subject: Request for regularising my services under the rules of employment of Exservice Personnel in Government Services.

Employment Exchange Office
Reg. No. 5891/47
Trade N.II.14.
Dated 20-9-47

Sir,

I, Victor. J.H.S. (Ex-mid/100088, AC, Clk. P/A, RIAF.; Employment Exchange Reg. No. 5891/47, Trade N.II.14. dated 24-9-47) Secondary Grade Asstt., Government Training School for men, Tirunelveli, humbly beg to bring to your notice the following few lines for your kind Consideration and favourable action

I was employed as a Secondary Grade Asstt. in the above Institution w.e.f. 12-11-47 under rule 9(a) of the Service rules in R.C. No. 970A/47 dated 7th Nov. 47 of the Divisional Inspector of Schools, Madura Division, Madura I being a war-Service candidate humbly beg you to grant me the privilege of being employed under the rules of employment of the Ex-Service personnel in the Government Services.

Prior to my services in the RIAF for the past 3 years as an Accounts Clerk I was working in the Assistant Recruiting Office at Palamcottah as Paid Recruiter. Reg. No. 76. w.e.f. 5-11-43.

In Consideration of my total war Service of over 4 years, I humbly beg you to grant me the same privilege as has been given to the other Ex-service personnel in Government Services and to employ me under the rules of employment of Ex-service personnel. I also humbly beg you to regularise my services w.e.f. the date of first appointment.

Tirunelveli
13-2-48

Sgd. Victor. J.H.S.

(5)

Copy No. 6

Ref:— Copy of Pros. L. Dis. C. 100A/48 dated 20-2-48 of the Divisional Inspector of Schools, Madura Division

Subject:— Regularisation of appointment — Sri. J.H.S. Victor, Secondary Grade Asstt. under Rule 9(a), Government Training School, Tinnevelly.

Ref:— Copy of petition dated 13-2-48 from Sri. J.H.S. Victor.

The Head-master, Government Training School, Tinnevelly is requested to inform the teacher that in case he desires to be recruited for a reserved vacancy, he should submit an application through the Resettlement officer of the District, enclosing his general and professional qualification certificates and also a copy of his military discharge certificate.

L. Dis. C. 96/48, dated 24-2-48.

Communicated to Sri. J.H.S. Victor for information and guidance.

Sged. A.V. SankaraSubbayer
dated. 1-3-48
Head-master
Govt. Training School, Tinnevelly.

×

7. From Victor. J.H.S. (Ex-iid/100088, RIAF)

Employment Exchange.
Reg. No. 5891/47
Trade N.II.14,
Dated 20-9-47

To
The Divisional Inspector of Schools
Madura Division, Madura.

Through
The Resettlement officer
Tinnevelly Dist.

Ref. ① Your ref. R.C. No. 970A/47, dated 7.11.47 (above)
② Pros. L.Dis. C. 100A/48 dated 20-2-48

Subject: Request for recruiting me for a reserved vacancy under you as a war-service candidate.

Sir,

I, Victor. J.H.S. (Ex-iid/100088, RIAF) Secondary Grade Asstt. Govt. Training School for men, Tinnevelly humbly beg to bring to your notice that I was employed as Secondary Grade Asstt.

(Continued)

7 in the above Institution w.e.f. 12-11-47 under rule 9(a) of the Service rules in R.C. No. 970A/47 dated 7th Nov. 47 of the Divisional Inspector of Schools, Madura Division, Madura. I being a war-service candidate humbly beg you to recruit me for a reserved vacancy and regularise my services w.e.f. the date of first appointment.

Prior to my services in the RIAF for the past 3 years as an Accounts Clerk, I was working in the Assist. Recruiting office at Palamcottah as Paid Recruiter Reg. No. 76. w.e.f. 1-11-43

In Consideration of my total war-service of about 4 years I humbly beg you to recruit me for the reserved vacancy and regularise my services w.e.f. the date of first appointment.

I herewith enclose S.S.L.C No. 50043.C dated 3-11-1928, P.S.L.C. No. 9764/43 dated 23-5-43, a copy of Release Certificate and P.R. certificate.

Tinnevelly
5-3-48

Sgd. J.H.S. Victor.

— x —

Copy No. 8

8. From
Victor J.H.S. (Ex-ind/100088, RIAF)

To
The Resettlement officer, Tinnevelly Dist.

Ref: Reg. No. 5891/47, Trade N.II.14, dated 20-9-47

Subject: Request for recommendation to the Divisional Inspector of Schools Madura Division, Madura, for recruiting my services to the reserved vacancy as Secondary Grade Assist. in the Govt. Training School and to regularise my services w.e.f. the date of appointment in my present post. Vide Copy Proc. L.Dis. C/100A/48 dated 20/2/48 of the Divisional Inspector of Schools, Madura Division.

Sir,

I, Victor. J.H.S (Ex-ind/100088, RIAF), Secondary Grade Assist. Govt. Training School for men, Tinnevelly, humbly beg to bring to your notice that I was employed as Secondary Grade Assist in the a/m Institution w.e.f. 12-11-47 under rule 9(a) of the service rules in R.C. No. 970A/47, dated 7th Nov. 47 of the Divisional Inspector of Schools Madura Division.

When I understood that war-service candidates were appointed as "officiating" w.e.f. the date of appointment in the Government Services,

(Continued)

I wrote to the Divisional Inspector of Schools requesting him to make my appointment as officiating for which I received a reply in Pros. L.Dis.C. 100A/48 dated 20/2/48 of the Divisional Inspector of Schools, Madura Division, a copy of which is attached herewith for your kind perusal along with Copies of P.R. Certificate & RIAF release Certificate.

As I am qualified for the post that I am holding being within the age limit when taken into consideration my total war service of over 3 years, I beg humbly your goodself to recommend me for the reserved vacancy and regularise my services w.e.f. the date of first appointment in my present post.

Govt. Training school for men
Tinnevelly,
14-4-48

Sgd. J.H.S. Victor.

— x —

Copy No. 9

9. From Victor. J.H.S. (Ex-ind/1000 88, RIAF)

To The Divisional Inspector of Schools, Madura Division, Madura.

Through The Employment Exchange Officer, Tinnevelly dist.

Ref: 1. Employment Exchange Reg. No. 5891/47, dated 24-9-47
2. Pros. L.dis.C. 100A/48, dated 20-2-48 of the Divisional Inspector of schools, Madura Division.

Subject: Application for recruitment to reserved vacancies & Regularisation of my present appointment w.e.f. 12-11-47

Sir,

Having seen in the "Fort St. George Gazette" dated 4-5-48 that there are reserved vacancies for Secondary Grade Teachers under you, I beg to submit my application as one of the Candidates for the recruitment to the reserved vacancy.

I am working as a Secondary Grade Assist. w.e.f. 12-11-47 in the a/m Institution under rule 9(a) of the Service rules

As regards my educational qualification, I have passed (eligible) the S.S.L.C. examination of the Madras University having scored marks eligible for public services.

(Continued)

22

(8) (13) 23

9. With regard to my professional qualification, I beg humbly to state that I am holding a Secondary Grade Teacher's certificate.

I have put in a total war-service of 3 years 2 months and 26 days partly as Paid Recruits at Assistant Recruiting office at Palamcottah and partly as Accounts clerk in the R.I.A.F. The discharge and release certificates of both in original are herewith attached.

Taking into consideration my total war-service, I beg you humbly to regularise my appointment w.e.f. 12-11-47 in my present post as I am within the age-limit prescribed, my date of birth being 11-10-1914 and effective date of release being 14-11-47.

I am herewith forwarding S.S.L.C. book No. 50043 C; Secondary Grade Teacher's certificate No. 9764/43; discharge certificate; R.I.A.F. Release book No. 2DC/6327/47; Character certificate & Transfer certificate No. 60/1931-32.

Government Training School for men
Tinnevelly,
11-5-48

Sgd. J.H.S. Victor.

—x—

Copy No. 10

10. Copy of Proc. L. Dis. No. 215 A/48 dated 11/5/48 of the Divisional Inspector of Schools, Madura Division.

Read:— Endt. R.C. No. 364 A/48, dated 7-5-48 of the Dist. Educational Office, Tinnevelly West.

The teacher Sri. J.H.S. Victor having exceeded the age-limit for public Service even after Computing the military Service of 3 years and 2 months, he should be discharged.

Sgd. P.N. Chenna Nair
Divisional Inspector of Schools, Madura.

R.C. 364 A/48 dated 10-6-48 Communicated to the Head-master Govt. Training School, Tinnevelly with reference to his R.C. 183/48 dated 4-5-48.

Sgd. N. Vasudevan
Dist. Educational Office
Tinnevelly West.

R.S. 12.6.

(Continued)

24

Copy no. 11

5891/47

Dist. Employment office.
Palamcottah
23-8-48

Memo

He is informed that the Divisional Inspector of Schools, Madura Division, Madura, has informed me that he is examining the question of appointing the applicant. As soon as a reply is received from the Divisional Inspector of Schools, the same will be communicated to him.

Sgd.

23-8-48

Dist. Employment Officer,
Tinnevelly.

—— x ——

True copy

S.S.L.C. Book. Serial no. 50043. C.

Reg. no. 17737/31.

Marks at the Public examination.

English.	
Ver. Composition & Translation with Tamil Text.	41 50
Ele. Mathematics	73
Algebra & Geometry	61
Physics.	50

—— x ——

Sgd.

Edn & P.H. Dept (C),

Endt. 21503-C1/49-1 Edn dt- 19-3-49

Referred to the Director of Public Instruction for remarks.

Asst Secretary to Govt

To

The Director of Public Instruction.
(To be returned with reply).

Copy

Madras Educational Department

Teacher's certificate

No. 9764/43

Secondary Grade.

Certified that J. H. Selladurai Victor passed the Training-school Leaving certificate Examination held in March 1943.

Last day of the Examination 18-3-1943

General Educational Qualifications. S.S.L.C.

Percentage of marks obtained at the Training-school Leaving certificate Examination 44 (Forty four)

(By order)

Sgd. P.V. Lekshmi Nair

Secretary to the Commissioner for Government Examinations

Madras,
23-5-1943

28 15 Page 2.

1. Name of student [in block letters) J.H.SELLADURAI VICTOR
2. Name of father : JOSEPH HEYNES.
3. Date of birth (by christian era and the month and year of birth in words) 11-10-1914 (11th october nineteen fourteen)
4. Sex. : male.
5. Religion and caste : Indian Christian.
6. Name of school where he underwent training :
   Bishop Sargent
   Secondary Training School
   Palamcottah.
7. Period of training : July 1941 to March 1943
8. Personal marks of identification —
   (1) A small 1"x2" discoloured patch on medial aspect of right arm.
   (2) A small scar on right knee.
9. Signature of holder. J. H. Victor

Sgd. Sathia Samuel
Dated 30-10-1942 Signature of Head-master.

CNO. 779.

To
The Director of Public Instruction.
(To be retd with reply).

Asst Secretary to Govt
17/8/43

Reminder

CNO: 1229

From Victor. J.H.S. (Ex-ind/100088, RIAF; Ex-Secondary Grade Assistant, Government Training School for men, Tirunelveli.)
No. 20.B. 26, North street, Kailasapuram
Tirunelveli Ind. P.O.
Tirunelveli Dist.

ASSISTANT SECRETARY TO GOVERNMENT 1317 10 APR 1949 To CHIEF SECRETARIAT

The Chief Secretary to the Government of Madras.
Madras.

Ref: Reg. Letter No. 12. "Redress of Grievances" dated 11-3-49

Subject: Request for reinstatement in the Government services.

Sir,

In continuation of my registered letter No. 12. "Redress of Grievances" dated 11-3-49, addressed to you, may I beg to bring to your notice, the following few lines for your kind perusal and favourable action.

I was employed in the Government Training School for men, Tirunelveli on 12-11-47 and I was discharged on 15-6-48, to provide a vacancy to a civilian candidate ignoring my war-service of 3 years 2 months and 26 days. My appeal to the Divisional Inspector of Schools, Madura Division, Madura having been ignored with an unsatisfactory reply, I appealed to you on 11-3-49 with all the copies of correspondences passed between the Divisional Inspector of Schools, Madura Division and me for which I never received any reply from you.

As 1½ months have elapsed since my appeal to you with no reply, I beg humbly to remind you once again of the extreme necessity of immediate justice to me in the way of reinstatement with no loss of pay and break of service. I am awaiting the justice for about an year with no job as I have stronger claims for the job I held as war-service candidate in the hope that I would be reinstated. If however if you find the case beyond your power please let me know by return of post that I may take earlier steps for my legitimate right.

(1) My name was registered in the Resettlement office (5891/47) on 24/9/47 as a qualified Secondary Grade Teacher & clerk, when I was only 29 years 10 months and 6 days old after computing my war-service.

P.T.O.

(17) 31

(2) I was employed as Secondary Grade Assistant in the Government Training School for men, Tirunelveli on 12-11-47, when I was only 29 years 10 months and 6 days old just one day prior to the expiry of the release leave from the RIAF.

(3) On 12-11-47 and on the date of my application for the reserved vacancy as Government Servant already employed, through the Resettlement office, the reserved vacancy was in existence.

(4) I was a Candidate duly qualified for Public Service Commission in age and other qualifications.

(5) There was no necessity to oust out a War Service Candidate to provide a vacancy to a Civilian Candidate.

Under these circumstances, I request you humbly to take immediate action for my reinstatement as I have already waited for a very long time with no job and also request you humbly to let me know if I should wait for any more specified period.

An early reply is solicited.

Yours faithfully,

Tirunelveli Ind. P.o.
28-4-49

Pub. (Ser) C dept

Pub (Ser-I) no 1317/49-1 3-5-49

Please see the petition from plaintiff. The former petition was sent to E & P.H dept with this depts' U.O. no. 749/49-1 d 18-3-1949. This may also be sent to them in Continuation.

1/5/49

2/5/49

E&P.H.

ASST. SECRETARY TO GOVERNMENT EDUCATION AND PUBLIC HEALTH DEPTS. 3 MAY 1949

32

DIRECTOR OF PUBLIC INSTRUCTION
1 MAY 1949
MADRAS

Education Public Health dept (C1)

Endt: 21503-C1/49-2 Edu dated 16/5/49
Refered to the Director of Public Instruction
for remarks in continuation of Govt Endt
No 21503-C1/49-1 Edu dated 19/3/49

To. The Director of
Public Instruction

for Asst Secretary to Govt

13/5/49

14/5/49

C-4

33

ROC. No. 773-C4/49.

Office of the
Director of Public Instruction,
Madras-6, dated 10th Sept. 1949.

Sub: Appeal - Sri.J.H.S. Victor, Secondary Grade Teacher - Appointment in a Government Training School.

Ref: Govt. Endts. No. 21503-C1/49-1 & 2 Education dated 19/3/49 and 16/5/49.

&&&

SECRETARY TO GOVT. EDUCATION & PUBLIC HEALTH
14 SEP 1949
70834

Resubmitted.

2. A copy of the Endt. RC.No. 262-A/49 dated 17/4/49 of the Divisional Inspector of Schools, Mathurai Division, is enclosed. If the temporary service of this teacher from 12/11/47 to 14/6/48 is taken into account as per G.O. No. 421 Public (Services) Dated 25/2/48, he would have satisfied the age requirements on 1/7/48 and if Government consider the case a fit one, they may pass orders permitting the regular appointment of the teacher.

for Director of Public Instruction.

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

*****

Copy of the remarks of the Divisional Inspector of Schools, Mathurai.

The position regarding appointment of war service candidates for the reserved vacancies in this Division is explained below:

15 posts of Secondary Grade teachers were reserved for war service candidates in this Division, of which 2 are now in Madras District which ceased to be a part of my division in May 1948. Two posts reserved for war service candidates have been abolished consequent on the conversion of the Government Training School, Cuddalore into a Basic Training School (Temporary). This will leave only 11 posts which had to be filled in by war service men. The appointment against these posts are as follows.

1946	1
1947	8
1948	1

2 war service candidates who had applied for posts and whom I appointed in 1947 and 1948 declined to join the appointment. This will show how I endeavoursed to fill in the reserved posts for war service men.

Among the 18 secondary grade teachers who were recruited for appointment in the Government Training Schools in this Division during 1947, 8 were war service candidates. The appointments were made in July 1947. In all these cases the applications were received through the Resettlement Officers of the respective districts as required in Director's Procs. Rc. 1330-C6/46 dated 18/6/47.

...2

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(19)

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Sri. J.H. S. Victor is a war service candiate, but he did not apply through the Resettlement Officer, nor did he apply in time with reference to my advertisement for posts in April 1947. He was in the Military service till November '47 and he applied for secondary grade teacher's post in civil employ only in October 1947.-- Please see the copy of his application dated 21/10/47 enclosed with his appeal. He did not even give his age in the application. A casual vacancy (due to the temporary promotion as Junior Deputy Ispector of Schools of a Secondary Grade Teacher i.e. Sri.P. Subbiah Pillai) arose in the Government Training School, Tirunelveli -- Sri.J.H.S. Victor was a war service candidate. I appointed him as a Secondary Grade teacher in the vacancy under Rule 9(a) only in preference to other candidates. He accepted the appointment and worked in the post from 12/11/1947 to 15/6/48. On 6/2/48 Sri.J.H.S. Victor applied to me through the Headmaster, Government Training School, Tirunelveli for regularising his appointment. I replied to him as follows on 20/2/48.

> "The Headmaster, Government Training School Tirunelveli is requested to inform the teacher that in case he desires to be recruited for a reserved vacancy, he should submit an application through the Resettlement Officer of the District enclosing his general and professional qualification certificates and also a copy of his military discharge certificate."

It will thus be adequately clear why I had to continue him under Rule 9(a) of the Rules for Provincial and Subordinate Services. In view of the summer vacation he had to be discharged along with the other UNQUALIFIED teachers with reference to the orders contained in para 3 of your Procs. Rc.No.822-C4/47 dated 15/3/1947 and C.1137-C4/48 dated 2/4/48. The Headmaster, Government Training School, Tirunelveli addressed me through the Dt. Edl. Officer on 22/4/48 whether Sri.J.H.S. Victor and another secondary grade teacher who were then working in the school under 9(a) could be retained for the vacation. He gave the particulars of qualifications, and age etc. of the 2 candidates. I found that Sri.J.H.S. Victor was then over-aged. I ordered that Sri.J.H.S. Victor cannot be retained for the vacation. His age on 15/6/48, the date of his discharge from the Government Training School, Tirunelveli was 33 years and 8 months. Deducting his war service 3 years and 3 months, he was distinctly over-aged. He crossed the age limit in January 1948.

I advertised for posts again in April '48 and on this occasion, he applied for recruitment in Government service through the Dt. Employment Officer, Palamcottah. The Dt. Employment Officer sent a special note to me in his letter No. 5891/47 dated 18/6/48 and I gave him a suitable reply in my L.Dis. 423-A/48 dated 7/10/48 (copy of correspondence enclosed). There was no further correspondence from the Dt. Employment Ex Officer; he was satisfied with the reply.

The allegations contained in the petition are not correct. It may be seen from the above facts that he was not ousted just to favour another candidate. The Director may kindly take note of his conduct in making false allegations. He is at liberty to represent his case but he should not make insinuations and false allegations. There was no dearth of vacancies. It was only on account of his own failure to submit his application through the Resettlement Officer in time that he had to go without

...3

government appointment. He is now overaged and I am unable to appoint him as a probationer under the rules. If the Director orders that the appointment of Sri.J.H.S. Victor in November 1947 can now be regularised or if he is exempted from the age rules, I have no objection to give him probation with retrospective effect from 12/11/1947.

Sd... .....
Divisional Inspector of Schools,
Mathurai Division.

/ True copy /

for Director of Public Instruction.

kn.11/9/-

POST COPY OF THE TELEPHONIC MESSAGE, DATED NOV. 10th 1949.
No.773 C4/49.

From

12 NOV 1949

The Director of Public Instruction
Madras.

To

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

Sub:- APPEAL -- Sri J.H.S.Victor - Secondary Grade Teacher - Appointment in a Government Training School.

Ref:- This office endt., Roc.No.773 C4/49 dated 10-9-49.

Kindly let me know whether any orders have been passed by the Government on the above reference.

(SJ/10/11).

For Director of Public Instructon.

40

EPH
C1

41

(22)

Appeal - Sri J.H.S. Victor, Secondary grade teacher - Appointment in a Govt. Training School.

3rd/14th Page

From the D.P.I No. 773-C4/49 dated 10-9-49.

Memo No. 21503-C1/49-4 Edn dated 12/11/49

The D.P.I is requested to state whether there was recruitment for ~~to~~ non-reserved vacancies in 1948 for appointment as Secondary grade teachers in the Nattumai Division and whether Sri J.H.S. Victor ~~the petitioner~~ applied for such a vacancy ~~during 1948~~.

DPI
12/11/49

20. The D.P.I

11/11/49.

DPI
11/11/49

DPI
17/11

42

C.F. 32 (a).

EDUCATION Department

From (Name)

Designation The Director of Public Instruction,

Station Madras.

Received 25 Registered (29)

To

The Secretary to the Government, Education and Public Health Department, Madras.

43

Enclosures:

Roc. No. 779 C4/49 dated 22-12-1949.

ASST. SECRETARY TO GOVERNMENT 25 DEC 1949 EDUCATION AND PUBLIC HEALTH DEPTT.

Sir,

Sub: Appeal-Sri J.S.Victor - Appointment as Secondary Grade Teacher in Government Service.

Ref: Govt. Memo.No.215031/1/49-4 Education dated 12-11-49.

100692

I invite the attention of Government to paragraph 4 of the Endorsement Roc;No.262 A/48 dated 17-4-49 of the Divisional Inspector of Schools, Mathurai. I may state that there was recruitment of candidates to the non-reserved vacancies in 1948 and Sri V. Victor applied for the same.

Yours faithfully,

For Director of Public Instruction.

vs.22.12.

44

45 EPF C1

(24)

Appeal – Sri J.H.S. Victor, Secondary grade teacher – Appointment in a Govt. Training School

W P24CF From the D.P.I. No. 779 C4/49 dated 22-12-49

Memo No. 21503-C1/49-6Edn dated 7-1-50

68/9/11

J.H.S

The D.P.I. is requested to state why Sri. Victor was not selected for any of the non-reserved ~~vacancies~~ vacancies in 1948 for which he applied. He is informed that the action of the Divisional Inspector Madurai in not selecting Sri. Victor to the reserved vancy in 1947 is in order.

To, The D.P.I

11/1

7/1/50

7/1/50

7/1/50

P.C. to S/o T.P. dated 7/3/50

From. The A.S. to Govt
Edn dept

do, The D.P.I

Ref: Govt. Memo no 2503- C1/49-6 Edn dated 7-1-50 regarding the appointment of Sri J.H.S. Victor as a Govt. Training School

Please expedite your reply

TB
6/8/50

dp
6/3/50

arrange
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arne
7/3/52

POST COPY OF TELEPHONE MESSAGE NO.779-C.4/49

Office of the
Director of Public Instruction,
Madras, Dated 21-3-1950.

From

The Director of Public Instruction, Madras.

To

The Secretary to Government,
Education Department, Madras.

ASSISTANT SECRETARY
25 MAR 1950
4440
EDUCATION DEPARTMENT

Subject: Appeal Sri J.H.S. Victor - Secondary Grade Teacher - Appointment in a Government Training School

R e f: Your T.M. dated 7-3-1950.

The matter is under correspondence with the Divisional Inspector of Schools. A reply will be submitted to Government immediately on receipt of further particulars.

for Director of Public Instruction.

RVR 22/3/-

EDUCATION DEPARTMENT

From

The Director of Public Instruction,
Madras.

To

The Secretary to Government,
Education Department.

ASSISTANT SECRETARY
EDUCATION DEPARTMENT
18 MAY 1950
11573

Sir,

Roc. 779-C.4/49 dated 13.5.'50

Sub: Appeal - Sri J.H.S. Victor - Secondary Grade teacher for appointment in a Government Training Schools -
Ref: Govt. Memo. 21503-C.1/49-6 Edn., dated 7-1-'50 and Telephonic Message dated 7-3-'50

The matter is still under correspondence with the Divisional Inspector of Schools, Mathurai. A reply will be submitted to Government on receipt of further particulars from him.

Yours faithfully,

for Director of Public Instruction.

13.5.

52

From

The Director of Public Instruction,

Madras.

To

The Secretary to Government,

Education Department.

Sir,

Roc. 779-C.4/49

Sub: Appeal - Sri J.H.S. Victor - Secondary Grade Teachers for appointment in a Government Training School.

Ref: Govt. Mem. No. 21503-C.1/49-6 Edn., dated 7-3-'50.

Telephonic Message dated 7-3-'50.

The matter is still under correspondence with the Director of Collegiate Education, Madras. A reply will be submitted to Government on receipt of further particulars from him.

Yours faithfully,

for Director of Public Instruction.

53 Edn(D)

Appeal - Sri J.H.S. Victor, Secondary grade teacher - Appointment in a Govt. Training School

P28cf From the D.P.I. No. 779 - C.4/49 dated 12-5-50

Memo No 21503-D/49-7 Edn dated 23/6/50.

The D.P.I is requested to state when his final reply to Govt. Memo No. 21503 - C1/49-6 Edn dated 7-1-50 on the above subject will be sent. The matter has been pending for more than five months.

To The D.P.I.

RCB 19/6/50

Clerk 21.6.50

Sec 22/6/50

From

The Director of Public Instruction, M a d r a s.

To

The Secretary to Government,
Education Department.

R.O.C. No.779 C4/49 dated 26th July 1950.



Sir,

Sub: Appeal - Sri J.H.S. Victor, Secondary grade teacher for appointment in Government Training schools.

Ref: Government Memo No.21503 C1/49-6 Edn., dated 7-1-1950 and Memo No.21503-D/49-7 Edn., dated 23-6-1950.

&&&&

In May 1948, the Divisional Inspector of schools, Mathurai Division invited applications for recruitment of candidates to the posts of Secondary grade teachers, Physical Training Instructors and Manual Training Instructors, in respect of both reserved and non-reserved vacancies. Sri J.H.S. Victor and Sri M. Rajaiah, War service candidates had applied for secondary grade teachers posts. The Divisional Inspector, Mathurai has given reasons why he had not considered Sri Victor for appointment as secondary grade teacher - vide his letter R.O.C.No.262 A/49 dated 27-5-1950 copy enclosed.

2. The reason why the Divisional Inspector had not selected Sri Victor for any of the non-reserved vacancies in 1948 for which he applied, was that he did not apply specifically for the non-reserved vacancy. It is true that the Divisional Inspector invited applications for recruitment for the posts of secondary grade teachers in respect of both reserved and non-reserved vacancies. While applying for the post of a secondary grade teacher, Sri Victor indicated at the top of the application as "Application for appointment as Secondary grade assistant" whereas in the body of the application he stated that he was applying for recruitment to the reserved vacancy. In view of the fact that Sri Victor is fully qualified (including age) for appointment to the post of secondary grade teacher in a non-reserved vacancy and having regard to his temporary service in this Department, the Divisional Inspector could have considered him for appointment in a non-reserved vacancy. If there is no objection, Government may be pleased to permit the Divisional Inspector to appoint Sri Victor as a regular probationer in the category of Secondary grade teachers.

3. The application submitted by Sri Victor is enclosed for reference and return.

for Director of Public Instruction.

Copy of letter R.O.C.No.262 A/49 dated 27-5-50 from the Divisional Inspector of schools, Mathurai to the Director of Public Instruction, Madras.

&&&

Sub: Appeal - Sri J.H.S. Victor, secondary grade teacher.
Ref: Director's proceedings R.C.No.779 C4/49 dated 10-5-50.

&&&

I submit herewith my office Dis. File No.1231/48 (pages 1-162) relating to the recruitment of secondary grade teachers in 1948 and also a copy of the gazette notification dated 4-5-48 as desired by you. As there have been protracted correspondence on this subject for sometime, I wish to make the position as clear as possible and I, therefore, add the following remarks:-

p.t.o.

56 31 - 2 -

2. It may be seen from para 2 of my endt. R.C.262 A/49 dated 17-4-49 in reply to your proceedings R.C.779 C4/49 dated 29-3-49, that there was one reserved vacancy which remained to be filled up after the recruitment of war service candidates in 1947. It was for this reason that mention had to be made about applications of war service men in para 7 of the notification. In response to this advertisement in 1948, two war service candidates applied for the reserved vacancy. They were Sri J.H.S. Victor (the appellant) and Sri M. Rajaiah, Nos.17 and 21 respectively in the consolidated list in the Dis. file enclosed. I selected Sri M. Rajaiah, as he satisfied the age rule. I found Sri J.H.S. Victor overaged even after computing his war service and I did not consider him for the reserved vacancy. I issued orders appointing Sri M. Rajaiah, but he subsequently declined to join Government service. Thus, there was no recruitment for the reserved vacancy in 1948. Having regard to G.O.1444 Public Service dated 16-5-47, the vacancy is considered as de-reserved.

3. I did not consider Sri J.H.S. Victor for a non-reserved vacancy with reference to G.O.No.421 P.S., dated 25-2-1948, because he did not apply for it, please see his application submitted to you already with my letter dated 4-3-1950.

---

for Director of Public Instruction.

Application for appointment as Secondary Grade Assistants

From
Victor J. H. S. (Ex-wid/100088, RIAF)
Secondary Grade Assistant,
Govt. Training School for men,
Tinnevelly.

To
The Divisional Inspector of Schools, Madura Division
Madura.
Palamcottah P.O.

Through
The Employment Exchange Officer
Tinnevelly District.

Ref: Employment Exchange Reg. No. 5891/47, N.II.14., dated 24/2/47
Pros. L. Dis. C. 100A/48, dated 20-2-48 of the Divisional Inspector of Schools, Madura Division.

Subject: Application for recruitment to reserved vacancies & regularisation of my present appointment w.e.f. 12.11.47

Sir,

Having seen in the "Fort St. George Gazette" dated 4-5-48 that there are reserved vacancies for Secondary Grade Teachers under you, I beg to submit my application as one of the Candidates for the recruitment to the reserved vacancy.

I am working as a Secondary Grade Assistant w.e.f. 12-11-47 in the a/m Institution under rule 9(a) of the Service rules.

As regards my educational qualification I have passed (eligible) the S.S.L.C. examination of the Madras University having scored marks eligible for public Services. I am an Indian Christian.

With regard to my professional qualification, I beg humbly to state that I am holding a Secondary Grade Teacher's Certificate.

I have put in a total war-Service of 3 yrs. 2 mos & 26 days partly as Paid Recruiter at Assistant Recruiting Office at Palamcottah and mainly as accounts clerk in the RIA

P.T.O.

(2) 223 (3) Copies 59

the discharge and release certificates of both in ~~original~~ are herewith attached. Prior to my military services, I was working as a teach

Taking into Consideration my total war-Service, I beg you humbly to regularise my appointment w.e.f. 12-11-47 in my present post, as I am within the age-limit prescribed, my date of birth being 11-10-1914 and effective date of discharge from the RIAF being 14-11-1947.

I am herewith enclosing (1) S.S.L.C. book No. 500436, (2) Secondary Grade Teacher's certificate No. 9764/43, (3) P.R. discharge (Copy) certificate (4) RIAF Release book No. 2Dc/6327/47 (Copy), (5) Character certificate (6) Transfer certificate No. to 1931-32

I beg to remain,
Sir,
Your most obedient Servant,

Govt. Training School for men,
Tinnevelly,
11-5-48

60

True copy.

Discharge certificate.

71

32

61

Name ..... J.H.S. Victor.
Date of appointment 1-11-43
Date of discharge 15-5-44
Nature of appointment ... Paid Recruiter.
Reason for discharge .... For enrolment in the Defence Service.
Character ..... Good.
Remarks. ..... Subject to Military law under G.O. 10 of 1942

Sgd.. M.K. Menon
Lt. RINVR.
For R.O. Bangalore.

62

True Copy

Royal Indian Airforce
Release/~~Discharge~~ Book.
Release certificate

Page one

63

TINNEVELLY GEN/379/48 20.2.48 D.S.S.B.A. Sr.

No. 2. Royal Indian Airforce Demobilisation Centre. Date ... 18.9.1947 Jalahalli, Bangalore

Release Book Reference 2DC/6327/47

Issued by the officer Commanding,

No. 2. D.C. R.I.A.F.

Under the Authority of Air Headquarters India

To

R.I.A.F. No. IND/100088

Rank on Release/~~discharge~~ ... AC

Name (in full) ... Victor. J.H.S.

Released from the RIAF under clause A chapt. 1 para 4 (1) RIAF REL. REG.

with effect from 14th day of September 1947

This release is subject to ~~on the following~~ conditions: —

Sgd. G. Atkinson.

Signature. W/Commander

Officer Commanding

Unit.. 2.D.C. RIAF.

Date 18-9-1947

Page Two

Medical Certificate

Identification.

RIAF. No. IND/100088. Name ... Victor. J.H.S.

Chest measurements: Max. ... 35½ Min ... 33½

Age ... 33 Yrs .. months — days —

Weight: 8 Stones — lbs.

Height: 5 ft. 6 inches.

Distinctive identification marks: (1) An oval birth mark on medial aspect of Rt. arm 2" in length.
(2) An oval scar in the centre of Rt. fore arm.

Other remarks, if any: nil.

16x6 112

Signature. Sgt. N. R. Govindaraj F/L.

Rank ... F/Lt.

Medical officer, Unit: No. 2. D.C. RIAF. Jalahalli

Date ... 18.9.47

64

Page 3

Service particulars ~~etc~~ on Release from the R.I.A.F.

RIAF. No. IND/.... 100088 ... Name.... Victor. J.H.S. 75

Terms of engagement in the RIAF .. D/W (34) 65

Release priority group ..... as at .....

Released under Clause .... Class "A"

Date of birth 11 - 10 - 1914 ; Effective date of Release from the RIAF .. 14-11-1947 ; Date of enrolment/~~joining~~ commissioning in (~~whichever is earlier~~), the RIAF 3-3-45

Total Service with the armed forces prior to release from the RIAF } Two ... yrs .. Eight months & Eleven days.

Service if any, rendered in the last World War : — yrs ... months in the capacity as .... nil.

Rank on release : — War Substv. .. Temp. ACI ... Actg. ..

Branch of Service/trade on release .... Clk. Pay Accounts.

Service Courses passed .... 1. Clk. Pay Accounts Course passed.
2. Successfully completed the Course of Pre-release Training in Radio Servicing.

Service decorations and medals earned, if any ... War medal

Service merits and recommendations ~~if any~~ Nil ..

War Service wounds, if any .... nil.

R.O. Detachment, No. 2 I.A.F. D.C. Tilchalli

Page 4.

Personal particulars on Release from the RIAF.

Married ; children below 3 years of age . one . 3-12 . one / over 12 ...

Direct dependents on the individual (other than wife, if married)
Sister's children

Name of father .... Joseph Heynes (late) who was domiciled in Province .. Madras.

Religion .... Xian caste, if any —

mother tongue .... Tamil

Linguistic qualifications if any .... nil.

Educational Standard .... S.S.L.C. (eligible) of the Madras University .... attained at (college) on (date) 14-4-1931

Civil Technical qualifications, if any .... nil

Brief occupational record ... Secondary Grade Teacher; Pay Accounting.

Civil merits & recommendations if any ....

Assessment of character ..... Very good

NO. 2. Royal Indian Airforce
Demobilisation centre
Date ..... '14
Tilchalli, Srirangam

Page 5 of 6. **Release clearance Certificate** 22/37 (35) 67

1. RIAF No. IND/100088 .. 2. Rank .... AC .. 3. Trade/Branch .. clk / P.A.

4. (i) Name ... Victor. J.H.S.

(ii) Son of ... late Joseph Heynes.

5. Proceeding on leave pending Release / w.e.f. 19-9-1947 under clause class "A"

6. (i) Full address to which money-order & credit balances, if any, is to be made payable ... 4/31, Trivicheundur Road, Palamcottah, Tinnevelly dist. Madras Province

(ii) Post office to which the m.o. is to be made payable ... Palamcottah

7. Permanent address (if other than above) ... As above

8. (i) Registered next of kin ... wife .. Mrs. P. Victor

(ii) Permanent address of the next of kin .. As above

9. Last parent unit ... No. 2. Demob. centre, RIAF

10. Service index card Ref. .. N/A.

11. Certified that the details recorded on this Release / Book have been seen and understood by me.

Signature of the individual Concerned .. Sgd. J.H. Victor

12. certificate

(i) I have examined the details shown on this certificate

(ii) All outstanding charges against this individual have been recovered in Cash

(iii) Other remarks, if any. ... Nil.

Signature .. (Sgd) ....

Unit .. Senior Accountant Officer
No. 2. D.C. RIAF.
Telahalli

Date. 18-9-1947

Unit Stamp.

68

Education

(36) ~~38~~

M.E.S.S. Sri J.H.S. Victor, Secondary grade trained teacher - Age rule - Relaxed. 69

30/5/10.

pp 1-4 cf
pp 30-31 cf

Petition from Sri J.H.S. Victor, Tirunelveli dated 11-3-49.
From the D.P.I. No. 779 C4/49 dated 26-7-50.

Order (Ms) No 2767 Edn dt 5.10.50.

Under the rule published with Public (Ser) Dept. Notification No. 16, dated 26-1-1950, at page 272 of Part I of the Fort St. George Gazette dated 7-2-1950, H.E. the Governor of Madras hereby directs that the relevant rules be relaxed in favour of Sri J.H.S. Victor, Secondary grade trained teacher so that he may be ~~regularly~~ appointed as a regular probationer in the Category of Secondary grade teachers.

To. The D.P.I
The Public (Ser) Dept
The Secretary, M.P.S.C

Sri J.H.S. Victor,
No. 20B/26, North St, Kailasapuram,
Tirunelveli Jnd. P.O
Tirunelveli Dt.

3 S.C.s.

RB 29/9/50
Pb 28/9/50

OM 29/9/50

70

Ab 1-4 d 16-17
CF

ASSISTANT SECRETARY TO GOVERNMENT
3995
20 OCT 1949
PUBLIC DEPARTMENT

p 20 CF

Y-M-D
23-8-15
0-7-2
23-1-13
3
2-1-10

B-M-Y
14-6-48
12-11-47
2-7-0

(37) E. & P. H. Dept. (C1) 39

Appeal - Sri J.H.S.Victor, Secondary Grade Teacher - Appointment in a Government Training Schools.

71

From Sri J.H.S;Victor, petition, dated 11-3-49 and 28-4-49.
From the D.P.I., No.773-C4/49, dated 10-9-1949.

On pp.1-4 c.f. is a petition from one Sri J.H.S. Victor against his discharge from Govt. service as a Secondary grade teacher. The case is set out fully in the letter of the Divl. Inspr.of Schools on pp.19-21 c.f. Victor had put in a military service of 3 years and 3 months. He was appointed as secondary grade teacher on 12-11-47 and he was continued in service till 15-6-48. He could not be continued in service further because on 15-6-48 he was 33 years and 8 months old and consequently overaged.

The D.P.I. remarks that if the temporary service of the teacher from 12-11-47 to 14-6-48 is taken into account as per G.O.No. 421-Public (Ser.) dated 25-2-48, Victor would have satisfied the age requirements on 1-7-48. The Director recommends that the services of the teacher may be regularised.

The remarks of Public (Ser.) Dept. may be first be invited.

R.J.S.
19-10-49.

24/10/49
Public (Ser.)

E.& P.H. U.O
No 21563-C1/49-1Edn
25.10.49

Lr.No. 3200 Pub (Ser) dt. 28-10-49.

Public (Services) Department.

The last date for the receipt of applications from ex war-service candidates for appointment to reserved vacancies in subordinate services was 15.11.1947. Though thepetitioner applied for appointment in a reserved vacancy in Oct. 1947 the application was not submitted through the Resettlement Officer. The Divisional Inspector's action in not selecting him for regular appointment in such a vacancy was therefore in order.

2. The age concession referred to at A above applies only to appointments in non-reserved vacancies. There is no objection

72

to selecting the petitioner for appointment to such a vacancy provided there was recruitment to non-reserved vacancies in 1948 and provided he possessed the prescribed educational qualifications.

3. The file may be returned to E & PH.

31.10.49

4.11.49 AS 5.11.49 E+PH AS V

4242 31.x.49. Jtn. A Sec 2/11/49.

Pub. Ser. U.O. No. 3995/49-1 7-11-49.

85 63

EPH C1

There is no information as to above. The D.P.I. may be asked.

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

11/11/49 12/11/49

[Issued as Memo No 21503-C1/49-4 Edn dated 12-11-49] P23 cf

From the D.P.I. No. 779 C4/49 dated 22-12-49 P24 cf

The D.P.I reports that there was recruitment of candidates to the non-reserved vacancies in 1948 and Sri. Victor applied for the same. There is no information as to why the petitioner was not selected for the vacancy. That information may first be obtained. Public (Ser) may first see for remarks if any.

29/12/49 29/12/49 Public (Ser)

E+PH U.O No. 21503-C1/49-5 Edn 29/12/49.

Public (Ser-C) dept.

(Previous notes of this dept. on pp 1-2 above)

The correspondence on pp. 23-24 and the further notes of E&PH above may be perused and the file returned to E&PH.

1.1950. 3.1.50. 4.1.50

E+PH C1

A draft memo is submitted 7/1/50 2/1/50

ASSISTANT SECRETARY TO GOVERNMENT 4947 29 DEC 1949 29.12.49 CHIEF SECRETARIAT

961 Public Service Com. U.O. 4947/49-1 4-1-50.

3

38

[Issued as Memo No. 21503-C1/49-6 Edn dated 7-1-50] P25 cf P26 cf

From the D.P.I. T.M. No. 779-C.4/49 dated 21-3-50

Further reply from the D.P.I may be awaited

RCB 30/3/50 30/3/50 31/3/50

Secretary's orders in the Personal Register of Sri M. Bhaskaran.

"C.No 21503-C1/49 Please put up the papers" 28/4/50.

The file is submitted. The file was also already submitted to Secretary as ordered by him in the Arrears list-vide routine note at (A)

RCB 28/4/50 28/4/50

28/4/50

P28 cf [From the D.P.I. No. 779-C4/49 dated 13-5-50]

Further reply from the D.P.I may be awaited till 10-6-50

RCB 26/7/50 26/5/50 26/5/50

The draft memo reminder below is for approval

RCB 19/6/50 Clerk 21-6-50 29/6/50

P29 cf [Issued as Memo No. 21503-D/49-7 Edn dated 23-6-50]

P30 cf From the D.P.I. No. 779 C4/49 dated 26-7-50

Please see the further reply from the D.P.I explaining why Sri. Victor was not selected for appointment either in the reserved or and non-reserved vacancies. He seems to

have applied specifically for a reserved vacancy to which he was not eligible. He considers that in view of the fact that Sri. Victor was fully qualified (including age) for appointment to the post of secondary grade teacher in a non-reserved vacancy and having regard to his temporary service, the Divisional Inspector could have considered him for appointment in a non-reserved vacancy. He recommends that Sri. Victor may be appointed as a regular probationer in the category of secondary grade teachers. The Director's recommendation may be approved accepted

Public (Ser) may see.

TCB 20/8/50

29/8/50

29/8/50

Public

ASSISTANT SECRETARY TO GOVERNMENT 3902 PUBLIC DEPARTMENT

Edn Lr. 21503-D/49-8 29.8.50

A (minuted)

Public (Ser) Dept.

(Last seen at p. 2 ante.)

The subsequent note of Edn. from the foot of p. 3 ante may be perused. The age limit for appointment of Secondary Grade Teachers is 30 years. Sri J. H. S. Victor is now over aged by 2 years and odd after deducting his war service of 3 years and 3 months and his temp. service as teacher from 12.11.47 to 14.6.48, his date of birth being 11-10-1914. From 15.6.48 he has been out of employment. As he is now overaged, his appointment as a Secy. Grade teacher can now be made only by a relaxation of the age rule. Edn. may be requested to consider the question of relaxation of this rule and send the file to this dept. after submission of the case to the Secy.

P.T.O.

1950 - 10 - 11
1914 - 10 - 11
35 - 11 - 11

Vide rule 6(a) of Spl. Rules for the MESS at p. 18 of Bk 114

1950 - M - D
1914 - 10 - 11
36 - 0 - 0
3 - 10 - 2
32 - 1 - 28

on say 11-10-1950

M - D
3 - 3 - 0
0 - 7 - 2
3 - 10 - 2

over age
11 - D
1 - 28
3 - 0 - 0
35 - 1 - 28

X

3902/50

With these remarks, the file may be returned to Edn.

3545 11.9.50

Thro' (Ser-C)

11.9.50. 11.9.50

Pub [Ser-A]
W.O. No 3902/50-1
12.9.50.

12.9.50

Edn

ASSISTANT SECRETARY 13 SEP 1950 2748 EDUCATION DEPARTMENT

Edn(D)

Sri J. H. S. Victor was appointed as a Secondary grade teacher in the Govt Training School for men, Trincheck on 12-11-47 and he was continued in service till 15-6-48. He could not be continued in service further because on 15.6.48 he was 33 years and 8 months old and consequently overaged.

Sri. Victor applied for appointment in a reserved vacancy in 1947. He was not selected for appointment as the application was not submitted through the Resettlement Officer. He again applied for appointment in a non-reserved vacancy in 1948. This time also he was not selected as he did not specifically apply for a non-reserved vacancy—vide his application on Page 32 CF. The D.P.I however considers that in view of the fact that Sri. Victor is fully qualified (including age) for appointment to the post of Secondary grade teacher in a non-reserved vacancy, the Divisional Inspector of Schools, Mathurai should have considered him for appointment in a non-reserved vacancy. He recommends that the petitioner may be appointed as a regular probationer in the category of secondary grade teachers. But Sri. Victor is now definitely overaged.

P30CF

A on P20CF

P24CF

P80CF on P.15

Move P30CF

P4 ante

after deducting his war service of 3 years and 3 months and his temporary service as teacher from 12-11-47 and 14-6-48. As he is now averaged his appointment as Secondary grade teacher can now be made only by a relaxation of the age rule. It is for consideration whether the age rule may be relaxed in favour of Sri. J. H.S. Victor in the circumstances stated ante. If so the file may be sent to Public (Ser.) as desired by Sec. on pp 4 ante.

Public (Ser) Dept.

(Previous note of this dept. on pp. 4-5 ante)

The further note of Edn. from the middle of p. 5 ante may be perused.

'M' above :- This dept. may agree. H.E.H. should see the case and a copy of the order relaxing the rule should be communicated to the M.P.S.C.

The file may be returned to Edn.

Edn(S)

This dept. note on pp 5-6 above and the note of Public (Ser) may be perused.

A draft order is submitted. May be circulated to HH (E+L) and Hem

-3-

From

J.H.S. Victor, (Ex. Ind./100088, RIAF.),
Secondary Grade Assistant,
Government Training School for Masters,
Tirunelveli.

Employment Exchange Register No. 5891/47.

TO

THE SECRETARY TO GOVERNMENT,
EDUCATION DEPARTMENT,
M A D R A S - 9.

Sub:- Request for retrospective appointment or re-instatement with effect from 12--11--1947 in the War-reserved vacancy, with war-service benefits, and restoration of all the prospects forfeited to me through the fault of the Education Department. (Fundamental Rule 54(a))

Ref:- My appeal dated 8-3-1951 to the Secretary to Government, Education Department, transferred to the Director of Public Instruction for disposal.

Dear Sir,

By virtue of the power conferred on me to correspond direct to you, mentioned in the Endt. X.N. Dis. No. 790, Governor's Secretariat, Government House, dated 17--3--1951, may I appeal to you to please go through my appeal thoroughly exhausting no patience and pass favourable orders, as the reply from the Director of Public Instruction is unsatisfactory, detrimental to my cause and ruins my whole life.

Endt. X.N.Dis. No. 790
Governor's Secretariat,
Government House, Guindy,
Madras--22, D/17--3--'51.

I am desired by His Excellency to acknowledge the receipt of your letter dated 8--3--1951 on the above subject and to inform you that it has been transferred to the Secretary to Government, Education Department, Madras-9, for disposal. Further correspondence on the subject may kindly be addressed to him direct.

(Sgd.) K. Subramaniam,
For Secretary to H.E. the Governor.

PROS. OF THE DIRECTOR OF PUBLIC INSTRUCTION,
M A D R A S.
Rc. No. 779 C4/51, dated 24--9--1951.

Sub: Public services - Sri J.H.S. Victor, Secondary Grade Teacher - appointment - request for retrospective effect.

Read: (1) Petition dated 30-6-1951 and 17-6-1951 from Sri J.H.S. Victor.

(2) Govt. Endorsement No. 28923 D/51-1, Education dated 14-8-'51 transferring the petition dated 26-7-'51 of Sri J.H.S. Victor.

(3) Letter Rc. No. 781A/51 dated 2-9-'51 from the Divisional Inspector of Schools, Mathurai.

Sri J.H.S. Victor is informed that his request for retrospective appointment in the war-reserved vacancy with effect from 12--11--1947 with service benefits is inadmissible. He shall be considered to have commenced his probation with effect from 13--11--'50, and he will have to wait for his turn for re-appointment as vacancies occur.

(Sgd.) V.K. Krishna Menon,
For the Director of Public Instruction.

2) I, ex-ind/100088, RIAF, was employed in the Government Training School for masters, Tirunelveli, on 12--11--'47, immediately after release from the RIAF. I immediately applied for regularisation of my services on 20--1--'48 and then for war-reserved vacancy on 13--2-- '48 which was replied as follows:-

PROS. L.DIS.C.100A/48, DATED 20-2-'48, OF THE DIVISIONAL INSPECTOR OF SCHOOLS, MADURA DIVISION.

Sub: Regularisation of appointment, Sri J.H.S. Victor, Secondary Grade Assist., under Rule 9(a), Govt. Training School for Masters, Tirunelveli.

--

Ref: Copy of petition dated 13-2-'48 from Sri J.H.S. Victor.

The Headmaster, Government Training School for Masters, Tirunelveli is requested to inform the teacher that in case he desires to be recruited for a reserved vacancy, he should submit an application through the Re-settlement Officer of the District, enclosing his general and professional qualification certificates and also a copy of his military discharge certificate.

(Sgd.)Chamu Nair,
Divisional Inspector of Schools.

3) On receipt of this, I immediately applied through the Re-settlement Office (Register No. 5891/47, dated 24-9-'47), Tirunelveli, for the reserved vacancy but I was replied to wait till the publication of the Gazette in May '48. I waited and on seeing the Fort St. George Gazette dated 4-5--1948 I applied through the Employment Exchange Office on 11--5--'48 as per

Pros. L.Dis. C.100A/48 of the Divisional Inspector of Schools, Madurai, but to my surprise I received a reply L.Dis. No. 215A/48 dated 11--5--'48 from the Divisional Inspector of Schools, Madurai. I was qualified in every respect for Public Service.

(a) PROS. L.DIS. NO. 215-A/48, DATED 11-5-'48 OF THE DIVISIONAL INSPECTOR OF SCHOOLS.

The teacher Sri J.H.S. Victor, having exceeded the age limit for Public Service even after computing the military service of 3 years and 9 months, he should be discharged.

(Sgd.) P.N. CHAMU NAIR,
Divisional Inspector of Schools,
Madurai.

(b) PROS. Rc. No. 262A/48, DATED 5-6-1948 OF THE DIVISIONAL INSPECTOR OF SCHOOLS, MADURAI.

Read: Application dated 11-5-'48 from Sri J.H.S. Victor, Secondary Grade Assist., Govt. Training School for Masters, Tirunelveli.

Sri J.H.S. Victor is informed that he is over-aged for Government service. His certificates S.S.L.C. and T.S.L.C. etc. are returned herewith.

(Sgd.) P.N. CHAMU NAIR,
Divisional Inspector of Schools, Madurai.

4) As per the above order, I was discharged on 15--6--'48. From the above orders (a) and (b) I gather that the order (a) was passed without even looking at my certificates and military discharge certificates, as I have sent them only on 11--5--'48

through the Employment Office and it is more or less a surprise, how he calculated my war service without looking at my release book. Any how there is a difference of some days. It is also a surprise how I was discharged when it was very clear that I was within the age limit prescribed. My discharge cannot be attributed to anything but a deliberate pre-plan.

5) I was born on 11--10--1914. My war-service is 3 years 9 months and 26 days. So, I was only 29 years 3 months and 5 days on 12--11--'47 after computing the military service that is on the date of first appointment, and 29 years 9 months and 4 days on 11-5-1948 (Vide order (a) above Pros. L.Dis. 215A/48, dated 11-5-'48) and only 29 years 10 months and 8 days on 15-6-1948, that is the date of my discharge (Vide order (a) above Pros. L.Dis. 215A/48, dated 11--5--'48).

6) I was discharged from Government services on 15-6-1948, through no fault of mine. I have to attribute the fault to the interested party & who preplanned my discharge and to the officer who was responsible for it. Firstly my discharge was planned in order to show favouritism to one Sri Venkataraman who was my junior, and who stood ousted for want of vacancy, whose services were later regularised. Secondly

because I was loyal to the Government during the Non-Gazetted Government Officers strike launched in 1948. I did not partake in the strike. Thirdly because I adhered to the policy of never receiving bribes nor giving bribes. Fourthly, I was neither rich to purchase the job for me, nor was there any one to talk on my behalf, nor did I belong to the favoured community. Fifthly, I was a war-service candidate which brought aversion. Under these circumstances, I understood that my discharge from Government services was deliberately pre-planned, as I did not seek any irregular means to continue my services in the Government.

7) When I was discharged on 15--6--'48, I appealed through the Employment Exchange Officer, Tirunelveli District to the Divisional Inspector of Schools, Mathurai-Division. But as my case was already prejudiced, I received a very unsatisfactory reply. So, I appealed to the Government direct as the Employment Officer was reluctant to estrange himself with the Divisional Inspector of Schools for my sake, an insignificant figure. The Government verified my war-service and other records. The result was the publication, of the G.O. Ms. 2767 Edn. dated 5-10-'50, in my favour for re-employment for which I am ever grateful to the Government though it is only a partial fulfilment of justice.

G.O. Ms. No. 2767 Education. Dated 5th October, 1950.

Read the following:-

Petition from Sri J.H.S. Victor, Tirunelveli dated 11th March, 1949.

From the Director of Public Instruction No. 77904/49 dated 26th July, 1950.

O r d e r:

Under the rule published with Public (Services) Department, Notification No. 16 dated 26th January 1950, at Page 272 of Part I of the Fort St. George Gazette dated 7th February 1950, His Excellency the Governor of Madras hereby directs that the relevant rules be relaxed in favour of Sri J.H.S. Victor, Secondary Grade Trained Teacher so that he may be appointed as a regular probationer in the category of Secondary Grade Teachers.

(Sgd.) K.M. Unnithan,
Secretary to Government.

8) According to the substance of the G.O. I was employed again on 13--11--1950 as a probationery. I joined duty in the hope that my services would be counted as continuous without break and that my appointment would hold good with retrospective effect. I interpreted the clause as follows: Though there was a break in service in the appeal period (15--6--'48 to 13--11--'50), and though the G.O. was published at a later date, I thought it was published to correct the mistake committed by the Department and so the meaning of it would be applicable from 15--6--'48 itself, as if it had been published the next day. But my logic failed and I was considered only a junior-most probationer. I most humbly bring to your notice that I have lost my all and I am only punished for no fault of mine in order to hide the deliberate mistake

committed by an Officer. Will there be distinction in justice between a poor and rich, and between an official in high and low posts? Owing to the preplanned discharge I am still very junior in services and I have lost all my increments (5 increments plus one war-service advance increment) and I am still drawing my initial starting salary.

9) On 13--11--'50, I was re-appointed as a Secondary Grade Assistant in the Government Hamidia High School at Kilakarai. I was again ousted on 14--8--'51 from the Government services as I was the juniormost. The special provision in the G.O. by which I was employed, was not considered. But the older staff of the school who were later absorbed into the Government services by a G.O. exactly similar in words and meaning were left undisturbed in ousting. I cannot understand why I only should be ousted, when the staff absorbed by G.O. similar in wordings to mine were retained in service though they were junidr. Will discrimination he shown to different people of the same category provided one can wield influence with the higher authorities and the other cannot?

10) Should I suffer for the sake of a superior Officer's mistake from the first to the last? If a superior officer was done this injustice by some irregularity, will it not be set right? If so, why not

the same kind of justice be extended to a poor insignificant sufferer, who suffers through no fault of his but for the sake of others fault and irregularity? Will discrimination be shown even in the present Government to a loyal poor subject? Should I sacrifice my prospects past, present and future, in fact all, because some one has deliberately planned my downfall and ruin? Is it the reward for one who renders loyal service to the Government and does his duty honestly and conscientiously ever earning good remarks from his immediate superiors and is never in fault?

11) Under these circumstances I appeal to you most earnestly to consider my claims in a most sympathetic manner as otherwise I will thoroughly be ruined. (Fundamental Rule 54(a))

(a) To appoint me with retrospective effect from 12--11--'47 or at least from 11-5-'48, when I should have been appointed in the war-reserved vacancy through the Re-Settlement Office. (Vide F.R. 54(a))

(b) To appoint me in the war-reserved vacancy and confirm my post.

(c) To grant me war-service advance increment.

(d) To condone the break in services during the appeal period (15-6-48 to 12-11-50) and to count my services as continuous under F.R.54(a)

(e) To condone the period I was ousted i.e. 14-8-1951 to 14-3-1952, by the application of the G.O. Ms. 2767, Education dated 5-10-'50.

(f) To grant me my due increments condoning the break and ousting as I am still drawing only my initial scale of pay

of Rs. 45/- p.m. (increment for 5 years i.e. Rs. 15/-).

(g) To count my seniority from 12-11-47 or at least from 11-5-'48.

(h) To grant me my due promotion.

(i) To grant me other war-service benefits and service benefits.

(j) To count my war-service and Government service from 12-11-47 for pension etc.

12) In order to meet all the above claims, the G.O. 2767, Education dated 5--10--'50 may either be interpreted favourably or amended to mean retrospective appointment, as I am ruined to an abnormal extent through no fault of mine. I am financially crippled and mentally worried as I have to meet the needs and necessities of my family. No greater award of punishment could have been inflicted on any one than the one meted out to me all these days, all for other's fault. May God open the eyes of wisdom in the superior officers for a fair and equitable treatment to one who is in genuine need.

Yours faithfully,

Tirunelveli,
15--12--1952.

From

I.N.S. Victor, (Ex.Ind./100088, RIAF),
Secondary Grade Assistant,
Government Training School for Masters,
Tirunelveli.

Employment Exchange Register No. 5891/47.

TO

Hon'ble Sri Rajagopalachariar,
Premier, Government of Madras,
Fort St. George,
M a d r a s.

Sub:- Request for retrospective appointment or re-instatement with effect from 12--11--1947 in the War-reserved vacancy, with war-service benefits, and restoration of all the prospects forfeited to me through the fault of the Education Department. (Fundamental Rule 54(a))

Ref:- My appeal dated 8-3-1951 to the Secretary to Government, Education Department, transferred to the Director of Public Instruction for disposal.

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I am desired by His Excellency to acknowledge the receipt of your letter dated 8--3--1951 on the above subject and to inform you that it has been transferred to the Secretary to Government, Education Department, Madras-9, for disposal. Further correspondence on the subject may kindly be addressed to him direct.

(Sgd.) K. Subramaniam,
For Secretary to H.E. the Governor.

PROS. OF THE DIRECTOR OF PUBLIC INSTRUCTION,
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Rc. No. 779 C4/51, dated 24--9--1951.

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Sri J.H.S. Victor is informed that his request for retrospective appointment in the war-reserved vacancy with effect from 12--11--1947 with service benefits is inadmissible. He shall be considered to have commenced his probation with effect from 13--11--'50, and he will have to wait for his turn for re-appointment as vacancies occur.

(Sgd.) V.K. Krishna Menon,
For the Director of Public Instruction.

2) I, ex-ind/100088, RIAF, was employed in the Government Training School for masters, Tirunelveli, on 12--11--'47, immediately after release from the RIAF. I immediately applied for regularisation of my services on 20--1--'48 and then for war-reserved vacancy on 13--2-- '48 which was replied as follows:-

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Sub: Regularisation of appointment, Sri J.H.S. Victor, Secondary Grade Assist., under Rule 9(a), Govt. Training School for Masters, Tirunelveli.

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Ref: Copy of petition dated 13-2-'48 from Sri J.H.S. Victor.

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The Headmaster, Government Training School for Masters, Tirunelveli is requested to inform the teacher that in case he desires to be recruited for a reserved vacancy, he should submit an application through the Re-settlement Officer of the District, enclosing his general and professional qualification certificates and also a copy of his military discharge certificate.

(Sgd.)Chamu Nair,
Divisional Inspector of Schools.

3) On receipt of this, I immediately applied through the Re-settlement Office (Register No. 5891/47, dated 24-9-'47), Tirunelveli, for the reserved vacancy but I was replied to wait till the publication of the Gazette in May '48. I waited and on seeing the Fort St. George Gazette dated 4--5--1948 I applied through the Employment Exchange Office on 11--5--'48 as per

Pros. L.Dis. C.100A/48 of the Divisional Inspector of Schools, Madurai, but to my surprise I received a reply L.Dis. No. 215A/48 dated 11--5--'48 from the Divisional Inspector of Schools, Madurai. I was qualified in every respect for Public Service

(a) PROS. L.DIS. NO. 215-A/48, DATED 11-5-'48 OF THE DIVISIONAL INSPECTOR OF SCHOOLS.

The teacher Sri J.H.S. Victor, having exceeded the age limit for Public Service even after computing the military service of 3 years and 9 months, he should be discharged.

(Sgd.) P.N. CHAMU NAIR,
Divisional Inspector of Schools,
Madurai.

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Sri J.H.S. Victor is informed that he is over-aged for Government service. His certificates S.S.L.C. and T.S.L.C. etc. are returned herewith.

(Sgd.) P.N. CHAMU NAIR,
Divisional Inspector of Schools, Madurai.

4) As per the above order, I was discharged on 15--6--'48. From the above orders (a) and (b) I gather that the order (a) was passed without even looking at my certificates and military discharge certificates, as I have sent them only on 11--5--'48

through the Employment Office and it is more or less a surprise, how he calculated my war service without looking at my release book. Any how there is a difference of some days. It is also a surprise how I was discharged when it was very clear that I was within the age limit prescribed. My discharge cannot be attributed to anything but a deliberate pre-plan.

5) I was born on 11--10--1914. My war-service is 3 years 9 months and 26 days. So, I was only 29 years 3 months and 5 days on 12--11--'47 after computing the military service that is on the date of first appointment, and 29 years 9 months and 4 days on 11-5-1948 (Vide order (a) above Pros. L.Dis. 215A/48, dated 11-5-'48) and only 29 years 10 months and 8 days on 15-6-1948, that is the date of my discharge (Vide order (a) above Pros. L.Dis. 215A/48, dated 11--5--'48).

6) I was discharged from Government services on 15-6-1948, through no fault of mine. I have to attribute the fault to the interested party & who preplanned my discharge and to the officer who was responsible for it. Firstly my discharge was planned in order to show favouritism to one Sri Venkataraman who was my junior, and who stood ousted for want of vacancy, whose services were later regularised. Secondly

committed by an Officer. Will there be distinction in justice between a poor and rich, and between an official in high and low posts? Owing to the preplanned discharge I am still very junior in services and I have lost all my increments (5 increments plus one war-service advance increment) and I am still drawing my initial starting salary.

9) On 13--11--'50, I was re-appointed as a Secondary Grade Assistant in the Government Hamidia High School at Kilakarai. I was again ousted on 14--8--'51 from the Government services as I was the juniormost. The special provision in the G.O. by which I was employed, was not considered. But the older staff of the school who were later absorbed into the Government services by a G.O. exactly similar in words and meaning were left undisturbed in ousting. I cannot understand why I only should be ousted, when the staff absorbed by G.O. similar in wordings to mine were retained in service though they were junior. Will discrimination be shown to different people of the same category provided one can wield influence with the higher authorities and the other cannot?

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the same kind of justice be extended to a poor insignificant sufferer, who suffers through no fault of his but for the sake of others fault and irregularity? Will discrimination be shown even in the present Government to a loyal poor subject? Should I sacrifice my prospects past, present and future, in fact all, because some one has deliberately planned my downfall and ruin? Is it the reward for one who renders loyal service to the Government and does his duty honestly and conscientiously ever earning good remarks from his immediate superiors and is never in fault?

11) Under these circumstances I appeal to you most earnestly to consider my claims in a most sympathetic manner as otherwise I will thoroughly be ruined.

(Fundamental Rule 54(a))

(a) To appoint me with retrospective effect from 12--11--'47 or at least from 11-5-'48, when I should have been appointed in the war-reserved vacancy through the Re-Settlement Office (vide F.R. 54(a))

(b) To appoint me in the war-reserved vacancy and confirm my post.

(c) To grant me war-service advance increment.

(d) To condone the break in services during the appeal period (15-6-48 to 12-11-50) and to count my services as continuous. (F.R. 54(a))

(e) To condone the period I was ousted i.e. 14-8-1951 to 14-3-1952, by the application of the G.O. Ms. 2767, Education dated 5-10-'50.

(f) To grant me my due increments condoning the break and ousting as I am still drawing only my initial scale of pay

of Rs. 45/- p.m. (increment for 5 years i.e. Rs. 15/-).

(g) To count my seniority from 12-11-47 or at least from 11-5-'48.

(h) To grant me my due promotion.

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(j) To count my war-service and Government service from 12-11-47 for pension etc.

12) In order to meet all the above claims, the G.O. 2767, Education dated 5--10--'50 may either be interpreted favourably or amended to mean retrospective appointment, as I am ruined to an abnormal extent through no fault of mine. I am financially crippled and mentally worried as I have to meet the needs and necessities of my family. No greater award of punishment could have been inflicted on any one than the one meted out to me all these days, all for other's fault. May God open the eyes of wisdom in the superior officers for a fair and equitable treatment to one who is in genuine need.

Yours faithfully,

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Secondary Grade Assistant,
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Hon'ble M.V. Krishna Rao,
Minister for Education,
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Fort St. George,
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Government House, Guindy,
Madras--22, D/17--3--'51.

I am desired by His Excellency to acknowledge the receipt of your letter, dated 8--3--1951 on the above subject and to inform you that it has been transferred to the Secretary to Government, Education Department, Madras-9, for disposal. Further correspondence on the subject may kindly be addressed to him direct.

(Sgd.) K. Subramaniam,
For Secretary to H.E. the Governor.

PROS. OF THE DIRECTOR OF PUBLIC INSTRUCTION,
M A D R A S.
Rc. No. 779 C1/51, dated 24--9--1951.

Sub: Public services - Sri J.H.S. Victor, Secondary Grade Teacher - appointment - request for retrospective effect.

Read: (1) Petition dated 30-6-1951 and 17-6-1951 from Sri J.H.S. Victor.

(2) Govt. Endorsement No. 28923 D/51-1, Education dated 14-8-'51 transferring the petition dated 26-7-'51 of Sri J.H.S. Victor.

(3) Letter Rc. No. 761A/51 dated 2-9-'51 from the Divisional Inspector of Schools, Mathurai.

Sri J.H.S. Victor is informed that his request for retrospective appointment in the war-reserved vacancy with effect from 12--11--1947 with service benefits is inadmissible. He shall be considered to have commenced his probation with effect from 13--11--'50, and he will have to wait for his turn for re-appointment as vacancies occur.

(Sgd.) V.K. Krishna Menon,
For the Director of Public Instruction.

2) I, ex-ind/100088, RIAF, was employed in the Government Training School for masters, Tirunelveli, on 12--11--'47, immediately after release from the RIAF. I immediately applied for regularisation of my services on 20--1--'48 and then for war-reserved vacancy on 13--2-- '48 which was replied as follows:-

PROS. L.DIS.C.100A/48, DATED 20-2-'48, OF THE DIVISIONAL INSPECTOR OF SCHOOLS, MADURA DIVISION.

Sub: Regularisation of appointment, Sri J.H.S. Victor, Secondary Grade Assist., under Rule 9(a), Govt. Training School for Masters, Tirunelveli.

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Ref: Copy of petition dated 13-2-'48 from Sri J.H.S. Victor.

--

The Headmaster, Government Training School for Masters, Tirunelveli is requested to inform the teacher that in case he desires to be recruited for a reserved vacancy, he should submit an application through the Re-settlement Officer of the District, enclosing his general and professional qualification certificates and also a copy of his military discharge certificate.

(Sgd.)Chamu Nair,
Divisional Inspector of Schools.

3) On receipt of this, I immediately applied through the Re-settlement Office (Register No. 5891/47, dated 24-9-'47), Tirunelveli, for the reserved vacancy but I was replied to wait till the publication of the Gazette in May '48. I waited and on seeing the Fort St. George Gazette dated 4--5--1948 I applied through the Employment Exchange Office on 11--5--'48 as per

Pros. L.Dis. C.100A/48 of the Divisional Inspector of Schools, Madurai, but to my surprise I received a reply L.Dis. No. 215A/48 dated 11--5--'48 from the Divisional Inspector of Schools, Madurai. I was qualified in every respect for Public Service

(a) PROS. L.DIS. NO. 215-A/48, DATED 11-5-'48 OF THE DIVISIONAL INSPECTOR OF SCHOOLS.

The teacher Sri J.H.S. Victor, having exceeded the age limit for Public Service even after computing the military service of 3 years and 9 months, he should be discharged.

(Sgd.) P.N. CHAMU NAIR,
-- Divisional Inspector of Schools,
Madurai.

(b) PROS. Rc. No. 262A/48, DATED 5-6-1948 OF THE DIVISIONAL INSPECTOR OF SCHOOLS, MADURAI.

Read: Application dated 11-5-'48 from Sri J.H.S. Victor, Secondary Grade Assist., Govt. Training School for Masters, Tirunelveli.

Sri J.H.S. Victor is informed that he is over-aged for Government service. His certificates S.S.L.C. and T.S.L.C. etc. are returned herewith.

(Sgd.) P.N. CHAMU NAIR,
Divisional Inspector of Schools, Madurai.

4) As per the above order, I was discharged on 15--6--'48. From the above orders (a) and (b) I gather that the order (a) was passed without even looking at my certificates and military discharge certificates, as I have sent them only on 11--5--'48

through the Employment Office and it is more or less a surprise, how he calculated my war service without looking at my release book. Any how there is a difference of some days. It is also a surprise how I was discharged when it was very clear that I was within the age limit prescribed. My discharge cannot be attributed to anything but a deliberate pre-plan.

5)- I was born on 11--10--1914. My war-service is 3 years 9 months and 26 days. So, I was only 29 years 3 months and 5 days on 12--11--'47 after computing the military service that is on the date of first appointment, and 29 years 9 months and 4 days on 11-5-1948 (Vide order (a) above Pros. L.Dis. 215A/48, dated 11-5-'48) and only 29 years 10 months and 8 days on 15-6-1948, that is the date of my discharge (Vide order (a) above Pros. L.Dis. 215A/48, dated 11--5--'48).

6)- I was discharged from Government services on 15-6-1948, through no fault of mine. I have to attribute the fault to the interested party & who preplanned my discharge and to the officer who was responsible for it. Firstly my discharge was planned in order to show favouritism to one Sri Venkataraman who was my junior, and who stood casted for want of vacancy, whose services were later regularised. Secondly

because I was loyal to the Government during the Non-Gazetted Government Officers strike launched in 1948. I did not partake in the strike. Thirdly because I adhered to the policy of never receiving bribes nor giving bribes. Fourthly, I was neither rich to purchase the job for me, nor was there any one to talk on my behalf, nor did I belong to the favoured community. Fifthly, I was a war-service candidate which brought aversion. Under these circumstances, I understood that my discharge from Government services was deliberately pre-planned, as I did not seek any irregular means to continue my services in the Government.

7) When I was discharged on 15--6--'48, I appealed through the Employment Exchange Officer, Tirunelveli District to the Divisional Inspector of Schools, Madurai Division. But as my case was already prejudiced, I received a very unsatisfactory reply. So, I appealed to the Government direct as the Employment Officer was reluctant to estrange himself with the Divisional Inspector of Schools for my sake, an insignificant figure. The Government verified my war-service and other records. The result was the publication, of the G.O. Ms. 2767 Edn. dated 5-10-'50, in my favour for re-employment for which I am ever grateful to the Government though it is only a partial fulfilment of justice.

G.O. Ms. No. 2767 Education. Dated 5th October, 1950.

Read the following:-

Petition from Sri J.H.S. Victor, Tirunelveli dated 11th March, 1949.

From the Director of Public Instruction No. 77904/49 dated 26th July, 1950.

O r d e r:

Under the rule published with Public (Services) Department, Notification No. 16 dated 26th January 1950, at Page 272 of Part I of the Fort St. George Gazette dated 7th February 1950, His Excellency the Governor of Madras hereby directs that the relevant rules be relaxed in favour of Sri J.H.S. Victor, Secondary Grade Trained Teacher so that he may be appointed as a regular probationer in the category of Secondary Grade Teachers.

(Sgd.) K.M. Unnithan,
Secretary to Government.

8) According to the substance of the G.O. I was employed again on 13--11--1950 as a probationery. I joined duty in the hope that my services would be counted as continuous without break and that my appointment would hold good with retrospective effect. I interpreted the clause as follows: Though there was a break in service in the appeal period (15--6--'48 to 13--11--'50), and though the G.O. was published at a later date, I thought it was published to correct the mistake committed by the Department and so the meaning of it would be applicable from 15--6--'48 itself, as if it had been published the next day. But my logic failed and I was considered only a junior-most probationer. I most humbly bring to your notice that I have lost my all and I am only punished for no fault of mine in order to hide the deliberate mistake

committed by an Officer. Will there be distinction in justice between a poor and rich, and between an official in high and low posts? Owing to the preplanned discharge I am still very junior in services and I have lost all my increments (5 increments plus one war-service advance increment) and I am still drawing my initial starting salary.

9) On 13--11--'50, I was re-appointed as a Secondary Grade Assistant in the Government Hamidia High School at Kilakarai. I was again ousted on 14--8--'51 from the Government services as I was the juniormost. The special provision in the G.O. by which I was employed, was not considered. But the older staff of the school who were later absorbed into the Government services by a G.O. exactly similar in words and meaning were left undisturbed in ousting. I cannot understand why I only should be ousted, when the staff absorbed by G.O. similar in wordings to mine were retained-in-service though they were junior. Will discrimination be shown to different people of the same category provided one can wield influence with the higher authorities and the other cannot?

10) Should I suffer for the sake of a superior Officer's mistake from the first to the last? If a superior officer was done this injustice by some irregularity, will it not be set right? If so, why not

the same kind of justice be extended to a poor insignificant sufferer, who suffers through no fault of his but for the sake of others fault and irregularity? Will discrimination be shown even in the present Government to a loyal poor subject? Should I sacrifice my prospects past, present and future, in fact all, because some one has deliberately planned my downfall and ruin? Is it the reward for one who renders loyal service to the Government and does his duty honestly and conscientiously ever earning good remarks from his immediate superiors and is never in fault?

11) Under these circumstances I appeal to you most earnestly to consider my claims in a most sympathetic manner as otherwise I will thoroughly be ruined.

(a) To appoint me with retrospective effect from 12--11--'47 or at least from 11-5-'48, when I should have been appointed in the war-reserved vacancy through the Re-Settlement Office (vide F.R. 54 (a))

(b) To appoint me in the war-reserved vacancy and confirm my post.

(c) To grant me war-service advance increment.

(d) To condone the break in services during the appeal period (15-6-48 to 12-11-50) and to count my services as continuous (under F.R. 54(a))

(e) To condone the period I was ousted i.e. 14-8-1951 to 14-3-1952, by the application of the G.O. Ms. 2767, Education dated 5-10-'50.

(f) To grant me my due increments condoning the break and ousting as I am still drawing only my initial scale of pay

committed by an Officer. Will there be distinction in justice between a poor and rich, and between an official in high and low posts? Owing to the preplanned discharge I am still very junior in services and I have lost all my increments (5 increments plus one war-service advance increment) and I am still drawing my initial starting salary.

9) On 13--11--'50, I was re-appointed as a Secondary Grade Assistant in the Government Hamidia High School at Kilakarai. I was again ousted on 14--8--'51 from the Government services as I was the juniormost. The special provision in the G.O. by which I was employed, was not considered. But the older staff of the school who were later absorbed into the Government services by a G.O. exactly similar in words and meaning were left undisturbed in ousting. I cannot understand why I only should be ousted, when the staff absorbed by G.O. similar in wordings to mine were retained-in-service though they were junior. Will discrimination be shown to different people of the same category provided one can wield influence with the higher authorities and the other cannot?

10) Should I suffer for the sake of a superior Officer's mistake from the first to the last? If a superior officer was done this injustice by some irregularity, will it not be set right? If so, why not

the same kind of justice be extended to a poor insignificant sufferer, who suffers through no fault of his but for the sake of others fault and irregularity? Will discrimination be shown even in the present Government to a loyal poor subject? Should I sacrifice my prospects past, present and future, in fact all, because some one has deliberately planned my downfall and ruin? Is it the reward for one who renders loyal service to the Government and does his duty honestly and conscientiously ever earning good remarks from his immediate superiors and is never in fault?

11) Under these circumstances I appeal to you most earnestly to consider my claims in a most sympathetic manner as otherwise I will thoroughly be ruined.

(a) To appoint me with retrospective effect from 12--11--'47 or at least from 11-5-'48, when I should have been appointed in the war-reserved vacancy through the Re-Settlement Office (vide F.R. 54 (a))

(b) To appoint me in the war-reserved vacancy and confirm my post.

(c) To grant me war-service advance increment.

(d) To condone the break in services during the appeal period (15-6-48 to 12-11-50) and to count my services as continuous under F.R. 54(a)

(e) To condone the period I was ousted i.e. 14-8-1951 to 14-3-1952, by the application of the G.O. Ms. 2767, Education dated 5-10-'50.

(f) To grant me my due increments condoning the break and ousting as I am still drawing only my initial scale of pay

of Rs. 45/- p.m. (increment for 5 years i.e. Rs. 15/-).

(g) To count my seniority from 12-11-47 or at least from 11-5-'48.

(h) To grant me my due promotion.

(i) To grant me other war-service benefits and service benefits.

(j) To count my war-service and Government service from 12-11-47 for pension etc.

12) In order to meet all the above claims, the G.O. 2767, Education dated 5--10--'50 may either be interpreted favourably or amended to mean retrospective appointment, as I am ruined to an abnormal extent through no fault of mine. I am financially crippled and mentally worried as I have to meet the needs and necessities of my family. No greater award of punishment could have been inflicted on any one than the one meted out to me all these days, all for other's fault. May God open the eyes of wisdom in the superior officers for a fair and equitable treatment to one who is in genuine need.

Yours faithfully,

Tirunelveli,
15--12--1952.

J. V. Victor

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(50)

Memo No 58422 A/52-1 Edn, dated 28-1-1953

113

M E S S - Sri J. H. S. Uvelu, Secy
Aided Grant Tr. School for Masters
Tirunelveli - Regularisation &
with retrospective effect

Ref. Petition of 15.12.52 from Sri J. H. S. U

The petition of 15.12.52 from
Sri J. H. S. Uvelu, is forwarded to the
D.P.I ~~for his remarks~~ for his
remarks. He is also requested to point out
to the petitioner that he has violated
rules V and XIII of the Instructions
regarding the submission and receipt
of petitions addressed to the Govt under
Rule 9 of the Supplementary Rules
appended to the G.S.C. Rules by

114

Leaving out this petition dated
to the Court and copies to H (Edn)
and the C.M.

S

28/1/53

28/1

To
the D.P.I
(with Hp 1-10 ck
in orgl to be
returned with reply)

[Cro 58422 A/52]

59

Memo no 58422 A/52.2 Edn, dated 18/3/53

Sub: M.E.S. - Sri J.H.S. Victor, Secondary grade Asst, Govt Tng. School for Madars, Tuticorin - Regularisation of service with retrospective effect.

Ref: Govt Memo no 58422 A/52-1, Edn, dated 28.1.1953

The attention of the DPI is invited to the reference cited and is requested to send this reply at a very early date

14/3/53

Hp 33-34 cf

16/1/53

To The DPI
NR 14/4/53

17/3

(60)

Education Department.

From

The Director of Public Instruction,
Madras.

To

The Secretary to Government,
Education Department, Madras,

Rc. No.214 C12/53 dated 24--3--1953.

Sub: Madras Educational Subordinate Services-
Sri.J.M.S.Victor Secondary grade Assistant
Government Training schoolformasters,
Tirunelveli Regularisation of service with
retrospective effect.

Ref: Government Memo No.58422 A/52-2 Education dated
18--3--1953.

*****

Sir,

The matter is under correspondence with the Divisional Inspector of Schools, Madurai and a reply will be submitted to Government immediately on receipt of a reply from the Divisional Inspector of schools, Madurai.

Yours faithfully,

for Director of Public Instruction.

C.R.25/3

118

118

(61)

119

[Cno 584224/52]

Edn/

27/6/5

Memo 584224/52-3 Edn, dated 5/5/53

Sub: M.E.S. - Sri JHS Victor, Secondary Grade Asst, Govt Fg School for Men

Tirunelveli - Regularisation of Service with retrospective effect

b3747 Ref: from the DPI M 214 C12/53-1 dated 24/3/53

The DPI is requested to report the stage at which the matter

Sd/-

To the DPI

TMR 3/6/53

Sd/-

3/5/53

3.5.53

Sd/-

5/5/53

Sd/-

7/6

C.F. 32 (a)—4 184,468—15-11-52

EDUCATION Department

From (Name)

Designation THE DIRECTOR OF PUBLIC

Station INSERUCTION, MADRAS

Received 62 Registered 44

To

The Secretary to Government,

Education Department

Enclosures: Rc. No. 214-C.12/53-2, dated 13.5.53 195

SECOND ASSISTANT SECRETARY
16 MAY 1953
24272
EDUCATION DEPARTMENT

Sub: Madras Educational Subordinate Services - Sri J.H.S. Victor, Sec. Grade ~~teacher~~ Assistant - Government Training School for Masters, Tirunelveli - Regularisation of service with retrospective effect
Government Memo.No.58422-A.52-3 Education dated 5-5-53

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I have to state that the matter is still under correspondence with the Divisional Inspector of Schools, Madurai and a reply to Government will be submitted on receipt of a reply from the Divisional Inspector of Schools, Madurai.

Yours faithfully,

for Director of Public Instruction

GRD.13.5.

(67)

43 / 21/1-53

Edn (A) Dept

[Cm 58422 A/52

Memo no 58422 A/52.4 Edn dated 24/6/53

Sub: M.E&S - Sri J. Hg. Victor, Secy Grade Asst - Govt Trg School for Blinds, Tirunelveli - Regularisation of Service with retrospective effect -

Ref: from the DPI Rc 214 C12/53.2, dated 13.5.1953

The DPI is requested to report the stage attained the matter stands

23/6/53 1403 23.6.53

To

The DPI

NR 23/7/53.

24/6

From

J. H. S. Victor, (Ex-uid/100088, RIAF) (64)
Secondary Grade Assistant
Government Training School for masters,
Tirunelveli.

To

The Secretary to Government,
Education Department, Madras -

FIRST ASSISTANT SECRETARY
30 JUN 1953
EDUCATION DEPARTMENT
22892

Sir,

Ref: My appeal dated 15-12-52 and 8-3-1953 to the Secretary to Government, Education Department.

Subject: Request for retrospective appointment with effect from 12-11-1947 in the war-reserved vacancy, with war-service benefits and restoration of all the prospects forfeited to me through the fault of the Education Department (vide F.R Rule 54(a))

May I humbly remind you that I have not yet received any reply from you for my appeal dated 15-12-52.

As many days have elapsed since my last appeal, I humbly request you to have sympathetic consideration over my just cause and pass favourable orders. I will ever be grateful to you for your kind and favourable orders. I am prepared to send a copy of my appeal to you should circumstances warrant such action.

Thanking you in anticipation for a favourable reply.

Yours faithfully,
J. H. S. Victor

Govt. Training school for masters,
Tirunelveli,
29-6-'53

Ag 126

(63)

4

95

179 Edu (A) Dept

[G.O. 5842 A/52]

Memo No 5842 A/52. 5 Edu, dated 9/7/53

Sub: M.G.S.S. Sri J. H.S. Victor, Secondary Grade Asst, Govt Trg School for Masters, Tirunelveli - Regularisation of services with retrospective effect

Sri J. H.S. Victor, Secondary Grade Asst, Govt Trg School for Masters, Tirunelveli, has sent to govt direct a reminder (copy enclosed) to his petition, dated 15-12-1952. The DPI is requested to inform Sri Victor that the matter is under consideration by the govt. The attention of the DPI is also invited to para 2 of govt Memo No 5842 A/52-1 Edu, dated 28/1/53, and he is requested to instruct Sri Victor to send his petitions through the proper channel, and not direct.

To the DPI (with enclosure)

7/7/53

7.7.53.

8/7/53

98

130

[G.O. No 58422 A/52]

34/10/6

(67)

99

131

Edn (A) Dept.

Memo No 58422 A/52-6 Edn, dated 10/8/53

Sub: P. Edn - Sri J. H. S. Victor, Secondary Grade Teacher - Temporary appointment - ~~as Govt Training Sch~~ Regularisation of ~~as~~ (Tamil Optl. Maths) - orders passed.

Read: Petition, dated 15.12.1952, from Sri J. H. S. Victor

From the DPI No 21402/53, dated 13.7.1953

Sri J. H. S. Victor, Secondary Grade Teacher, Govt Trg School for Masters, Tirunelveli, is informed that the requests contained in his petition cited cannot be complied with.

To Sri J. H. S. Victor (thro the DPI)

8/8/53

7/8/53

[illegible 58422A/52]

133

(68)

EDN. DEPT.(A).

M.E.S.S. - Sri J.H.S. Victor, Secondary Grade Teacher - Appointment in a Govt. Trg. School.

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pp 1-10 CF

Petition dated 15-12-52 from J.H.S. Victor.

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(R) p 20 CF

Sri J.H.S. Victor was appointed as a Secondary Gr teacher in the Govt. Trg. School for men, Tirunelveli on 12-11-47. He was discharged from service on 15-6-48 as h was overaged on that date by 3 years and 8 months for regula appt. as Secy. Gr. Teacher in the M.E.S.S. ~~Sri Victor appl~~

(R) pp 1-4 ; H 16-17 CF

In his petition, dated 11-3-49 and 28-4-49, Sri Victor repre-sented to Govt. against his discharge from Govt. service.

(R) pp 15-21 CF

The Dir. was consulted in the matter ~~he~~ stated that Sri Vict ~~He~~ applied for appt. in a war reserved vacancy in 1947, tha he was not selected for appt. as the appln. was not submitted through the Resettlement Officer, that he again applied for appt. in a non-reserved vacancy in 1948 and that time also he was not selected as he did not specifically apply for a non-reserved vacancy. ~~The Dir.~~ He further stated that in view of the fact that Sri Victor was fully qualified including age for appt. to the post of Secy. Gr. teacher in a non-reserved vacancy, the Dy. Inspr. of Schools, Madurai Dvn, should have considered him for appt. in a non-reserved vacancy. He recommended that Sri Victor might be appointed as a regular probationer in the Category of Secy. Gr.teache

(R) p 30 CF

As Sri Victor was ~~definitely~~ overaged ~~xx~~ even after deducting his war service of 3 years and 3 months and his tempy. service as teacher from 11-11-47 to 14-6-48 and as he could be appointed only by a relaxation of the rule regardin age, the Govt. in G.O.Ms.No. 2767-Edn., dated 5-10-50 relaxed the relevant rules in ~~xx~~ favour of Sri Victor so that he ~~may~~ might be appointed as a regular probationer in the Category of Secy. grade teachers.

(R) p 38

p 8 CF

2. Sri Victor was reappointed on 13-11-50 as ~~he~~ juniormost probationer in the Category of Secy. Gr. teachers ~~and~~ in the Govt. Hamidia High School, Kilakarai, as the above mentioned G.O. was not given any retrospective effect. He was ousted on 14-8-51 for want of a vacancy. He is now reported to be serving as a secy. gr. teacher in the Govt. High School for Masters, Tirunelveli. In his petition, dat

(R) p 38

p 8 CF

p 1 CF

H 1-10 CF

134

6-12-52, Sri Victor has requested the Govt.-

(1) to appoint him in a war reserved vacancy with retrospective effect from 12-11-47 or at least from 11-5-48 when he shd. have been appointed in a war reserved vacancy and to confirm him in that post;

(2) to grant him an advance increment applicable to candidates appointed in war-reserved vacancies;

(3) to condone the break in service from 15-6-48 to 12-11-50 and 14-8-51 to 14-3-52;

(4) to grant increments by condoning the above breaks; and

(5) to grant ~~him~~ his due promotion & other war service benefits.

Sri Victor has not sent his petition through the proper channel but direct to the Govt. He has also sent copies of his petition to the M.(Edn.) and C.M.

3. It is for orders whether the petition may be forwarded to the Dir. and he may be asked to offer his remarks on each of the requests made by the petitioner. The Dir. may also be requested to point out to the petitioner that he violated instrn. V and XIII of the Instructions regarding the submission and receeipt of petitions addressed to the Govt. of Madras and contravened rule 9 of the Supplementary Rules appended to G.S.C. Rules by sending (1) his petition direct to the Govt. and (2) advance copies to M.(Edn.) and C.M. Subject to orders, a draft memo is added for approval.

28/1/53

[Issued as Memorro 58422 A/52-1 Edn, dated 28.1.1953]

[From the DPI no 214 C12/53, dated 13-7-1953]

The DPI has stated that ~~Sri~~ Sri Victor, in his petitions, dated 9-1-51, 19-2-51, 8-3-51, 30-5-1951 and 17-6-51, requested that the orders issued in Go's no 2767 Edn, dated 5-10-50, might be given effect to from 12-11-1947, the date on which he was first appointed under emergency provisions, and that his case was carefully considered and orders issued turning down his requests for appt with retrospective effect in a war-reserved vacancy. The Dir has added that Sri Victor was definitely informed that he would be considered

P.T.O.

135

69

to have commenced his probation only w.e.f 13-11-50. The Dir has stated that the present petition contains more or less same requests, that inasmuch as these requests have been considered previously and as no new facts have been brought forward in the present petition, the request for retrospective regularisation and for giving him the benefit of war-reserved vacancy and other consequential benefits do not deserve any consideration. It is also reported that the Divisional Inspector of Schools, Madurai Dn, is taking separate action against Sri Victor for his having sent the petition direct to Govt and for having submitted copies to M and M (Edn). In these circumstances, it is for orders whether the recommendation of the Dir may be accepted and the petitioner informed that his requests contained in this petition, dated 15/12/52, cannot be complied with.

21/7/53

The recommendation of the D.P.I may be accepted

27/7/53

Dy

S

28/7

A draft memo is submitted for approval.

31/7/53

7/8/53

[Issued as Memo no 58422A/52-6 Edn 1/8/53]

