Closed

Scott. II-27—104,006—4-11-49.

Dy Supt

(1)

Edn (1950) Department.

(19)

Ms SERIES.

F 1920

G.O. NO. 3232

Dated 5/12/50

[Despatch Abstract.]

Madras General Service – Temporary post of Asst. Secretary to the Commissioner for Govt. Examinations – Ad-hoc rules – Framed

Back Papers.

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

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	269 5/2/51						

Gr

T. & A. 2.

ASST. SECRETARY TO GOVERNMENT
13416
22 FEB 1[illegible]
EDUCATION AND PUBLIC HEALTH DEPT.

CERTIFICATE OF TRANSFER OF CHARGE.

(*G.Os. No.* 609, *Finance, dated 4th September* 1933, *No.* 772, *Finance, dated* **19th December 1935** *and No.* 130, *Finance, dated 4th March* 1936.)

Headquarters* Madras. Date 17th November 1949. Forenoon ~~Afternoon~~

Post Assistant Secretary to the Commissioner for Government Examinations, Madras.

Order under which transfer of charge is made G.O.Ms. No. 498, Edn., dated 16-2-1950.

(Assumption of charge of the post of Assistant Secretary to the Commissioner for Govt. Examinations converted into Gazetted grade.)

Relieved Officer.

For use in Audit Office.
Entered in A/R.
Entered in L/Acct
Entered in H/S
Leave salary Certificate issued
Auditor. A.A.G.

1. Name and initials (BLOCK LETTERS) SRI E.KRISHNA MENON
2. (i) If proceeding on leave
   - (*a*) duration of leave
   - (*b*) address during leave and
   - (*c*) place at which leave salary is to be drawn

   (ii) If retiring or if proceeding on leave preparatory to retirement and if it is proposed to draw the Provident Fund money immediately—whether application for withdrawal of Provident Fund money has been sent to the Accountant-General

   or

   (iii) If on transfer
   - (*a*) Post and
   - (*b*) Station

   to which transferred.
3. Signature E. Krishna Menon 24/2/50
4. Official designation if only holding charge in addition to other duty—

[P.T.O.

2

T. & A. 2

Relieving Officer.

For use in Audit Office.	
Entered in A/R.	
Entered in L/Acct.	
Entered in H/S.	
Joining time admissible.	
Joining time taken.	
Pay slip issued.	
Auditor.	A.A.G.

5. Name and initials (BLOCK LETTERS) SRI E.KRISHNA MENON
6. (i) Whether returning from leave
   (ii) If so, place at which orders of posting were received
   (iii) If not, from what
   (a) Post Assistant Secretary to the Commissioner for Govt. Examinations. (Non-Gazetted.) and
   (b) Station Madras.
   transferred.
   (c) Date of relief at old station 16-11-1949. ~~F.N.~~ A.N.
7. Signature E. Krishna Menon 21/2/50
   If only holding charge in addition to other duty
   (a) Official designation of relieving officer
   (b) Name of officer posted, if known

---

* If charge is made over or received at a station other than the headquarters, the name of such station should also be entered.

NOTES.—(1) When charge is transferred of any office held or usually held by a gazetted officer under the Madras Government, certificates in this form should be filled up and despatched the same day (1) to the Chief Secretary to Government, Public Department, Fort St. George, Madras, (2) to the Accountant-General, Madras, (3) to the officer's immediate superior, (4) to the Board of Revenue, in the case of the Gazetted Officers of the Revenue Department and (5) to the Commissioner and Deputy Commissioners of Excise, in the case of the Assistant Commissioners and Inspectors of Excise. If transfer is made by telegram, each officer will send the certificates direct and independently of the other officer.

(2) Officers in charge of treasuries, e.g., Collectors and Treasury Deputy Collectors, will also send to the Accountant-General the certificate in form S.Y. 60 prescribed in the Book of Account Forms.

To The Chief Secretary to the Government of Madras, Fort St. George.
" The Secretary to the Government of Madras, Education & Public Health Department, Fort St. George.
" The Accountant-General, Madras.

---

(7)

E.& P.H.(G2).

13416/G2/50.

Letter/Ref. No. 13416/F/50-1 Edn., dated 2/3/50

To

The Secretary, P.S.C.,
Madras (with enclosures). (x)

(x) Copies of p 11-12/(P), p 3-4/(W) and p 3/(H)

15/3 with Encl
2/3/50

Sir,

Sub: ESTABLISHMENT - Office of the C.G.E. - Temporary appointment of Asst. Secretary (Gazetted) - Concurrence of the M.P.S.C.

p 11-12/(P)

p 3/(H)

p 3-4/(W)

Ref: G.Os.Ms.No. 3537, Edn., dt.17-11-49, 164, Edn., dated 20-1-50 and 498, Edn., dated 16-2-50.

p 3/(H)

I am directed to forward copies of the G.Os. cited on the above subject and to request that in the circumstances stated in para 2 of G.O. No. 498, Edn., dated 16-2-50, the concurrence of the M.P.S.C. may be obtained ~~t~~to the temporary appointment of Sri E. Krishna Menon as Asst. Secretary (Gazetted) in the office of the C.G.E. beyond the period of three months reckoned from 17-11-49. ~~for which the existing orders permit such appointment.~~ Ad hoc rules in respect of the post have not yet been framed.

Y. K.

C.F.X.C./27-2-50
N.V.S.
27-2-50

1-3-50

S

NOTE:- The draft letter above is with ref. to 'X' on p.3 n.f. of/(H).

C.F.X.C.
27-2-50
N.V.S.
27-2-50

1-3-50

2/3

C. Amended as Ref 13416/F/50-1 Edn. 2/3/50

F (4) 5 3

TEL:"PUBSERCOM"
From
Sri C. Krishnaswami Chetty,
Secretary, Public Service
Commn., Madras-8.

To
The Secretary to the Government
of Madras,
Education Department, Madras-9.

28/14/3

EDUCATION DEPARTMENT 9 MAR 1950

1378

Sir,

No.1434-B.2/50-1,dated 7-3-1950.

Appointment - Temporary - Asst. Secretary (Gazetted), Office of the Commissioner for Government Examinations - Continuance - Concurrence - Your letter No.13416/F/50-1, Education, dated 2-3-1950.

--

I am to say that the Commission ratifies the continuance beyond three months of the temporary appointment of Sri E.Krishna Menon as Asst. Secretary (Gazetted) in the office of the Commissioner for Government Examinations subject to the condition that his work and conduct continue to be satisfactory.

Yours faithfully,

Secretary.

Endt. 13416/F/50-2 Edn d 13/3/50 Edn Dept
Communicated to the C.G.E.
He is requested to submit the draft of the adhoc rules called for in G.O. No 3537 Edn 17-11-49.

15/3

To the C.G.E.
21/4/50

Encl.-nil.
ckn.8-3-1950.

13-3-50

S 13/3

46

Subject:

Office of the Commissioner for Government Examinations, Madras - Post of Temporary Post of Assistant Secretary - Gazetted - Ad-hoc-Rules - Submitted.

ASSISTANT SECRETARY
6 MAY 1950
EDUCATION DEPARTMENT

R.C.No.Cl.1/50.

Station:- Madras. Dated 5-5-1950.

10333
26/5/50
31/5/50

From (Name):- Sri D.S. Reddi, M.A., (Oxon).,
(Designation):- Commissioner for Government Examinations, Madras.

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

Sir,

Ref:- G.O.No.3537, Education, dated 17-11-1949.
G.O.No.164, Education, dated 20-1-1950, and
Para 3 of G.O.No.498, Education, dated 16-2-1950.

I have the honour to submit the following Ad-hoc-rules for the Gazetted post of Assistant Secretary to the Commissioner for Government Examinations sanctioned in G.O.No.3537, Education, dated 17-11-1949. It is not proposed to have direct recruitment to this post. The post carries with it great responsibility, as a large amount of confidential work has to be got through by the incumbent and only a person of proved integrity and well trained in office routine and procedure could be appointed to it. I therefore recommend that the post should be filled only by promotion from among the following categories, leaving it to the Commissioner to select any suitable person from any category.

Categories.

(1) Superintendents in the Office of the Commissioner for Government Examinations, Madras.
(2) Superintendents in the Office of the Director of Public Instruction, Madras.
(3) Deputy Inspectors and Schools Assistants (Men) in the subordinate Educational Service.

With the above object in view the following Ad-hoc-rules are submitted to Government for approval.

Ad-hoc-rules for the Temporary post of Assistant Secretary (Gazetted) to the Commissioner for Government Examinations, Madras.

(1) The number of posts in the Madras General Service is temporarily increased by one on account of the creation of a temporary post of Assistant Secretary to the Commissioner for Government Examinations, Madras.

(2) The general rules applicable to the Madras Provincial and Subordinate Services will apply to this post subject to the following:-

(3) There shall be no direct recruitment to the post. The post will be filled up from among any of the following categories at the discretion of the Commissioner according to the needs of the office at the time.

(i) Superintendents in the Office of the Commissioner for Government Examinations, Madras.
(ii) Superintendents in the Office of the Director of Public Instruction, Madras.
(iii) Deputy Inspectors and School Assistants (Men's Branch) in the Educational Subordinate Services.

P.T.O.

8

(iv) The scale of salary for the post will be Rs.250-25/2-350.

(v) No person shall be promoted to the post if he has completed the age of 52 on the date of promotion.

(vi) The holder shall have the following qualifications:

(1) He should be a B.A., L.T. (B.T. or B.Ed), Prior to his promotion.
(2) If he has not already acquired, he should acquire the following during the period of probation:

(a) Second Class Language Test. (Lower standard - the same as for M.E.S. Officers).
(b) Account Test.

Nagaraja [illegible]
5.5.50.

For COMMISSIONER.

M.T./5.5.50.

Edu (F)

The originals of GOs referred to at 'A' overleaf are put up in the file relating to sanctioning of additional staff to C.G.E.'s office, since sent U.O. to Finance. Time may kindly be given to submit this paper till 19.5.50.

C.3536/50/F

12.5.50

11/5/50.
12/5/50

May continue to lie over till 26.5.50 as the papers are not yet available.

23.5.50.

24/5/50.
24/5/50

---

⑥ 9

Edu De

H7854 From the C.G.E, Rc.No.C1.1/50 d 5

Madras General Service - Post of Assistant Secretary (Gazetted) to the C.G.E. - Issue of 'Adhoc' rules.

Memo No 13416/F/50-3 Edu d 10.6.50

pl 13/6

In the ad hoc rules suggested in respect of the temporary post of Asst. Secretary the C.G.E. has included a provision to the effect that the post(s) will be filled from among certain specified categories at the discretion of the Commr. according to the needs of the office at the time.

~~While suggesting draf 'adhoc' rules for the temporary post of Assistant Secretary (Gazetted) to the C.G.E, the Commission has stated that there shall be no direct recruitment to the post and that the post will be filled up from among any of the categories specified in his letter cited above at his discretion ~~and~~ according the needs of the office at the time.~~

It is not clear whether the intention of the Commissioner is that the post should be excluded from the ~~post~~ purview of the Madra Public Service Commission. ~~and that it should be filled up by persons of his choice after approval by Govt.~~ The C.G.E. is requested to clarify the ~~position~~ points. ~~and furnish reasons in detail in case the post is to be excluded from the purview of the Commission.~~

10.6.50.

To the C.G.E.
O/C as modified

13/6

9/6/50

7 (7) 11

SUBJECT.

Madras General Service - Post of Assistant Secretary to the Commissioner for Government Examinations.

Station: Madras. R.C.No.1-Cl/50, dated 20-6-1950.

16849

22 JUN 1950

EDUCATION DEPARTMENT

From (Name) Sri D.S.Reddi, M.A., (Oxon),
(Designation) Commissioner for Government Examinations,
MADRAS.

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

Sir,

p 9 ante

Ref: Government Memorandum No. 13416/F/50-3 Edn., dated 10-6-1950.

--

I have the honour to state that my intention is to exclude the post from the purview of the Madras Public Service Commission for the reasons already stated in my letter to Government R.C.No.Cl-1/50, - dated 5-5-'50.

p 7, 8 ante

21.6.50
For COMMISSIONER.

CP/21-6.

13 Edn (F)

(8)

13416/F/50.

D.P. section

21/8

files –

D.O. No. 13416/F/50-7 Edn d 21.8.50

My Dear Reddi,

Sub:- ~~Office of the C.G.E.~~ Madras General service - post of Asst. Secretary to the C.G.E. - Ad hoc rules.

Ref: Your Letter R.C. No. 1-C1/50. d 20.6.50

The Hon'ble Minister for Education and Law ~~desires You to meet him~~ would like to discuss the ~~Subject Cited above~~ matter with you.

Yours Sincerely,

18.8.50

18.8.50

16.8.50.

16/8

21/8

To.
Sri D. S. Reddi. M.A. (Oxon)
D.P.I
Madras.

14

15

Edn.Deptt.(F)

Letter/Ref.No.13416/F/50-9Edn. d/ 14/10/50

13416/F/50

To The Secy., M.P.S.C. (with encl.) with a copy of the draft Ad-hoc rules. at (2)

Sir,

Sub: Madras General Service -Temporary post of Asst.Secretary to the C.G.E.-Ad hoc rules - Framed.

--

I am to enclose a draft of the Ad hoc rules which it is proposed to issue for the temporary post of the Assistant Secretary to the C.G.E. and to request that the views ~~remarks~~ of the Commission thereon may kindly be obtained and forwarded at an early date.

(p 8-4 of the draft below)

Y.F.

14/10

19
16/10

17/10

12.10.50.

12/10/50

13 10 50

14/10

(10) 8

ASSISTANT SECRETARY
34124
1 NOV 1950
EDUCATION DEPARTMENT

From
Sri C.Krishnaswami Chetty,
Secretary, Public Service
Commission, Madras-2.

To
The Secretary to the Government
of Madras, Education Department,
Madras-9.

No.6727-C1/50-1, dated 30-10-50.

Sir,

Rules - Madras General Service - Temporary post of Assistant Secretary to the Commissioner for Government Examinations - Adhoc Rules - Your letter No.13416-F/50-9, Education dated 14-10-1950.

--

p 15-ante

I am to suggest that:--

(i) the words "recruitment by transfer" may be substituted for the word "promotion" occurring in Draft Rule 2.

'X' // (ii) the word "of" may be substituted for the word "or" occurring after the term "B.Ed." in Draft Rule 4.

(iii) the draft rule 5 may be recast as follows:

" 5. A probationer shall, within the period of probation pass:

'Y' // (a) special Language Test for Officers of the Education Department, Lower Standard - prescribed for officers in the Madras Educational Service;

(b) Account Test for Executive Officers."

2. The Commission has no other remarks to offer.

Yours faithfully,

Secretary.

Encl: Nil.
pmr.31/10/50.

31.10.50

18

13416/F/50-1

(11)

Edn.Deptt.(F)

Sub: Madras General Service - Temporary post of Asst.Secretary to the C.G.E.-~~Adhoc~~ Ad-hoc rules -Framed.

From the C.G.E. Rc.No.C1/50 d.5-5-50. and Rc.No.1-C1/50 dated 20-6-50.

p.p.s.c. p 11 cf

G.O.Ms.No.   Edn. d/

Pl. retype

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

Notification

Rules relating to the temporary post of Asst.Secry., to the C.G.E., in the Madras General Service.

~~Notification.~~

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, His Excellency the Governor of Madras hereby makes the following rules.

The rules hereby made shall be deemed to have come into force on the ~~20th~~ 17th ~~Nov~~ November 1949.

V M.p.3 nff (x)

x p.r.t.c.f

Rules.

1. ~~(1)~~ The ~~number of posts in~~ shall constitute a separate class of the Madras General Service ~~is temporarily increased by one on account of the creation of a~~ temporary post of Asst. Secretary to the Commissioner for Govt.Examinations, Madras.

2. ~~(2)~~ The General Rules applicable to the Madras ~~Provincial~~ State and Subordinate Services will apply to ~~this~~ the holder of the temporary post subject to the ~~following:~~ modifications specified in the following rules

See notes

holders of permanent posts of ... in the said service shall

3 ~~(3)~~ ~~Selection~~ Appointment to the post shall be by promotion from ~~among the following categories:~~

(i) Superintendents in the Office of the Commr. for Govt.Examinations, Madras,

(ii) Superintendents in the Office of the Dir. of Public Instruction, Madras, or

(iii) Deputy Inspectors and School Assistants (Men's Branch) in the Educational Subordinate Services.

~~(4) The scale of salary for the post will be Rs.250-25/2-350.~~

4 ~~(5)~~ No person shall be ~~promoted~~ eligible for appointment to the post if he has completed or will complete the age of 52 on the 1st ~~date of promotion~~ July of the year in which the selection is made.

5 ~~(6) The holder of~~ No person shall be eligible for appointment to the post ~~should have~~ shall unless he possesses ~~the following qualifications:-~~

~~(1) He should be a~~ the degrees of B.A. and L.T., ~~(~~B.T., or B.Ed.~~)~~ of a University in the State, ~~Prior to his promotion.~~

~~(2) If he has not already acquired, he should acquire the following during the period of probation:~~

(a) Second Class Language Test.
(Lower Standard-the same as for M.E.S.Officers); and

(b) Account Test.

11.9.50.

C/5
8/9/50.
9/9/50

6. A probationer shall within the period of probation pass -

7. There shall be paid to the holder of the post a monthly pay calculated in the scale of Rs 250 - 25/2 - 350.

To

The C.G.E.
Copy to the D.P.I.
The Secy., M.P.S.C.
The S.G.P.for publn.
in the F.S.S.G.
Copy to Public(Ser)Deptt

(Scs-3)

rule (4) on the

(Revised draft as Corrected by Legal - orgl on p3 of note file)

12

Edn.Deptt.(F)

Sub: Madras General Service - Temporary post of Asst. Secretary to the C.G.E. -Ad hoc rules - Framed.

--

From the C.G.E. Rc.No.C1.1/50 dated 5-5-1950
and Rc.No.1.-C1/50 dated 20-6-1950.

--

Pl. take a copy of the draft

C/5
20/11/50

G.O.Ms.No. Edn.d/

The following notification will be published ~~ed~~ in the Fort St.George Gazette:-

Notification

Rules relating to the temporary post of Asst.Secry., to the C.G.E., in the Madras General Service.

--

In exercise of the powers conferred by the proviso ~~s~~ to article 309 of the Constitution of India, His Excellency the Governor of Madras hereby makes the following rules.

The rules hereby made shall be deemed to have come into force on the 17th November 1949.

'M' on p3 of f.f (x)

x p7-8 c/f

Rules.

1. The temporary post of Assist.Secretary to the Commissioner for Govt.Examinations, Madras, shall constitute a separate class of the Madras General Service.

2. Appointment to the post shall be by recruitment by transfer ~~by promotion~~ from:

(i) Superintendents in the Office of the Commr. for Govt.Examinations, Madras,

(ii) Superintendents in the Office of the Dir. of Public Instruction, Madras, or

(iii) Deputy Inspectors and School ~~s~~ Assistants (Men's Branch) in the Madras Educational Subordinate Service ~~s~~.

p7 c/f

3. No person shall be eligible for appointment to the post if he has completed or will complete the age of 52 on the 1st day of July of ~~on~~ the year in which the ~~selec~~ selection is made.

4. No person shall be eligible for appointment to the post unless he possesses the degrees of B.A., and L.T.

P.T.O

or B.Ed., of ~~the~~ a University in the State;

(5) A probationer shall, within the period of probation pass-

(a) Second Class Language Test.

(Lower Standard-the same as for M.E.S.Officers); and

(b) Account ~~ant~~ Test, for Executive Officers:- Provided that a person who has passed the Account Test for Subordinate Officers Part I, before he commences his probation, shall not be required to pass Account Test for Executive Officers

Vide G.O.Ms 269 Edn 5/2/51

(6) There shall be paid to the holder of the post a monthly pay calculated in the scale of Rs.250-25/2-350.

12.10.50

12/10/50

13/10/50

To
The C.G.E.
Copy to the D.P.I.
The Secy., M.P.S.C.
The S.G.P. for publn. in the F.S.G.G.

Copy to Public(Ser) deptt.

(Ses-3)

23

Revised draft (Original draft kept below).

13416/15/50

Edn. Dept.(F).

Sub:- Madras General Service - Temporary post of Asst. Secretary to the C.G.E.- Ad hoc rules - Framed.

----

p 7-8 cf and p 11 cf

Read:- From the C.G.E., Rc.No. C1.1/50 dated 5-5-1950 and Rc.No.1-C1/50 dated 20-6-1950.
From the Secy., M.P.S.C., Madras No. 6227-C1/50-1 d 30/10

4/12

9/5.12

G.O.Ms. No. 3232, Edn. dated 5-12-50.

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

Notification.

Rules relating to the temporary post of Asst. Secretary to the Commissioner for Govt. Examinations in the Madras General Service.

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, His Excellency the Governor of Madras hereby makes the following rules.

The rules hereby made shall be deemed to have come into force on the 17th November 1949.

'M' on p 3 of ⓧ

x p 7-8 cf

Rules.

1. The temporary post of Assistant Secretary to the Commissioner for Govt. Examinations, Madras, shall constitute a separate class of the Madras General Service.

2. Appointment to the post shall be by recruitment by transfer from:-

p 1 cf

(i) Superintendents in the Office of the Commr. for Govt. Examinations, Madras,

(ii) Superintendents in the office of the Director of Public Instruction, Madras, or

(iii) Deputy Inspectors and School Assistants (Men's Branch) in the Madras Educational Subordinate Service.

3. No person shall be eligible for appointment to the post if he has completed or will complete the age of 52 on the 1st day of July of the year in which the selection is made.

4. No person shall be eligible for appointment to the post unless he possesses the degrees of B.A., and L.T., B.T., or B.Ed., of a University in the State.

P.T.O.

24

-2-

5. A probationer shall, within the period of probation pass:

(a) special Language Test for Officers of the Education Department, Lower Standard - prescribed for officers in the Madras Educational Service;

(b) Account Test for Executive Officers.

6. There shall be paid to the holder of the post a monthly pay calculated in the scale of Rs.250-25/2-350.

'y' in p 17 cf

To

The C.G.E.
" Secy., M.P.S.C.
" S.G.P. for publn.
in the F.S.G.G.

Copy to the D.P.I.
,, Pub.(Ser.)

1 S/c. (SF)

21/11/50.

23/11/50

25/7/50.

27/11

Education Deptt.(F)

13416/F/50

p 7-8 cf

From the Commr. for Govt. Examinations Rc.No.C1.1/50
dated 5-5-1950.

Madras General Service - Temporary post of the Assist. Secretary (Gazetted) to the C.G.E. - Issue of 'Adhoc' rules.

***

pp 11-12 cf / (P)

Orgl recd (Copy put up)

(P) scale revised as 250-25/2-350 pp 7-8 cf

p 7 cf

In G.O.No.3537 Edn. dated 17-11-1949, orders were issued converting the permanent post of non-gazetted Assistant Secretary to the Commissioner for Govt.Examinations into a temporary Gazetted post in the scale of Rs.200-20/2-300. The Commissioner has now submitted 'Adhoc' rules for the temporary gazetted post of ~~the~~ the Assistant Secretary for the approval of Government. He states that the post carries with it great responsibility as a large amount of confidential work has to be got through by the incumbent and that only a person of proved integrity and well trained in office routine and procedure should be appointed to it. He has therefore proposed that the post may be filled only by promotion from among the Superintendents in his office, Superintendents in the office of the D.P.I., Deputy Inspectors and School Assistants (Mens' Branch) in the Madras Educational Subordinate Service, leaving it to the Commissioner to select any suitable person from any category.

p 7 cf

In the circumstances explained by the C.G.E. there seems to be no objection to the appointment to the post being made by transfer from among the ~~membe~~ members of the Subordinate services referred to.

27/6.

The intention of the C.G.E. however is that the post should be excluded from the purview of the Madras Public Service Commission ~~M.P.S.C.~~ - Vide letter on page 11 cf. It is submitted in this connection that the post is to be included as a temporary one in a separate class of the Madras General Service and that the scale of pay of the post is also fairly high. viz., Rs.250-25/2-350. It does not therefore seem desirable that the appointment to the post should be left entirely to the C.G.E. It seems necessary to bring it within the purview of the ~~Comm~~

para 3 of GO 498 Edn 16/2/50 (X)

M'

The appointment is by promotion from Superintendents in the Office - There seems to be no special reason for excluding it from the [illegible]

- I agree 27/6.

C 13416/F/50

Commission. For orders.

Public (Services) may see for remarks.

DY
26.6.50

ASSISTANT SECRETARY TO GOVERNMENT
2405
JUN 1950
29.6.50
PUBLIC DEPARTMENT

27.6.50

27/6/50

11/7

Pub (Ser.)

The note on the previous page may be perused. This dept. may agree that the post of Asst. Secy to the Commr. for Govt. Exams. should be within the purview of the M.P.S.C.

29/6/50

29/6 Edn. F

Edu. U.O. No.
13416/F/50-4
28/6/50.

Public (Ser) Dept.
U.O. 2405/50-1
30.6.50.

18117
3 JUL 1950
EDUCATION DEPARTMENT

Edu (F)

The previous notes of this Dept. on page 1 ante may be perused. Pub (Ser) in their note above have also agreed to the view of this Dept. at 'M' overleaf.

The file may now be circulated for orders whether the view of this Dept. as agreed to by Pub (Ser) that the temporary post of Asst. Secretary (Gazetted) to the C. G. E in the scale of pay of Rs 200-20/2-300 ~~may~~ should be within the purview of the Madras Pub. Service Commission, may be accepted.

and 'M' on p 1 ante

X

The adhoc rules on pages 7-8 CF will be taken up for consideration after orders are passed on the above point

13.7.50

8/7/50

DY
10/7/50

SECRETARY
15 JUL 1950
EDUCATION DEPARTMENT

X above may be agreed to

HM E&L

14.7.50

HM (E&L) Are not Supdts in the Secret Section of the Secretariat selected from M.P.S.C Candidates / HM 18/7

Y

3

(15)

5

EDN. DEPT.(F).

Please see the minutes of H.M.(E.& L.) at 'Y' on p.2 ANTE. It is submitted that Superintendents in the Secret Section of the Secretariat are not selected from the M.P.S.C. candidates, ~~just~~ As in the case of Supdts. in the Sectt. who are promoted from U.D. clerks, ~~so also is~~ the post of the Supdt., Pub (S.C.) is filled by promotion from among ~~promoted from~~ the clerks in that Section who are deputed by the Spl. Branch, C.I.D. for work in the Secretariat.

Informally ascertained from Pub(Ser)

A

Public ~~(Ser)~~ may ~~perhaps see U.O. for remarks, if any.~~ offer remarks on HM's query on the previous page

19/7/50

DY
19/7/50

20/7/50

Public.

Edu. U.O. No.
13416/F/50-5
21/7/50

ASSISTANT SECRETARY TO GOVERNMENT
3361
24/7/50
24 JUL 1950
CHIEF SECRETARIAT

Public (Services) Department.

The note of the Education department on pp.1-3 above may be perused. This file has been sent to this department w.r.t. H.M (E & L)'s query on p.2 ante. Appointment to the post of S.C. Superintendent in the Chief Secretariat is made by promotion from among the Special Branch clerks working in the Chief Secretariat, the Governor's Secretariat and the Home department ~~(other than Sri M.S. Ramanathan, the present S.C. clerk of the Home department)~~. The Commission is not consulted for such promotions as that body is not concerned with promotions within a service - see regulation 18(c) of the M.P.S.C. Regulations, 1937.

para 3 - p 12 CF. (M)

Reg. 18(c) is no authority for this

29/7

The case may be returned to Education.

28/7/50

28.7.50

The appointment of a Spl. Branch clerk as Supdt. S.C. Section in the Chief Sectt (as also the apptmt of an u.d. clerk in the Sectt as a Supdt) is a case of "promotion within a service." In the former case it is promotion within the Madras Ministerial Service & in the latter case within the Madras

Sectt &c as both Off. Br. clerks & Sc. Supts are included in the Ministerial Service & UD clerks & Supts in the Sectt are included in the Sectt Service.

The appointment of Supts of the offices of the D P I the C.S.C. or Dy Inspr of School Arts as the Asst Secy to the C.S.C. is a case of appointment "by transfer to a provincial (i.e. State) Service" from a Subordinate Service – just like the apptmts of Sectt Supts as Asst Secys to Govt. In such cases consultation with the Madras Public Service Commission is necessary whereas such ~~a~~ consultation is not necessary in the case of promotions within a same Service.

Art. 320(3)(b) of the Constn.

This is a distinction from the above article.

28.7.50

28/ Edn

29/7

Pub (Ser) UO
3361/50-1
29.7.50

Edn (7)

H.M's query at the bottom of page 2 ante – Public (Services) have stated that consultation with the State Public Services Commission is necessary in this case as it is a case of transfer from a Subordinate Service to a provincial (State) Service – Article 320(3)(b) of the Constitution of India. Appointment of Secret Superintendents is one ~~by~~ of promotion within the same Service, namely, the Madras Ministerial Service. H.M. (E&L) may see

p 153 of the Constitution

Assistant Secretary
21768
31 JUL 1950
Education Department

31.7.50

1.8.50

– HM E&L –

HM(E&L) Have we power to exclude it from M.P.S.C. KM

1/8

Secretary
2 AUG 1950
Education Department

Edn.(F)

Please see H.M.(E&L)'s query above. It is submitted that Govt. have power to exclude the post from the purview of the M.P.S.C. Under rule 18(b) of the Madras Public Service Commision Regulations 1937, the Govt. may, with the concurrence of the Commission, direct that appointment to the post may be made without reference to the Commission.

Public (Ser) may, however, see.

5.8.50

Pub (Services)

p 99 Madras Services Manual Vol. I
Bk No 112

5/8/50

5/8/50

Edn UO No
13416/F/50-6
7/8/50

(Last seen at pp 3-4 ante): The answer to H.M. (E&L)'s query is in the affirmative. The procedure is that first we should ask the Commission under regulation 18(b) of the M.P.S.C. Regulations whether it would give its concurrence for making the appointment ~~not~~ without the usual statutory reference to it: i.e. we ask it whether it would agree that / so & so is suitable to the post without advertising the post or making a selection from a no. of candidates suggested by the Head of the Dept &c. If it agrees the Govt. make the appointment. If it does not agree then it is open to the Govt. to issue a regulation under the proviso to article 320(3) of the Constitution excluding the post from the purview of the Commission.

p 9 of the M.S. Manual Vol I
Bk No 112.

8.8.50

18/8 Edn

Assistant Secretary to Government
3637
8 AUG 1950
Public Department

Pub (Ser) UO
3637/50-1
8.8.50

Assistant Secretary
23165
9 AUG 1950
Education Department

C 13416/F/50

12/8

Edn.Deptt.(F)

With reference to the query of H.M.(E.& L.) on pages 4-5 ante, it is submitted that the Government have power to exclude the post of the Assistant Secy. (Gazetted) to the C.G.E. from the purview of the M.P.S.C. after obtaining its concurrence under Regulation 18(b) of the M.P.S.C. regulations. Even if the Commission does not agree, it is open to the Government to issue a regulation under the proviso to article 320(3) of the Constitution of India, excluding the above post from the purview of the Commission.

'M' on pp 4-5 ante

p 9 of the Madras Service Manual Vol I Section 112

p 5 ante

p 153 of the Constitution (not put up)

May be circulated to H.M.(E.& L.) for orders

(i) Whether the post of Asst. Secy (C.G.E's Office) should be excluded from the Commission's purview, and

(ii) Whether the Commn. may be consulted in the matter.

11/8/50.

11/8/50

11-8-50

12.8.50

SECRETARY
14 AUG 1950
EDUCATION DEPARTMENT

HM(Edn)

HM(E&L) Ask the D.P.I to spk to me

AM

14/8

Edn(F)

Please see the orders in circulation above.

The draft D.O. below to the D.P.I is for approval.

18-8-50

18.8.50

16.8.50.

16.8.50

p 13 c.f.

[Issued as D.O. no 13416F/50-7 Edn dt 21/8/50]

17

This matter was discussed with H.M.(E.& L.) and D.P.I. It has been agreed that the post of Asst. Secretary to the Commissioner for Govt. Examinations need not be excluded from the purview of the Commission, but that selections to the post shall be by promotion from among the several categories detailed in the D.P.I's letter on page 7 c.f. Please take further action in the matter.

5.9.50

Edn(F)

Office — A draft ~~[illegible]~~ of the (Ad-hoc rules) in respect of the post of Asst. Secy, C.G.E's office is submitted for approval. It is based upon the Commr's draft on pages 7-8 c.f.

A — Legal may see it for scrutiny before the views of the M.P.S.C on the draft are invited on it ~~the draft and~~

11.9.50

9/9/50.

9/9/50

A Why this scrutiny? Unless legal. ~~Is~~ there is any legal point involved; or the rules of procedure require such consultation, the legal dept. may be spared of such extra items work.

12.9.

Resubmitted -

Drafts of this kind are sent to Legal with reference to Secretariat instruction 25x(1) - The Draft in this case is not considered to

x top of p.22 of Bk No 145 (put up)

to be of such routine nature as to be covered by para (2) of that instruction.

18.9.50.

7.8.9

18/9

Legal

Legal Department.

Under General Rule 1, those rules will apply to all State and Subordinate Services and to the holders of all posts whether temporary or permanent in any such service except to the extent otherwise expressly provided. Consequently, unless the intention is that ~~not only~~ the General Rules ~~but also~~ and the Special Rules applicable to the holders of any permanent post in the Madras General Service should apply to the ~~xx~~ holder of the temporary post subject to specified modifications, there is no necessity to have draft rule 2.

Subject to the above remarks, the alterations indicated in red ink on the draft notification may be made.

L 143/MT

Edu u.o. No
13416/F/50-8
18/9/50

ADS

S/E

ASSISTANT SECRETARY
15019.
19 SEP 1950
LEGAL DEPARTMENT

3.10.50.

Education

Legal no 15019/50 T
4.10.50

Education (F)

ASSISTANT SECRETARY
5 OCT 1950
30758
EDUCATION DEPARTMENT

Please see L~~ø~~egal U.O. Note above. ~~The~~ It does not appear that the intention of the C.G.E. ~~seems to be~~ is that the General and Special Rules applicable to holders of any permanent post in the Madras General Service should ~~not~~ be made applicable ~~to apply~~ to the holder of th~~is~~ temporary post of Assistant Secretary, to the C.G.E. Draft Rule 2 may be omitted as suggested by Legal.

p 7 cf

Vide N on p 7 cf

'N' on p 7 cf

5. A copy of the draft of the Ad hoc rules as corrected by Legal may be forwarded to the M.P.S.C. for its remarks.

pp 3-4 of draft at ⓩ

Subject to orders a draft letter to the M.P.S.C. is submitted for approval.

13.10.50

14.10

12.10.50

12/10/50

p 15 cf – (Issued in Let. 13416/F/50-9 Edn d 14.10.50)

p 17 cf (From the M.P.S.C. No. 6727-C1/50-1 d 30.10.50) C. 34124/50.

Edu (F)

Please see the remarks of the M.P.S.C. on p 17 cf. The amendments suggested by the Commission to the draft ad-hoc rules proposed to be issued relating to the post of Asst. Secretary (Gazetted) to the C.G.E. may be agreed to except the one at 'X' on p 17 cf. The draft ad hoc rules may be suitably altered ~~in accord~~ in accordance with the suggestions of the Commission.

Pub (Ser) may see u.o.

6.11.50.

7/11/50

10.11.50

11.11

Pub (Ser)

Pub (Ser)

ASSISTANT SECRETARY TO GOVERNMENT
4414
1? NOV 1950
13/11/50
PUBLIC DEPARTMENT

Edu u.o. No
13416/F/50-10
11.11.50

10

Public (Services-C) Dept.

~~33~~ ~~27/11~~

(This Department's previous notes on p.5 above).

The draft order below, the Commission's letter on p.17 c.f. and the Education Department's note on p.9 above may be perused and the file returned to that Department. They will no doubt circulate the case to H.C.M. also.

/'X' on p.17 c.f.- In the office copy of the draft order, the word occurring after the term B.Ed. in rule 4 is "of". Apparently in the copy of the draft sent to the Commission, the word was wrongly typed as "or"./

15.11.50 15.11.50

16.11.50

Edn

Public Services Dept.
Lr. No. 4414/50-1
17.11.50.

17 NOV 1950
36356

The file relates to the question of framing 'Ad-hoc' rules for the temporary gazetted post of the Assistant-Secretary to the C.G.E. The 'Ad-hoc' rules have been settled in consultation with the C.G.E. and the Madras Public Service Commission. The draft of the 'Ad-hoc' rules put up below may issue after circulation to H.M.(E&L) and H.C.M.

23/11/50.
23/11/50

25/11/50

27/11

HM (E&L)
HCM

HM (E&L)

HCM

27/11

4 DEC 1950