

E. S. P. H.

(1940) Department.

Ms. SERIES. (1)

G.O. NO.

552

(Edu)

Dated

21-2-50

Closed
D3

104

[Despatch Abstract.]

Establishment - Secondary Education.

Tirupattur M. C. Ty. Sri P. Lakshminarayana Naicker
 Headmaster, Mural High School - Appeal
 against orders of punishment - Order passed.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
ego	697	Edu	17/5/43				

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O.	2303	Gen.	17/8/50				
G.O.	2214	"	19.9.52				

C.M.Subramanya Naidu,
Chairman, Municipal Council.

Tirupattur N.A.
Dt. 27--1--1949.

Respected Sir,

1 FEB 1949

Please excuse me for the liberty I take in inviting this personal letter to you. I am adopting this course just to bring to the personal notice of the Minister the present state of affairs that exist in the local Municipal High School. This Council is maintaining a High School where more than 800 pupils are given instruction. This is one of the oldest institutions and had the right to be proud of having imparted education to eminent personages like Rao Bahadur T.G. Sanjeevi Pillai; Deputy Inspector General of Police, Mr. A.V. Ramanathan, Retired Dewan of Bharatpur etc., Such an institution has now become an object of mockery and has earned a very bad name. This is due to the maladministration of the present Headmaster, who is neither competent to hold the post now has he the tact to carry on the administration. On account of his negligence and disregard of the rules heavy losses had occurred to the Council by way of theft of big amounts kept in the school iron safe, non collection of school fees etc., due. His further continuance in the post will lead to more losses and in the interest of the administration and the improvement of the pupils immediate action has to be taken to get rid of him. The entire Council is for this and I am sending copies of the unanimous resolution of the Council and the letter of the Commissioner to the Inspector of Local Boards and Municipal Councils. The Commissioner himself can take action on the councils' resolution but he hesitates. I am therefore approaching the Hon'ble Minister and request that the Hon'ble Minister will be kind enough to look into the matter and issue such directions as are necessary to get rid of the present Headmaster. Besides the entire Council, the whole town is looking upon the Hon'ble Minister for this step.

Hoping to be excused for the trouble and expecting a line in reply.

Yours faithfully,

To Sri Chandramouli,
Hon'ble Minister for Local
Administration, Department,
MADRAS.

C. M. Subramanya Naidu
27/1/49
(Chairman)

(M) 7
Tirupattur N.A.Dt.,

27th January 1949.

To

The Hon'ble Minister for Local Administration,

M A D R A S.

Most Respected Sir,

We, the members of the Municipal Council, Tirupattur, N.A., beg to submit the following for the kind and sympathetic consideration of the Hon'ble Minister and for favourable orders.

This Council is maintaining a Municipal High School, In itx more than 800 pupils - both boys and girls - receive instruction. This is one of the oldest institutions and has given instruction to many gentlemen; who rose up to high positions. Until recently it had earned a good name and this good name has diminished in recent years. The School has become an object of mockery in recent years and its administration is going from bad to worse. Big sums of money have disappeared from the iron safe of the School, whose~~ka~~ key is in the personal custody of the Headmaster. Without the least regard to rules transfer certificates have been granted without collecting the dues and fees for subsequent months have been collected without the arrears. Heavy losses have been caused to the Council by the negligence of the present Headmaster. With a view to set right matter we, on 17--1--1949 passed an unanimous resolution expressing want of confidence in him and requesting the Commissioner to enquire into the School affair, keeping the Headmaster under suspension pending enquiry as it was not safe to allow him to handle the school affairs. The Commissioner has not taken any action on this important and urgent resolution and we are informed that he is seeking the advice of others. As the further continuance of the Headmaster will be much detrimental to the School and to save the Council

(P.T.O)

Read report of the Commissioner about the fee collections in the Municipal High School promised to be placed in reply to interpellations of Janab, T.M. Mahabobali Sahab Bahadur, Councillor.

RESOLUTION: The note prepared by the Executive Authority was read. From the above note it is seen that was due to the carelessness of the Headmaster that arrears were left out without collection; therefore this council resolves to request the Commissioner to take proper steps to collect the loss caused to the Council.

(Sd) C.M. Subramanya Naidu,
CHAIRMAN.

(True Copy)

COMMISSIONER'S NOTE DATED 13-1-1949 TO THE COUNCIL.

In this interpellations dated 20-12-48 Mr. T.M. Mahabobali Sahab, Councillor sought information on the following points:-

1. The number of pupils that have paid school fees classwar.
2. The number of pupils that did not pay school fees.
3. The names of pupils from whom fees were not collected.
4. The number of pupils who left with Transfer Certificate last year.
5. The number of pupils to whom Transfer Certificate was granted without collecting arrears.
6. The names of pupils from whom arrears were collected this year.
7. The names of defaulters whose names were not removed from the Attendance Register.

In reply to the interpellations it was stated that the particulars will be gathered and a report placed at the next meeting of the Council.

The Term Fee Register and all the other registers were checked and 4 statements "A to D" are submitted herewith. From these statements it is seen that money tendered have been accepted without verifying arrears and transfer certificates have been granted without collecting the dues. The High School Accounts are maintained in a most confusing manner and the instructions contained in Art 192 of the M.A. Code have not been followed. The Headmaster has not exercised any check. List of defaulters contemplated in Art. 192 of the M.A. Code does not appear to have been prepared every month and this is responsible for the large arrears and irregular collections. Hence the items referred to in statements A, B and D and the loss of income referred to therein is due to the negligence of the Headmaster and his Clerk and to the lack of supervision on the part of the Headmaster.

(Sd) J. Doraiswamy,
Commissioner.

(True Copy)

44 AS
12-1-49

one copy
for file

MUNICIPAL COUNCILS AND LOCAL BOARDS, MADRAS.

From M
Mr. J. Doraiswamy B.A.,
Commissioner,
Tirupattur Municipality,
Tirupattur. N.A.
R.O.C. C.2/278/49.

To
The Inspector of Municipal Councils
and Local Boards,
Old High Court Buildings,
First Line Beach, Madras.
Dated. 19--1--1949.

Sir,
Sub:- Education - Secondary - Municipal High School - Theft of
collections from the School iron safe.

I beg to submit that in an interpellation made by a councillor regarding alleged irregularities regarding ~~of the High School were got~~ ~~scrutinised by~~ non-collection of school fees from students, the Fee Registers of the High School were got scrutinised by the Office Manager. Three statements detailing the several irregularities, whereby loss has been caused to the Council, were prepared and placed before the Council. The Council at its meeting held on 17-1-49 has resolved to request the Commissioner to frame charges against him to keep him under suspension pending enquiry into the charges. However in view of the fact that S.S.L.C., Public Examination is fast approaching and any change in the staff at this juncture would cause administrative inconvenience and affect ~~xxx~~ students' education, it is considered not desirable to suspend the Headmaster pending enquiry into the charges. Regular charges could be framed and the explanation of the Headmaster could be called for in due course.

I submit herewith a copy of Municipal Councils' Resolution ~~xx~~ and request that the Inspector may be pleased to advise me, as to what I should do on the resolution of the Council.

Forwarded.

Sd. J. Doraiswamy,
Commissioner.

Sd. C.M. Subramanya Naidu.

Chairman.

COPY OF COUNCIL RESOLUTION NO. 813 DATED 17--1--'49.

Read resolution of Councillor Janab T.M. Mahaboob Ali Saheb Bahadur Avl., dated 20--12--1948.

"If there are arrears remaining unpaid by the students in Municipal High School, this Council resolves to withhold the salary of the Headmaster until they are collected and also resolves to request the Commissioner accordingly".

RESOLUTION:- While moving this resolution Janab T.M. Mahaboob Ali Saheb Bahadur proposes the following amendment.

"Delete the portion from "If there are arrears" to "Salary of the Headmaster" and add "As it is clear from the note of the commissioner that there are arrears remaining uncollected, and as it is clear that loss of revenue has been caused to the Council and as it is clear that the management of the School by the Headmaster is not proper the Council requests to frame charges against him and to hold an enquiry in this connection, and as it is not advisable to entrust the management of the school to him the Council requests the commissioner to keep him under suspension pending enquiry into the Charges".

Janab T.S. Esamiyan Saheb Bahadur seconds and the resolution as amended was passed unanimously.

(Sd). C.M. Subramanya Naidu,
Chairman.

(True copy)

Read report of the Commissioner about the fee collection in the Municipal High School. It is stated that the fee registers of the High School are not maintained in a proper manner and the instructions contained in Art. 192 of the M.A. Code have not been followed. The Headmaster has not exercised any check. List of delinquents compiled in Art. 192 of the M.A. Code does not appear to have been prepared every month and this is responsible for the large arrears and irregular collections. Hence the items referred to in statements A, B and C and the loss of income suffered by the Council is due to the negligence of the Headmaster and his Clerk and to the lack of supervision of the part of the Headmaster.

RESOLUTION: The note prepared by the Executive Authority was read. From the above note it is seen that there was due to the carelessness of the Headmaster that arrears were left out without collection; therefore this Council resolved to request the Commissioner to take proper steps to collect the fees caused to the Council.

(Sd) J. Doraiswamy,
Commissioner.

(True copy)

COMMISSIONER'S NOTE DATED 13-1-1949 TO THE COUNCIL.

In this interpellation dated 20-12-48 Mr. T.M. Mahaboob Ali Saheb, Councillor sought information on the following points:-

1. The number of pupils that have paid school fees.
2. The number of pupils that did not pay school fees.
3. The names of pupils from whom fees were not collected.
4. The number of pupils who left with Transfer Certificate last year.
5. The number of pupils to whom Transfer Certificate was granted without collecting arrears.
6. The names of pupils from whom arrears were collected this year.
7. The names of delinquents whose names were not removed from the Attendance Register.

In reply to the interpellation it was stated that the particulars will be gathered and a report placed at the next meeting of the Council.

The Term Fee Register and all the other registers were checked and a statement A to F are submitted herewith. From these statements it is seen that money is handed over to the Headmaster without verifying arrears and transfer Certificates have been granted without collecting the fees. The High School Council are maintained in a most careless manner and the instructions contained in Art. 192 of the M.A. Code have not been followed. The Headmaster has not exercised any check. List of delinquents compiled in Art. 192 of the M.A. Code does not appear to have been prepared every month and this is responsible for the large arrears and irregular collections. Hence the items referred to in statements A, B and C and the loss of income suffered by the Council is due to the negligence of the Headmaster and his Clerk and to the lack of supervision of the part of the Headmaster.

(Sd) J. Doraiswamy,
Commissioner.

(True copy)

(True copy)

COPY OF EXTRACT FROM THE ANNUAL INSPECTION REPORT OF THE MUNICIPAL
HIGH SCHOOL TIRUPATTUR FOR THE YEAR 1948-49 PAGE 8.

" The results of the S.S.I.C. Public examination of 1948 are far from satisfactory. The school average is lower than the Presidency average in seven out of eleven subjects, and the percentage of eligibles for the University course of study shows a decline."

(True extract)

Page 12 Last para.

" The school is in need of considerable improvement in all directions."

Sd. A.V.Tyagarajan,
District Educational Officer,
North Arcot.

(True extract)

Respected Sir,
Ref:- This Office Ref. O.S. 278/49 dated 18-1-49 and 19-1-49.

In connection with the affairs of the local Municipal High School and the resolution recently passed by the Council I would like to meet the Inspector, with the Commissioner, if permitted to take his advice. I shall be much obliged if you will kindly let me know when and at what date, it will be possible for the Inspector to meet me in that connection.

Yours faithfully,
Sd/- C.M. Subramanyam
19-1-49
(Chairman)

To
K.M. Unnikrishnan, Esq., I.C.A.,
Inspector of Municipal Councils
and Local Boards,
First Line Road,
Madurai.

(True copy)

முன்பு, கல்விமேல் ஈடுபாடு, சென்னை அரசாங்கத்தார் ஆகியோருக்கு
நிருப்பத்தார் முன்பு பாடசாலைகளில் பிள்ளைகளின்
பெற்றோர், காப்பு, பெருமைகள் யாவரும் விடுக்கும்

அவர வேண்டுகோள். FEB 1940

நிருப்பத்தார் முனிசிபல் ஹைஸ்கூலில் சில தாலம்க நிர்வாக
சரிவர நடத்தப்படவில்லை என்பது பலருக்குத் தெரிந்ததே.
சமீபத்தில் இருமுறை பணம் களவாட்டப்பட்டுக் கிளவுபோன பணத்
திற்கு இதுவரை சரியான பதிலோ முடிவோ ஏற்படாமலிருப்பதும்,
ரகசிய கொடுக்கப்படாமலே பிள்ளைகளிடம் பணம் வசூலித்து வரு
வதும், அப்படி செல்கதினால் ஏற்பட்ட தாறுமாறான கணக்குகளும்
அதையொட்டி எழுந்துள்ள சிக்கல்கள் போன்ற பல தவறுகளும்
நிகழ்ந்து விட்டன.

வருடம் முழுதும் சம்பளம் கட்டி படித்துத் தேறி அடுத்த
வருடம் சம்பளம் கட்டி படித்துவரும் பிள்ளைகளிடம் 6-மாதம்
கழித்துப் போன வருட சம்பளம் பாக்கியிருக்கிறதென்றும், அதைக்
கட்டாவிட்டால் பெயரை நீக்கிவிடுவதாக பாபுமுறுத்தியும் பணம்
வசூலிக்கப்படுகிறது. பிள்ளைகள், பணம் கட்டி வந்திருக்கிறோம்
என்பதை விளக்கிச் சொல்லியும் கேள்வியைப்பால், ஹெட்மாஸ்டர்
என்கிற காரணத்துக்காக அஞ்சி கட்டிகொண்டு வருகிறார்கள்.
இப்படி நடக்கும் தவறுகளையும், அதனால் கங்களுக்கேற்பட்டுள்ள
கஷ்ட நஷ்டங்களையும் நிர்வாகத் தவறுகளால் நேர்மையாக நடப்
போருக் கேற்படுமா அவமானங்கள் ஆகியவற்றையும் எடுத்துச்
சொன்னதால் பெயரை நீக்கிவிட்டதாகவும் ஹெட்மாஸ்டர் சொல்
கிறபடி சம்பளம் கட்டாவிட்டால் பள்ளிக்குப் பிள்ளை வரக்கூடா
தென்றும் பிள்ளைகளை அனுப்பிவிட்டார்கள். இதனால் பிள்ளைகள்
ஹெட்மாஸ்டரின் தவறுதலுக்கு தான் பிழிபிழி நினைமை
நீடித்தால் கல்வியும் வாழ்வும் பாதிக்கப்படுமா மிக மிக கண்டிக்கத்
தக்க பல தவறுகள் நடந்துவிட்டிருக்கின்றன. பண வசதியுள்ள
வர்கள் கண்டித்துவிட்டு பணம் கட்டியுள்ளனர். கேட்க தைரிய
முன்னோர் கேட்டு ஹெட்மாஸ்டரின் கோபத்துக்கு ஆளாகியுள்ள
னர். இருவகையிலும் வசதியில்லாதோர் வெளியில்வா முடியாமல்
போவதைத் தவிர வேறு வழியில்லை.

எனவே மேலதிகாரிகள் தயவு செய்து உடனே கவனித்து
மேல்கொண்டு நிலைமை சீர்தேடையாமல் தடுக்கவும், விசாரணை
நடக்கையில் பிள்ளைகளும் சம்பந்தப்பட்டவர்களும் பயமின்றி தங்
கள் குறைகளை எடுத்துச்சொல்லும் நிலைமை ஏற்படுத்தவும், தற்சம
யம் உள்ள ஹெட்மாஸ்டரை தற்சமயமாகவாவது வேலையிலிருந்து
நீக்கி வேறொருவரை நியமித்து விசாரணை நடத்துமாறும், கணக்கு
தவறுதலுக்காக பெயரை நீக்கிய பிள்ளைகளை உடனே சேர்த்து
அவர்கள்மேல் விசாரணையில் ஏதாவது குற்றமேற்படின் அதை
சட்டப்படியே நடவடிக்கை எடுத்து நடத்தவும், பரீட்சைக்கு
இரண்டு மாதமே இருப்பதால் இவ்வளவு குறுகிய காலத்தில்
பிள்ளைகளை நீக்கிவைப்பது அநீதி என்பதையும் எடுத்துக்காட்டி
வேண்டிக்கொள்ளுகிறோம்.

(பொது மக்கள் சார்பில்)

சி. முனிசாமி, முத்து செட்டியார், காந்திபுரம்.

மு. வேணுகோபால்,

திருப்பத்தூர் நகர காங்கிரஸ் கமிட்டி அங்கத்தினர்.

ஆர். பழனி ஆச்சாரி, திருப்பத்தூர்.

தமிழ்ச்சோலை அச்சகம், திருப்பத்தூர்.—49.

COPY OF EXTRACT FROM THE ANNUAL INSPECTION REPORT OF THE MUNICIPAL
HIGH SCHOOL TIRUPATHUR FOR THE YEAR 1948-49 PAGE 8.

The results of the S.S.C. Public examination of 1948 are far
from satisfactory. The school averages is lower than the Presidency
average in seven out of eleven subjects, and the percentage of eligibles
for the University course of study shows a decline.

(True extract)

Page 18 Last para.

"The school is in need of considerable improvement in all
directions."

59. A.V. Tyerajan,
District Educational Officer,
North Arcot.

(True extract)

E. P. H. (23)

9032/43/49

19
24/2

pl-ef

23/2

28/2

To

The D. R.

(with enclosures in original)

(pl-16 ef)

to be set
with 24/3

10/2/49

10 248

11/1/49

Edu - Secondary - allegations against the Headmaster - Municipal High School - Tirupattur - North Arcot.

From the Chairman, M. Council, Tirupattur letter d 27-1-49.

Memo. No. 9032/43/49-1 Edu. d. 23/2/49
A copy of the Chairman's letter cited and a representation from the M. Council on the above subject are forwarded to the D. R. for remarks. He is requested to submit his report in the matter at an early date.

Note. P. To.

29/18

the orders of HM(LA) and
Note: Please see the letter from the
Chairman, M. C., Tirupattur in the
cf. In the first instance the remarks
of the P.C.I may be invited. The
draft overleaf is for approval.
HM(LA) may see after ^{before} ~~before~~ ^{before} ~~before~~

10/2/49
10245
11/2/49

S. W.
14/2/49

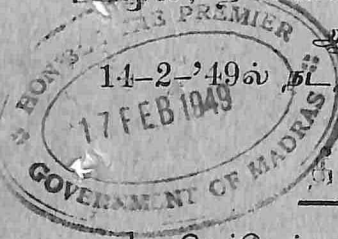
ISA
23-2-49



28
15/2

x in place
plcf

திருப்பத்தூர் முனிசிபல் ஹைஸ்கூல் நிர்வாக
ஹழல், தலைமை ஆபீஸியரின் திறமைக்குறைவு
ஆகியவற்றைப்பற்றி



14-2-'49ல் நடந்த கண்டன் பொதுக்கூட்டத்தின்
நினைவேற்றம்

திர்மானம் எண். 12682
18 FEB 1949

1. பெற்றோர்களுள் பொதுமக்களுள் மிகவும் இக்கூட்டத்தில்
தலைமை உபாத்தியாயர் திறமை குறைவினாலும், தலைமை உபாத்தியாயர்
கத்தினாலும் பள்ளி மாணவர்கள் கல்வியும் வாழ்க்கையும் பாழா
வதைக்குறித்து இக்கூட்டம் வருந்துகிறது.

2. ஹைஸ்கூல் தலைமை உபாத்தியாயர் சம்பள வசூல் விஷ
யத்தில் மிகவும் மோசடியானதும், நம்பத்தகாததும் ஆகிய
மற்றதுமான ஓர் கணக்கை வைத்துக்கொண்டு பிள்ளைகளை நீக்கு
வதும், பலாத்காரமாய் கட்டின பணத்தை மறுபடியும் வசூலிப்
பதையும் இக்கூட்டம் கண்டிக்கிறது.

3. பள்ளி மாணவர்களுக்கு விருப்பப் பாடத்திற்கு வேண்
டிய உபகரணங்கள் (Type Writers) கொடாமல் அவர்களைப்
பரீட்சைக்கு லாயக்கற்றவர்களாக செய்ததை இக்கூட்டம் வன்மை
யாகக் கண்டிக்கிறது.

4. மாணவர்கள் சம்பளம் கட்டினார்களா இல்லையா என்று
சந்தேக நிலையில் உள்ளவர்களை நீக்கியிருந்தால் உடனே அவர்களை
சேர்மென், கமிஷனர், கௌன்சிலர் கூடிய ஓர் கமிட்டிமுன் பரி
சீலனை செய்து பணம் வசூலிக்கவேண்டுமே ஒழிய நீக்கிவைத்துள்ள
வர்களை உடனே பள்ளியில் சேர்த்துக்கொள்ளவேண்டுமென்று
இக்கூட்டம் தீர்மானிக்கிறது.

5. முனிசிபல் கமிஷனர் அவர்கள்; பாடம் சொல்லும் திற
மையோ, நிர்வாகத் திறமையோ பூஜ்யமாயுள்ள இந்த ஹெட்மாஸ்டர்
டரை உடனடி நீக்காவிடில் நிர்வாகத்திற்கு பங்கம் நேருமென்றும்
இக்கூட்டம் எச்சரிக்கிறது.

6. கல்வி அமைச்சர், கல்வி அதிகாரிகளும், லோகல் போர்டு
அதிகாரிகளும் அக்கரை எடுத்துக்கொண்டு உடனடியாக சம்பள
வசூல் விஷயத்தில் ஓர் ஆடிடரை நியமித்து பரிசீலனை செய்யவேண்டு
மாய் இக்கூட்டம் யோசனை கூறுகிறது.

7. கல்வி கமிட்டி கௌன்சிலர்களும், கமிஷனரும் பள்ளிக்
கூடத்தை அடிக்கடி பார்வையிட்டு அவ்வப்போது ஏற்படும் குறை

களுக்கு உடனே பரிகாரம் செய்வேனுமாய் இக்கூட்டம் வற்
புத்திக் கேட்டுக்கொள்ளுகிறது.

8. ஏற்கனவே பலமுறை அறிவிக்கப்பட்டிருந்தும் இது
வரை கௌன்சில் யாதொன்றும் செய்ய சக்தியற்ற நிலையிலிருப்
பதைக் கண்டு இக்கூட்டம் வருந்துவதுடன், உடனடி நடவடிக்கை
எடுத்து முடிக்குமாறும் வற்புறுத்துகிறது.

9. பரீட்சை நெருங்கிவிட்டபடியால் திடீரென்று நீக்கி
விட்ட பிள்ளைகளை உடனே சேர்க்கவும், பணம் வசூலிக்கும்
பொறுப்பை முனிசிபல் சபையே ஏற்று விசாரணையின் முடிவுபடி
வசூலிக்கவும் யோசனை சொல்லுகிறது.

10. ஹெட்மாஸ்டர் சில பிள்ளைகளை ஏலிவிட்டு, தனக்கு
ஆதரவு உள்ளதுபோல் காட்டிக்கொள்ள முயற்சிப்பதால், இதனை
நேரான முறையில் அறிந்துகொள்ளவும், பிள்ளைகள் தங்கள் அபிப்
பிராயத்தை பயமின்றி தெரிவிக்கவும் பாட்சாலையிலேயே ரகசிய
ஓட்டெடுப்பு நடத்த நகரசபை தலைவர் அளர்கள் ஏற்பாடு செய்ய
வேண்டுமென்றும் இக்கூட்டம் கேட்டுக்கொள்ளுகிறது.

இப்படிக்கு,

நகர பொதுமக்கள் சார்பில்

எம். வேணுகோபால்,

க. கா. க. கூட்டுச் செயலாளர்,

திருப்பத்தூர். (வ. ஆ.)

15-2-1949.

பிரஜைகள் அனுப்பப்பட்டவர்கள்:

கனம் கவர்னர் ஜெனரல், இந்தியா யூனியன் புதுடெல்லி.

„ அபுல்கலாம் ஆசாத், இந்தியா அரசங்க

கல்வி அமைச்சர்.

„ கல்வி அமைச்சர், சென்னை.

„ D. P. I.

„ D. E. O., வேலூர்.

„ I. L. B.

„ ஜில்லா கலெக்டர், வேலூர்.

„ சப்-கலெக்டர், (R. D. O.) திருப்பத்தூர்.

„ திருப்பத்தூர் நகர சபை கமிஷனர்.

„ கௌன்சில்.

„ தமிழ்நாடு காங்கிரஸ் கமிட்டி, சென்னை.

தமிழ்ச்சோலை அச்சகம், திருப்பத்தூர்.—49.



Copy of the Proceedings of the Town Congress Committee,
Tirupattur, M.A., Dated the 14th February, 1949.

Present: Sri T.K. Padmanaban, President and
Ten other members.

Resolution No. 10.

The following resolution was proposed by the Chair,
and unanimously carried:--

This committee regrets that the present Headmaster,
of the Municipal High School, is a stumbling block to the
the progress of the Municipal High School. This Committee
requests the Municipal Council to take immediate necessary
action to redress the defects.

- Copy to the Chairman, The Tirupattur Municipal Council,
" to The Commissioner, -do-
" to The Inspector of Local Boards, Madras.
" to The Director of Public Instructions, Madras.
" to The District Educational Officer, North Arcot, Vellore.
" " The Minister for Local Administration

Forwarded by the Secretary, The Town Congress Committee,
Tirupattur, M.A. for necessary action.

J. K. Nishad Swamy
Secretary,
The Town Congress Committee.
24.2.49.

See (F.O.R.H.)
for many minutes | A'

24/2/49

The file is now
in issue

Please see the minutes of
H.M. (L.A) at 'A' above. There is a separate
file on the subject. The remarks of the D.P.I.
are included in it. The file will be circulated
to H.M. (L.A). This may be added to the papers for
24/2/49

24/2/49 24.2.49

N. Muhammad Anwar
HIDES & SKINS

Prop: N. M. ANWAR, M. A., M. L. A.



7399

13/2/49.

10 FEB 1949

Dear Sir,

Last week I has represented to you the grievance of the entire Municipal Council of Tirupattur (North Arcot) against the continuance of the Headmaster of Municipal High School, Tirupattur in view of the unsatisfactory state of affairs of his administration. I hope you will have acceded to the request of this Council in as much as the opinion of the Council is unanimous as may be evident from the papers I has placed with you.

2. Along with the papers forwarded a reference from the Chairman and the Council has been submitted, requesting the Government

(M)H.9.2.3

for attention of the Council
The Council has been informed of the
reference from the Chairman and the Council
has been submitted, requesting the Government
for attention of the Council.

48
43
to allot the old Hospital building for the Municipality to locate its office which is now housed in a rented building. This Hospital building was once the property of the Municipality and is now being used in part as quarters for the nurses. I request you to take up this matter with the Honble Minister for Public Health and enable the Municipality to get this public building for a public purpose, to locate its own office.

Requesting you again for the issue of favourable order at your earlier convenience.

14062

L.A.U. 07399/49-1H
22/2/49.

To The Honble

Sri Chandamanti B. A. 21.2.49 U. 2.49
Minister for Local Self Govt.
Madras.

Yours sincerely,
Sumanwar

LAD
H.

EXPH U.O.

19/2/49 M
21.2.49 U. 2.49

EDUCATION DEPARTMENT

FROM

THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS

TO

THE SECRETARY TO GOVERNMENT,
Edn. and Public Health Dept.,
Madras.

Rc.70G1/49 dated 14-3-49

Sir,

Sub:--Municipal Council--Tirupathur--allegations regarding theft etc., against Head Master, Municipal High School.

Ref:--Govt. Memo No.9032 G3/49-1 Edn. dated 23-2-49

21198
p3 of info
X//
With reference to Government Memorandum cited above I submit herewith a copy of the Joint Note dated 25-2-49 furnished by the Deputy Inspector of Local Boards, Vellore and by the Divisional Inspector of Schools, Coimbatore on the subject as a result of the scrutiny of all the available papers at Tirupattur. Further report will be submitted to Government on receipt of the final reply in the matter.

Yours faithfully,

S. Sumanwar

For Director of Public Instruction

Clb.15-3-49

26/3
The main file on the subject has been sent to L.A. with u.o. no. 402/49-2 d. 8.1.49. Its receipt may be awaited till 22/3/49.

20/3/49. 21/3/49

Camp Tirupattur
25-2-1949.

Joint Note by the Dy. Inspector of Local Boards, Central Range,
Vellore and the Divl. Inspector of Schools, Coimbatore on the
affairs of the Ml. Hg. School, Tirupattur.

We came to Tirupattur to day, 25-2-49 and Scrutinised all
the available papers in regard to this matter. We met the Commissioner
and the Headmaster.

The Commissioner has framed charges against the Headmaster
and has called upon him to submit his explanation within 10 days. The
charges include, besides this loss of moneys from the safe, failure to
collect arrears of school fees from some pupils, even in November and
December 1947, causing loss to Ml. funds by failure to collect special
fees from some pupils, failure to report the loss of the duplicate key
of the iron safe and some other items. It is quite evident that there
is a party against the Headmaster, mostly of those parents whose wards
sons are called upon to pay arrears of schools fees and this party is
disturbing the school atmosphere. It appears a meeting
was held on 14-2-49 against the Head Master and printed slips were
distributed. A counter meeting in favour of the Headmaster was held on
15-2-49. It is clear that the peace and harmony of the school work is
frequently disturbed and the town is astir with partisans of both parties.
The Commissioner is also being accused of delaying the investigation.
In these circumstances it was considered that the proposal of the
Commissioner to place the Headmaster under immediate suspension pending
enquiry and place the 1st Asst. in temporary additional charge would
be the proper course. The Commissioner is asked to give all facilities
to the Headmaster for preparing his defence in the matter of access to
school records etc., It will also be best for the headmaster to be away
from the scene so that he can calmly concentrate on preparing his defence,
without experiencing the frequent tension of hooliganism and abuse which
he has complained. The Commissioner is the proper authority for
conducting the enquiry and he has already sent the memo of charges to
the Headmaster. It is best therefore to allow the Commissioner to
proceed with the enquiry on proper lines, and await his final report.
As such we consider that at this stage there is no need for any
enquiry by the Dy. Inspector of Local Boards and the Divl. Inspector of
Schools.

(Sd.)-----

Dy. Inspector of Local Boards,
Central Range, Vellore

(Sd.)-----

Divl. Inspector of Schools,
Coimbatore Division

/True copy/

For Director of Public Instruction

Clb.15-3-49

T.M.Seshagiri Ayyer, B.A., B.L.,

Pleader.

Tirupattur, N.A.,

23--2--1949

To

The Head Master,

Municipal High School,

Tirupattur, N.A.,

Sir,

14496

Under instructions from my client, Sri, C.Munisami, Tamil Cholai, Tirupattur, N.A.Dt., I am giving you the following notice:

1. My client's sister, Sow. C.Lakshmi is a student of Municipal High School, Tirupattur, N.A. and is reading their from I Form. She is now reading in III Form.

2. On 3--1--1949 the said student was informed by you that her name has been removed from the rolls and that she should not thereafter attend the school. Previous to 3--1--1949 she was ill for two months and that fact has been reported to you as soon as she fell ill and it was only after the student attended the school after recovering from her illness, that she was informed about the removal of her name from the rolls.

3. After knowing this, my client who is the brother of the said student and one interested in her came to you and he was told that she was removed from rolls on account of arrears in Fees for the previous year. My client grew suspicious about the belated nature of your demand and wanted you to show him the accounts as my client has been regularly paying the school fees for the said pupil. The account you showed was not convincing and there were many suspicious things in the account for which you were not able to give satisfactory explanations and you have not been issuing receipts also then and there for each payment you received. My client requested you to allow my client's sister to attend the school pending the enquiry in the matter as my



24 FEB 1949

24 FEB 1949

Joint Note by the Dy. Inspector of Local Boards, Central Range, Vellore and the Dy. Inspector of Schools, Tirupattur.

We came to Tirupattur to day, 23-2-49 and visited the available papers in regard to this matter. We met the Headmaster and the Headmaster.

The Commissioner has framed a plan for the removal of the Headmaster and has called upon him to submit his explanation within 10 days. The charges include, besides this loss of money from the safe, failure to collect arrears of school fees from some pupils, even in November and December 1947, causing loss to M.L. funds by failure to collect special fees from some pupils, failure to report the loss of the duplicate key of the iron safe and some other items. It is quite evident that there is a party against the Headmaster, mostly of those parents whose sons are called upon to pay arrears of school fees and this party is disorganised. It is clear that the Headmaster is not a meeting. A counter meeting in favour of the Headmaster was held on 14-2-49 against the Headmaster and printed slips were distributed. A counter meeting in favour of the Headmaster was held on 15-2-49. It is clear that the peace and harmony of the school work is frequently disturbed and the town is still with parties of both parties. The Commissioner is also being accused of delaying the investigation. In these circumstances it was considered that the proposal of the Commissioner to place the Headmaster under immediate suspension pending enquiry and place the Asst. in temporary additional charge would be the proper course. The Commissioner is asked to give all facilities to the Headmaster for preparing his defence in the matter of access to school records etc. It will also be best for the Headmaster to be away from the scene so that he can calmly concentrate on preparing his defence without experiencing the present tension of hostilities and abuse which he has complained. The Commissioner is the proper authority for conducting the enquiry and he has already sent the memo of charges to the Headmaster. It is best therefore to allow the Commissioner to proceed with the enquiry on proper lines and await his final report. As such we consider that at this stage there is no need for any further action by the Dy. Inspector of Local Boards and the Dy. Inspector of Schools.

(Sd.) Dy. Inspector of Local Boards, Central Range, Vellore.
(Sd.) Dy. Inspector of Schools, Tirupattur.

True copy

23-2-49

client felt suspicions about the complaint regarding the non-payment of school fees. But you are refusing to allow her into the school. My client thereupon complained the matter to the Commissioner who gave instructions to you to allow the girl to continue her studies on receipt of the amount due to you as per your account pending enquiry into the matter as otherwise the girl will be prejudiced in her studies. But you refused to obey that order. Thereupon my client sent the amount due as per your account Rs. 2--3--0 under protest by Money Order on 21--2--1949 as you refused to receive the amount when offered to be paid to you in person. But you unlawfully and even contrary to the orders of the Municipal Commissioner refused the said Money Order and is still persisting in not making the attendance of the said pupil in the rolls.

This is to inform you that your action in having removed the said pupil from the rolls is highly unlawful and your persistent refusal in not marking the attendance of the said pupil even after the order of Commissioner upon whose order the Money Order has been sent is illegal and you will be liable for damages in a Court of Law. The removal of the name of the said pupil from the rolls by you under the above circumstances is unlawful and unauthorised and she is deemed in law to be attending School even from 3--1--1949 the date on which her name has been removed from the rolls and if you do any further act by preventing the said pupil from attending the class you will be liable to be proceeded against both criminal courts and Civil Courts for appropriate reliefs. If you try to stop her from attending the examination on the ground of want of term days, it will also be unlawful and you will be liable for all damages to the said pupil and my client. My client has been moving in

this matter even from 3--1--1949. The Municipal Council has been remaining quiet without taking any proper steps in the matter for which also my client will be taking suitable actions against both the Municipal Council and yourself for appropriate reliefs if that course becomes a necessity with my client.

My client has been forced to give this notice under the above circumstances.

Yours faithfully,

T. S. S. S.
Pleader.

- Copy to the Municipal Commissioner, Municipal Council, Tirupattur
- " The Director of Public Instructions, Educational Department, Madras.
 - " Copy to the Divisional Inspector of Education, Coimbatore.
 - " The Minister for Education, Madras for information and immediate action.

Sd P. H.
B1

*Lodged & added to the file (in 92)
re: allegations against the
Headmaster of the High School.*

*9/3/49
1682
17-3-49*

21/3/49

9032/42/49

Education - Secondary - allegations against
the Headmaster - Municipal High School -
Tirupattur - North Arcot.

Ref: Memo. No. 9032/23/49-1. Edu. d. 23.2.49.
From the D.P.I. Rc. 7031/49, dated 14.3.49.

Memo. No. 9032/42/49-3 Edu. d. 7/5/49

The attention of the D.P.I.
is invited to his letter cited above
and he is requested to expedite

his further report provided therein
on the above subject.

To
the D.P.I.

7/5/49

6/5/49

7/5/49

6549



Education Department.

The Director of Public Instruction,
Madras
The Secretary to the Government of Madras,
Education and Public Health Department,
Fort St. George, Madras.

R.C.No.70-G1/49 dated 18th May 1949.

Sir,

MUNICIPAL COUNCIL, TIRUPATTUR--allegations against Headmaster,
Municipal High School.

Reference:-Government Memorandum No.9032-G2/49-3 Education
dated 7.5.1949.

Herewith is furnished a copy of letter R.C.
163-B/49 dated 5.5.1949 of the Divisional Inspector of Schools,
Coimbatore with reference to Government Memorandum cited above. Final
reply will be submitted to Government after getting the further report
from the Divisional Inspector in the matter.

Yours faithfully,

[Signature]

For Director of Public Instruction.

ks.20-5.

[Signature]
20/5

Copy of letter Rc.No.169-B/49 dated 5.5.1949 from the Divisional
Inspector of Schools, Coimbatore to the Director of Public Instruction.

Municipal Council, Tirupathur--allegation regarding theft etc. against
Headmaster.

Ref:-Your Proceedings Rc.70-G1/49 dated 28.4.1949.

Further to the joint note dated 25.2.1949 I have to
state that the Headmaster, Municipal High School, Tirupathur was placed
under suspension by the Commissioner from 26.2.1949 pending enquiry
into the charges framed against him. Sri P.K.Ramachandra Iyer, B.A.L.T.
First Assistant was also ordered to hold complete charge of the post
until further orders.

The Commissioner, then obtained the explanation off
the Headmaster to the various charges framed against him and before
passing orders thereon he addressed the District Educational Officer,
North Arcot for his opinion as to the nature of punishment that may be
given to him. (copy of his letter Rc.2-278/49 dated 11.3.1949 is herewith
enclosed). The District Educational Officer submitted the same to me for my
orders. I informed the Dt. Educational Officer in my R.C.169-B/49, dated
31.3.1949 (Copy enclosed) that he may advise the Commissioner that it was
open to him to award any punishment he might consider necessary in the
matter and the Education Department as the ~~apparent~~ authority cannot give
any opinion at that juncture.

The Commissioner's final orders are now awaited.
/True copy/.

Copy of this office Proceedings Rc.No.169-B/49 dated 31.3.1949.

Subject:-Disciplinary proceedings against--Sri P.Lakshminarayana, Headmaster,
Municipal High School, Thirupathur.
Refce.:--R.C.70-D2/49 dated 23.3.1949 of the District Educational Officer,
North Arcot.

The District Educational Officer is requested to inform the Commissioner, Thirupathur Municipality that it is open to him to award any punishment he considers necessary in the matter.

2. As the Education Department is the ^{appellate} authority no opinion can be offered at this juncture. This is for the information of the District Educational Officer who should be aware of this.

3.
III.
Copy of letter R.C.No.2-278/49 dated 11.3.1949 from the Commissioner, Thirupathur Municipality to the District Educational Officer, North Arcot.

Subject:-Education--Municipal High School, Thirupathur--Sri P.Lakshminarayana, Headmaster, Disciplinary proceedings against.

I have on 21.2.1949 and 26.2.1949 sent you copies of my proceedings Rc.C.2.278/49 framing charges against Sri P.Lakshminarayana Naidu, Headmaster, Municipal High School. The Headmaster has given now his explanation to the charges and I am not satisfied with the explanation. A copy of his explanation is herewith sent. He has not asked for a personal enquiry. I am of opinion that he is not fit to hold this responsible post of Headmaster of such a big school where about 800 pupils are studying. His past record also does not speak well of him. In 1938 his probation was terminated under the orders of Government on account of alleged irregularities in promotions. In 1943 he was dismissed from service for unauthorised removal of kerosene oil etc. from the school to his house, sale of and utilising for himself the cost of answer paper, demand of illegal gratification etc. However on appeal he was reinstated. Under his administration the school has earned a very bad name and the citizens are greatly dissatisfied. In the interests of the institution I propose to revert him as assistant master of the school. I request your considered opinion at a very early date, as I have to expedite final orders in the matter.

/True copy/.

FOR DIRECTOR OF PUBLIC INSTRUCTION.

Memo. No. 9032-92/49-4 Edn. dated 6-7-49.

Sub:- Edn. - Secondary - Allegations against the Headmaster - Municipal High School, Thirupathur - North Arcot.

Ref:- Govt. Memo. No. 9032-93/49-1 Edn. dated 23-2-49.

From the D. P. J., R.C. No. 70-91/49 dated 18-5-49.

The D.P.J. is requested to expedite his final ~~reply~~ ^{report} as promised in his reference cited above.

Suby ^{advance copy to} ~~Edn.~~ ^{appeal dated 2-7-49 received} ~~4-7-49.~~ ^{from the Headmaster, is forwarded to} ~~4-7-49.~~ ^{Director for submission with his} ~~4-7-49.~~ ^{remarks along with the final report.}

N.R. 6-8-49.

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21 no paper
- 103 plus

PP. C. P.

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E. P. H. Dept (92)

2/2
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Memo. No. 9032-92/49-5 Edn. dated 9-8-49.

Sub: - Edn. - Secondary - Allegations against the
Headmaster, Municipal High School, Tirupattur
North Arcot.

P. I. C. f.
P. 19 C. f.

Ref: - Govt. Memos. No. 9032-83/49-1 Edn. dated 2-3-49
and No. 9032-82/49-4 Edn. dated 6-7-49.

The attention of the D. P. G. is invited to the
two Govt. Memos cited above and he is
requested to expedite his report in the
matter.

To
Shri. P. G.
Sub
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9-8-49

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R.C. 70 G1/49 dated 19-8-49.

41
Office of the Director of Public Instruction, Madras.

From

The Director of Public Instruction,
Madras.

To

The Secretary to Government,
Education and Public Health Department.

Sir,

(N.A.D.)
Sub: Municipal Council, Tirupattur/- allegations against Head-
master regarding theft in the Municipal High School -
Final Report submitted.

Ref: From the Divisional Inspector of Schools Coimbatore
R.O.C. No. 169 B/49 dated 1-8-49.

p 19
and
Herewith is submitted a copy of the final report of the Divisional
Inspector of Schools, Coimbatore in the matter with reference to para 1
of Government Memo No. 9032 G2/49-4.Edn., dated 6-7-49. The appeal has been
by him referred to the Divisional Inspector of Schools, Coimbatore for
remarks and it will be submitted to Government, on receipt from the
Divisional Inspector.

Yours faithfully,

Thiridharam

For Director of Public Instruction.

Xw
27/8 MN. 25/8.



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Copy of the final report of the Divisional Inspector of Schools,
Coimbatore, R.O.C. No. 169-B/49, dated 1-8-49.

Sub: Municipal Council, Tirupattur - Allegations against Headmaster -
Final action taken - Report - submitted.

Ref: Your Pros., Rc. No. 70-G1/49, dated 14-7-49.

In continuation of this office R.O.C. No. 169-B/49, dated
18-7-49, I submit that a copy of final orders passed against the
Headmaster has since been received in this office. It has been
ordered that Sri.P.Lakshminarayan, the Headmaster be reduced to the
status of an Assistant of the school as a permanent measure from the
date of order (21-5-49). It has also been ordered that the amount of
loss to the Municipality will be recovered from the Headmaster at the
rate of Rs.50/- p.m.

/True Copy/

M. S. S. S.

For Director of Public Instruction.

MN. 25/8.

Xw 25/8

Copy of the final report of the Inspector of Schools, N. K. Dt., dated 1-10-49.

18-7-49, I report that a copy of the orders passed regarding the reversion of the Headmaster of the Municipal High School, Tirupattur, to the D. P. S., No. 70 G. I. / 49, dated 19-8-49, has been received in this office.

In continuation of this office order, dated 18-7-49, I report that the Headmaster of the Municipal High School, Tirupattur, has been reverted to the D. P. S., No. 70 G. I. / 49, dated 19-8-49.

The D. P. S. is requested to expedite the submission of the Headmaster's appeal with his remarks. He is also requested to return the Municipal chairman's original letter referred to the Director with Memo No. 9032-92/49, dated 23-2-49, his final report in the matter.

To the D. P. S., No. 70 G. I. / 49, dated 19-8-49.

X. R.

C. No. 9032/48.

9/12/49 c.f.
p. 23 c.f.

11/10

To the D. P. S.

To the D. P. S., No. 70 G. I. / 49, dated 19-8-49.

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E. H. H. (92)

Memo. No. 9032-92/49-6 Edn. dated 11-10-49

Sub: - Edu. - Secondary - Municipal High School, Tirupattur (N. K. Dt.) - Appeal of the Headmaster, against reversion - Return of.

Ref: - Govt. Memo. No. 9032-92/49-4 Edn. dt. 6-7-49
From the D. P. S., No. 70 G. I. / 49 dated 19-8-49.

The D. P. S. is requested to expedite the submission of the Headmaster's appeal with his remarks. He is also requested to return the Municipal chairman's original letter referred to the Director with Memo No. 9032-92/49, dated 23-2-49, his final report in the matter.

10/10/49
10/10/49
11-10-49

Subject: Municipal Council, Tirupattur - Sri P. Lakshminarayana Naidu - Headmaster - appeal against orders of revision as L.T. Assistant

Reference From Sri P. Lakshminarayana Naidu dated 2-7-49
From the Commissioner, Municipal Council, Tirupattur
Roc C2. 5948/49 dated 8-8-49

Submitted in continuation of Director's letter
Re No. 70 G1/49 dated 19-8-49 with reference to para 2 of
Govt. memo No. 9032 G2/49-4 Edn dated 6-7-49 together with
the enclosures received.

2. In having framed fourteen charges against the Headmaster, the Commissioner does not seem to have shown much discretion or sense of proportion. Charges 6, 7 and 9 could have been omitted as frivolous and slight. Regarding the charges 6 and 7 the Headmaster's explanation should ordinarily be acceptable. A charge like 9 should ordinarily have been made in the first instance, against the menial staff though the Headmaster is ultimately responsible.

3. Charges 2, 3, 4, 5 and 13 refer to irregularities in fee collections. No doubt the Headmaster has a clear cut responsibility in this matter but sufficient allowance should be made for the Headmaster's plea regarding the inefficiency of his clerks. There have been a few changes in the personnel of the clerks and the Headmaster has been complaining to the management from the beginning about their inadequacy and inefficiency of his clerical staff. In this regard there has been some disagreement between the Headmaster and the Commissioner for some time and so the plea of the Headmaster cannot be totally ignored. The Commissioner too did not make a thorough enquiry so far as this aspect goes and it also appears that the clerk was not examined at all which must be considered to be a serious weakness in the charge. The Commissioner has failed to apportion the blame between the two fairly correctly.

4. Charges, 8, 11 and 12 indicate some negligence on the part of the Headmaster, but something like this is bound to happen so long as the Headmaster is not given an efficient clerk. But the Headmaster could have shown greater care in this respect. The offence under this, however, does not deserve anything more than warning or censure.

Charge 14 is only technical. The Headmaster is right in claiming the discretion in the matter of admissions. He is the sole authority in this aspect and he is not bound to obey the orders of the Commissioner but he shows himself to be tactless because of the ill feeling between himself and the Commissioner.

Charges 1 and 10 may be grouped together under 1. The failure on the part of the Headmaster to report the loss of duplicate keys to the Commissioner is a serious omission; considering that he was badly deceived in regard to his keys on a previous occasion when also a theft occurred from the iron safe. On this question of loss of money, the Headmaster should be considered responsible for not taking sufficient precautions and he must make good the loss to the Municipal Council. But it does not appear that any punishment beyond this should be inflicted.

The Police have referred the case as undetectable and no suspicion was attached to the bonafides of the Headmaster.

5. In this connection I enclose herewith a copy of the Joint Report of the Inspector of Local Boards, Central Range, Vellore and of the Divisional Inspector of Schools, Coimbatore dated 25-2-49 for the Government's information. It may be observed that the atmosphere of the High school is not healthy. The Headmaster is the storm centre. If the Headmaster is to be blamed in the Municipal Council and

a section of the public to blame. The atmosphere of the town is not conducive to the continuance of the Headmaster in the same place if the school is to thrive.

Considering everything I consider the punishment too severe. It will be adequate punishment if the Headmaster is asked to refund the amount lost through theft and he is censured for general remissness and negligence.

In the interests of the school, I also suggest that the Headmaster should be transferred to some other place and if Government agree I shall submit proposals.

In this connection I may state that I am not going into the past record of the Headmaster made mention of by the Commissioner as the orders in G.O. No. 697 Edn dated 17.5.43 reinstating the Headmaster on appeal were passed by Government without reference to the Director, in accordance with the the practice in force.

The original file of the Municipal Council, Tirupattur connected with the appeal are enclosed.

Yours faithfully,

M. S. Srinivasan

for Director of Public Instruction

To
The Secretary to Government,
Education and Public Health Department

Vk 16.11.

Joint note by the Deputy Inspector of Local Boards, Central Range, Vellore and the Divisional Inspector of Schools, Coimbatore on the affairs of the Municipal High School, Tirupattur.

We came to Tirupattur to-day, 25-2-49, and scrutinised all the available papers in regard to this matter. We met the Commissioner and the Headmaster.

The Commissioner has framed charges against the Headmaster and has called upon him to submit his explanation within 10 days. The charges include, besides this loss of money from the safe, failure to collect arrears of school fees from some pupils, even in Nov. and December 1947, causing loss to Municipal funds by failure to collect special fees from some pupils, failure to report the loss of the duplicate key of the iron safe and some other items. It is quite evident that there is a partly party against the Headmaster, mostly of those parents whose wards or sons are called upon to pay arrears of school fees, and this party is disturbing the school atmosphere. It appears a meeting was held on 14-2-49 against the Headmaster and printed slips were distributed. A counter meeting in favour of the Headmaster was held on 15-2-49. It is clear that the peace and harmony of the school is frequently disturbed and the town is astir with partisans of both parties. The Commissioner is also being accused of delaying the investigation. In these circumstances it was considered that the proposal of the Commissioner to place the Headmaster under immediate suspension pending enquiry and place the 1st Assistant in temporary additional charge would be the proper course. The Commissioner is asked to give all facilities to the Headmaster for preparing his defence in the matter of access to school records etc. It will also be best for the Headmaster to be away from the scene so that he can calmly concentrate on preparing his defence, without experiencing the frequent tension of hooliganism and abuse which he has complained. The Commissioner is the proper authority for conducting the enquiry and he has already sent the memo of charges to the Headmaster. It is best therefore to allow the Commissioner to proceed with the enquiry on proper lines, and await his final report. As such we consider that at this stage there is no need for any enquiry by the Deputy Inspector of Local Boards and the Divisional Inspector of Schools.

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

To
The Secretary to Government,
Education and Public Health
Department, Fort St. George,
M. A. D. R. A. S.

Through: The Director of Public Instruction,

M. A. D. R. A. S.

R.O.C.C.2.5948/49 Dated the 8th August 1949.

S I R, 22046

Sub: A P P E A L - Sri.P.Lakshminarayana Naidu -
against reduction in appointment-submitted.

I submit herewith the appeal petition filed by
Sri.P.Lakshminarayana Naidu, M.A.,L.T., lately Headmaster of
the local Municipal High School against my order R.O.C.C.2.
278/49 dated 21-5-49 reducing him to the position of an assistant
of the School with the following remarks. The connected file
D.Dis.278/49 dated 27-5-49 is also submitted herewith.

2. The allegations of the appellant that the
procedure laid down in the rules were not followed are not
true. The procedure laid down in G.O.No. 3648 L.S.G. dated
18-8-36 as subsequently amended, has been followed in this
case. In paras 1 to 3 of this office charge Memo R.O.C.
C.2.278/49 dated 18-2-49 he was definitely informed of the grounds
on which action was proposed to be taken against him and in
para 4 of the same Memo he was definitely asked to state whether
he desired to be heard in person, to peruse any records, to
examine any witnesses and if so to specify the nature of records
he wished to peruse the names and addresses of the witnesses
he proposed to examine and the purpose for which each witness
was to be examined. Again in this office charge Memo R.O.C.
C.2.278/49 dated 24-2-49 also he was definitely asked to state
whether he desired to be heard in person, to peruse any records
and to examine any witnesses and if so to give out a list of
records to be perused and a list of witnesses to be examined
with their names, addresses and the purpose for which each is
to be examined. In spite of these definite requirements in
both the charge Memos the appellant contented himself with
giving his explanation on 9-3-49 but never demanded an enquiry
and did not express his desire to examine any witness. In
his letter No.3482/49 dated 2-3-49 the appellant wanted to
peruse some records and he was permitted to do so. Except
this he did not ask any further. In para 3 of the appeal
petition the appellant says that he demanded an enquiry and
opportunities for adducing evidence, oral and documentary
and his request was turned down. This is false. Nowhere
in his explanation dated 9-3-49 or through any other communi-
cation did he express his desire for an enquiry, and hence
an enquiry was not held. There was therefore no irregularity
in the Proceedings, which have been conducted according to
the rules.

The appllant contends in para 6 of the petition
that the order has taken into consideration only the defence
statement, and has totally ignored the full explanation. This
is not correct. Both the explanation and the defence state-
ment were taken into account for passing final orders. His
conclusion, that only during his period, the administration
of the Municipal High School was improving rather than deter-
iority is also not true. In support of this he quotes,
that the school has improved. Obviously this cannot be taken
as a criterion for judging the efficiency in administration.



A/303-305

A/305

A/329

A/333

p62 info

✓ p62 info
63-44

There are various tests by which the efficiency in the management of the High School can be tested. The simple test would be the order relating to achievement of the results in the Public Examination. The percentage of passed, in S.S.L.C, which was 39% in 1947 went down to 29% in 1948 and 15.9% in 1949. In his Inspection Notes of 1948--49 the District Educational Officer remarked as follows:-

"The results of the S.S.L.C.Public Examination of 1948 are far from satisfactory. -The school average is lower than the Presidency average in seven out of eleven subjects, and the percentage of eligibles for the University course of study shows a decline. Earnest efforts should be made to raise the standard, by paying individual attention to the backward pupils."

4. In G.O.No.550 L.A., dated 18--3--1947 while reviewing the Administration Report of this Council for 1945--46 the Government have said. "The results of this school in the S.S.L.C. Examination during the year under report were poor. Steps should be taken to improve the efficiency of the High School". Again in G.O.No.Ps.1374, L.A., dated 30--6--'49 on the Administration Report of this Council for 1947--48 the Government have needed to be greatly improved. If, as the appellant contends there was improvement in the administration, Occasion would not have arisen to get these adverse remarks. Even in the inspection notes of 1946--47 the District Educational Officer had remarked as follows:- "The Headmaster must begin supervision work in right earnest. The condition of the school calls for improvement in many ways. Standards of work have to be improved and unless the staff puts forth utmost efforts much to be desired cannot be achieved". In the Inspection Notes of 1947--48 also the District Educational Officer has remarked "The remarks made in the previous year regarding reorganisation of school work have to be repeated. Greater supervision, co-ordination of work and sustained efforts are necessary to pull up the general level of the institution".

5. It is submitted that it is also not true that the management had not provided the appellant with adequate clerical staff. From exhibit D.3, it will be seen that the request for an additional Clerk was made by the appellant only on 21-11-47 and even that request was for only an additional clerk from 1-4-1948. There was no request for an additional Clerk for 1947--48 and as the strength of pupils in that year was only 719 it was not also permissible to appoint an additional Clerk. For the then ~~xxxxxx~~ strength only one Clerk and an Attender could be employed and these two posts had been actually sanctioned. Hence the appellants contention that the efficiency of the school was affected for want of clerical staff cannot be accepted. The allegations contained in the last part of para 7 of the appeal are extraneous to the present case as they do not relate to the period covered by the short ~~xxx~~ collections &c.

6. In para 9 of the appellant says that ~~he~~ he opened correspondence with the warden of the Masilamani Mudaliar's Hostel on 11-11-48 and recovered Rs.15--4--0 but of Rs.20/-. The ~~original~~ original of the above letter is not available in the School. The appellant did not even mention this fact in his explanation dated 7--2--'49 or in his defence statement dated 9--3--'49. He has all along been saying that his action in not collecting the fees was bonafide and within his powers.

* remarked that the efficiency of the High School,

Even in his explanation dated 7--2--'49 he has said that he was not aware of the rules. If as he says he was not aware of the rules why he was addressing the warden of the hostel on 11-11-48, ~~From this it is clear that the appellant was not aware of the rules and was not collecting proportionate fees from the pupils is not understood. It is to be noted~~

7. As regards non-collection of arrear fees the appellant submits, in paras 11 & 15 that the whole responsibility should be fixed on ~~the then School Clerk Sri.K.Narasimhan~~, the then School Clerk. How is this irrelevant can be seen for the following:- This Clerk stopped away from service in the middle of May 1948 while the transfer certificates were issued in June 1948 and afterwards. It will therefore be seen that the Clerk was not responsible for the non-collection of the fees. A perusal of the applications for transfer certificates shows that only in a few cases the appellant has endorsed "Issue Transfer Certificate, if no arrears". But even in these cases nobody has put up any note that there are no arrears. In ~~xxx~~ a majority of the cases the appellant has ordered the issue of Transfer Certificates without any indication to the Clerk or others to verify about the arrears. It cannot be taken anything otherwise than that in these cases he ordered the issue of transfer certificates are ascertaining about the arrears. His responsibility in this matter, especially when there was no Clerk was more and in the absence of anybody's certificate that there were no arrears and in the absence of a Clerk he should have verified the records before signing the transfer certificates and satisfied himself that there were no arrears. As a matter of fact the transfer certificates have been written up and issued as a matter of routine without anybody verifying the registers and the appellant is now throwing the blame on the Clerk, who was not in service then.

8. Charges 3 to 5:-

In the first place it is to be noted that the cases contained in list B and C are cases of 1947 and not of 1948 as contended by the appellant. In this year there was no frequent change of Clerks and only one Clerk was attending to the work throughout. The appellant says that the Clerk deliberately left in arrears and in confusion the entire account and other registers and that he ascertained that such arrears were three months old when the Clerk resigned. The Clerk resigned his post in May 1948 and according to the appellant the account and other registers should have been in arrears and in confusion only from March 1948. But according to the lists the short collections, non-collections and collection of fees for subsequent months leaving arrears range from July 1947. The appellant says that immediately he prepared a list of arrears and set about collection. A copy of this list was not sent to this office and no definite report of such irregularities was sent to the office till it was detected and the explanation of the ~~xxx~~ appellant called for on 27--1--49. That the appellant had neglected the rules and had adopted his own way which resulted in these irregularities and loss to municipal funds is evident from the following facts. Art 192 of the Municipal Account Code lays down that at the end of each month a defaulters list should be prepared. If this list had been regularly prepared, the ~~xxx~~ arrears could have been easily detected and collections made. If the names of defaulters had been removed from the rolls the next month as required in rule 90 (1) of the Madras Educational Rules atleast then the arrears could have been detected. The D.C.B for the months of July, August and September 1947 had been prepared on 13--2--49 and in the statements the appellant has given a certificate that he personally verified the entries with the attendance fee and admission registers &c and have found then correct. If, as certified to, he had verified the registers

he should have known the short collections &c and this certificate absolves the Clerk of all responsibility. By giving this -- certificate the appellant has taken the whole responsibility on himself. In para 46 of the Audit Objection Statement for the 1st half year of 1946-47 the auditor has remarked as regards for term fee register as follows:- "Totals of each month for each class were not struck and totals of the collections for the month tallied with the Daily Fee Collection Register total for the month. It is not known how the head of the institution satisfied himself that there was no short credit or omissions. In spite of this indication the appellant has not cared to scrutinise the registers atleast when he signed the D.C.B. Statements. It is thus clear that the short collections &c. referred to in charge Nos. 3, 4 and 5 were due to the disregard and flagrant violation of rules by the appellant. The appellant says that the clerk failed to collect the special fees &c. or brought the same to his notice. As the head of the institution it was his duty to have periodically checked the registers and verified whether they are properly kept. The appellant accepts that he has failed to do this simple and primary duty. This is nothing but negligence of duty on the part of the appellant. It may be seen that in none of the correspondences relating to Ex.D.3 has the appellant complained about the improper maintenance or confused state of accounts. What he wanted in them was additional assistance to the Clerk and as prescribed by the Director of Public Instruction in his Proceedings R Ex-D.4 an attender was appointed in consideration of the then existing strneghh.

9. Charge No.6:-

The appellant has not produced any evidence or record, when his explanation was called for, to show that the students themselves organised the excursion, elected their leaders, organised their programmes &c. The file of papers produced by him showed that the correspondences were all carried on by the appellant in his own hand and that he had drawn up the programme. It is apparent from the account book maintained that the appellant has collected through 2 of his assistants subscriptions from about 90 pupils and spent it. The permission of the District Educational Officer required in rule 2 of the rules for the personal conduct of officers and servants of Municipal Councils was not obtained. The moneys collected were not also deposited in the Post Office Savings Bank and an account of receipts and charges sent by the appellant until called for. The appellant has completely defied the above rule by collecting subscriptions through two of his assistants, drawing up ~~xxx~~ programmes, conducting correspondences and leading the excursion. The explanation, that this excursion was not undertaken on behalf of the school is quite inconsistent with the rules. These rules were framed only to prevent such unauthorized excursions and a misuse of money collected therefor.

10. Charge No.7:-

There ~~was specified~~ are specific orders that Municipal property should not be used for purposes other than that for which they are intended without the permission of the Municipal Council. There is a resolution of the Council that its previous sanction should be obtained for using Municipal properties for other purposes and this resolution had been communicated to him. The appellant has flouted the above resolution of the Council by allowing the use of a room as against the playground for which alone permission had been granted. He has thus set at naught the resolution of the council and has shown scant regard to the Council. He has not ~~denied~~ denied this charge but justifies his action.

11. Charge No.8:-

In his report dated 19-1-49 the appellant reported the shortage of Rs.9-7-6. He did not send any further report as to how and when the accounts were reconciled. Not even in his explanation dated 7-2-49 has he said that the accounts were reconciled. The appellant now contends that there was neither shortage nor excess. He does not say how the excess of Rs.11/- pointed out in audit happened to come. His defence to this charge was that this case was of wrong totalling double entry &c and that it was subsequently set right. The defence of the appellant was received on 9-3-49 while the audit objection statement (pointing out the excess of Rs.11/- was received on 24-3-49. Hence it will be seen that till the audit the excess was not found out and that it still remains to be accounted for.

12. Charge No.9:-

The statement of the appellant that he had reported already about the defects in locking arrangement is not supported by facts. Even in his letter No.3464/49 dated 18-1-49 the appellant has not made mention to his previous reports. It was only on my initiative that the appellant sent the report.

13. Charge No.10:-

It is not right to say that both the doors of the iron safe had been forced open. From the reports dated 10-1-49 of the appellant both to me and to the police it will be seen that even the outer door of his safe remained closed. The doors and the locks remained in tact and were opened with proper keys by the appellant in the presence of the police the Chairman and others. It was clear that both the doors had been opened and locked after removing the money with proper keys. The appellant is not definite as to whom the duplicate keys were lost. In December 1948 just before a month prior to the big theft referred to in charge No.1, another theft has occurred when the peons of the school managed to get the keys of the iron safe from the appellants custody and removed the cash from the safe. Atleast then the appellant should have verified whether the duplicate keys were in tact. The appellant did not report the loss of the keys even after its detection either to me or the Police authorities so that this might have served an additional information to the police to investigate and detect the crime. He does not explain why he did not send the report. He fails to realise that the loss of duplicate keys is a very serious affair permanently affecting the safety of the contents of the safe and that his failure to notice it, was responsible for the heavy loss on 10-1-49. It is clear that he has been negligent and careless in his work.

14. Charge No.11:-

The Clerk complained against by the appellant, has previously worked in the office and has had sufficient experience in maintaining the personal and other registers. In the office he had held the responsible post of a tax Clerk. The contentions of the appellant are only his conjectures. The Clerk has never expressed any difficulty in the maintenance of the registers. The appellant was specifically instructed in this office Memo M.O.C.6426/47 dated 12-8-47 to obtain a copy of the District Board Office Manual from any of the Clerks in the main office. This the appellant did not do. He has not also produced any evidence to support his contention that he instructed his Clerk to get instructions from the office. There was no necessity for the clerk to get any such instructions. That the contention of the appellant is an afterthought is also borne out by the fact

that he did not express these difficulties when reminders were issued to him on 27-9-48 and 15-10-48. By his remissness he has not only disobeyed the orders of the Commissioner but has also disregarded and set at naught the orders of the Inspector of Municipal Councils and Local Boards.

15. Charge No. 12: -

That the games fund account was not properly maintained will be evident from the following observations.

District Educational Officer's inspection notes of 1945--46. "Defects in Games Account should be rectified. Expenditure on scouting from Games Fund has been incurred. This is irregular, Rs.57/- and Rs.46/- are shown as withdrawals from Savings Bank on 26-4-45 and 19-6-45 respectively but these have not been brought to account in the Games Account Book. The Account Book is not written in the proper form. The vouchers should be continuously numbered and filed in order."

Again in 1947--48 the District Educational Officer has remarked as follows:-

"The Games Fee Account should be better maintained, with vouchers and bills arranged in serial and chronological order."

Again in 1948--49 the District Educational Officer has remarked as follows:-

"The Games Account should be better maintained. The Cash Book should record the transactions then and there. Vouchers should be serially numbered and properly filed."

In the Annual Objection Statement for 1947--48 conducted in August 1948 the auditor has remarked in para 58 as follows:-

"Games Fund Cash Book. This was not written after March 1948. As the Cash Book is an important document intended to record the transactions then and there, no useful purpose will be served when it is written for purposes of audit only. There were no transactions under the expenditure side after March 1948, but there were collections during the months of June and July 1948."

It may be seen from the above that in spite of repeated remarks by the District Educational Officer and the auditor the appellant has not cared to carry out their instructions and has not taken pains to rectify the defect once point out.

16. Charge No. 13 and 14:-

Throughout the length and breadth of his explanation, defence statement and the appeal petition the appellant has admitted that he has not been scrutinising or checking the accounts and registers and as remarked by the auditor the term fee register and the Daily Fee Collection Registers were not tallied at any time to find out short credits or omissions. To add to this the appellant has admitted (Please see Ex.D.3) that fee receipts had not been written up from June 1947. Pupils had been complaining that they had paid the fees regularly but unfortunately they had no receipts to produce as they were not given to them. Hence afraid of the threat by the appellant that they would be turned away from the school many of the pupils paid the arrears alleged to be due from them.

C.Lakshmi has been attending the school throughout the whole of long term of 1947--48 without paying even one instalment of fees. When rule 90 (b) of the Educational Rules is so clear and strict that the names of defaulters should be struck off the rolls the next month itself, it is for consideration why this statutory liability was ignored by the appellant and why her name continued to be retained on the rolls for the whole long term. According to the appellant the girl pupil was given half fee concession by about the end of 1947. Even then he had not verified whether and if so for how many months she had or had not paid fees. In March 1948 four months fees at half rates have been collected from the pupil. According to the appellant this amount was adjusted for three months in the short term and one month in the long term. Fees could have been adjusted for the long term first. It is not known, why different procedure was adopted in this case. From these circumstances and evidences there could be no other conclusion than that the pupil had paid the fees but taking advantage of the absence of receipts the arrears are shown against her.

Further, arrears if any, could be demanded and collected only at the time of readmission. The girl pupil was readmitted on two occasions - once in March 1948 and again in September 1948. Arrears due upto March 1948 should have been collected at the time of her readmission in March 1948 and only the subsequent dues could be collected at the time of the second readmission. Any arrears left over at the time of first admission could not and ought not to be demanded at the time of the second or subsequent readmissions. Even according to rule 38 of the Madras Educational Rules fee for one term only namely the term in which the last attendance of the pupil was registered could be claimed. In the case of the pupil C.Lakshmi her last attendance has been registered in October 1948. Hence the appellant was entitled to demand and collect fee only for that term. He was not entitled to collect the fee for the long term of the previous school year. Even according to the principle laid down in rule 40 of the Madras Educational Rules the appellant is not entitled to demand the arrears, if any. It will thus be seen that the appellants action in persistently refusing to admit the girl was highly irregular and highhanded. The Headmaster contends that because the girl had no receipt the amount has got to be collected. Even according to his own endorsement on the application of the school clerk (Ex.D.3) fee receipts from June 1947 had not been written up. While so how could the girl produce receipts. The appellant has known that once a readmission is made without collecting arrears, those arrears could not be collected thereafter. Yet he has readmitted the girl in March 1948 without collecting the arrears and is now harassing her for what is not collectable even according to him.

The appellant says that the case of Amanulla Baig is a different one. It is not. According to rule 90 (b) of the Madras Educational Rules his name should have been struck off the rolls for non-payment of fees and readmitted when he applied for it. The retention of his name on the rolls was contrary to the above rule and illegal. The only difference between the two pupils is that in the case of C.Lakshmi the arrears were alleged to be done for 5 or 6 months while in the case of Amanulla Baig it was 1 month. Both the cases are readmissions, where, arrears and admission fee should be collected.

17. Charge No. 1:-

Both in the charge memo and in my order appended against I have sufficiently explained the practice that was being followed in remitting collections on heavy collection days. On these days a lump sum out of the collections up-to 1 or 2 P.M. would be sent to the Treasury before closing the Chitta leaving

Another thing for serious consideration is that out of the amount lost, Rs.95--2--6 related to the Games Fund. This sum is not the collections of 7-1-49 alone. This represents collections from 4-1-49 to 7-1-49. The appellant should have atleast remitted the collections of previous days into the Post Office especially in view of the fact he has known, that it is unsafe to keep moneys in the safe.

In para 39 of the appeal the appellant says that on 7--1--49 the peon refused to take remittance to the Treasury. This fact was not reported either to my office or to the police for taking necessary action and to serve as additional information to investigate ~~the~~ into and detect the crime. By withholding and failure to report this incident and the loss of duplicate key which are important features failed to give ~~and~~ adequate facilities to the police to detect ~~investigating the investigation~~ crime. If he had reported these important incidents to the police they would have succeeded in detecting the culprit. The Sub Inspector of Police ~~is~~ says in his endorsement dated 8--3--49 that he had reported the case as undetectable as no information was available. It is clear from this that sufficient materials and ~~clue~~ were not supplied to the police.

18. From the facts narrated above it will be clear that the appellant is culpable of gross negligence, scant regard and continued inattention to rules and instructions, ~~id~~ disobedience of orders &c., and such negligence, disregard and violation of rules and disobedience of orders has resulted in great loss of money to the council and loss of reputation to the institution.

19. The past record has not also been satisfactory. In 1938 the Government terminated his probation on an enquiry and report from the Collector into gross irregularities in promotions. However he was reinstated with directions to watch his work for an year and report to Government before confirming him. The report called for does not appear to have been sent to Government and without any such report he has been confirmed. In 1939, he was ~~fixed Rs.5/-~~ fined Rs.5/- for disobeying the orders of the Commissioner. On appeal the fine was cancelled and he was given a severe warning by the Government. In 1942 he was dismissed from service on charges of utilising the articles purchased out of Government money for public examination for his own use, irregular maintenance of Games Fund, selling the answer papers of pupils and misappropriating its cost for his private use, leakage of question paper &c. He, was ~~the~~ however, reinstated on appeal. In 1945 he was awarded a censure for failure to report breakage of a lens, delay in its replacement and delay in crediting its cost recovered from a pupil.

23. A copy of the resolution of the appeal committee forwarding the appeal is also submitted herewith.

J. Doras way
COMMISSIONER. "JH"

C H A I R M A N.

Enc:-

1. Appeal Petition with exhibits.
2. File D.Dis.No.278/49.
3. Applications for Transfer Certificates.
4. File of correspondence relating to excursion.
5. Account Book relating to the Excursion.
6. File No.C.2.107/49 relating to C.Lakshmi.
7. Statement of remittances on heavy collection days.
8. App. committee Res. on 5-2-49

P.S.K.M.10/8/p.

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Sri P. Lakshminarayana Naidu, M.A., L.T., Dip. Econ.,
Headmaster,
Municipal High School,
Tirupathur, N.A.

The Secretary to Government,
Education and Public Health Department,
Fort St., George,
M A D R A S.

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

Ref. R.O.C.C.2.278/49 dated 21st May 1949
of the Municipal Commissioner, Tirupattur.

I have the honour to present this appeal against the order of the Commissioner, Tirupattur Municipal Council dated 21-5-1949, reducing me from the position of the Headmaster of Municipal High School, Tirupattur to that of an Assistant in the same school and pray that for reasons and grounds set out hereunder, the Government will be pleased to set aside the Order of reduction and re-instate me as the Headmaster of the same institution, with such other reliefs as may be found just under the circumstances.

2. The Municipal Commissioner has acted arbitrarily in passing the order without instituting an enquiry into the charges that were framed against me. With regard to the procedure to be adopted in cases where public servants and Municipal servants have to be punished for grave dereliction of duty, it is too well known that the Government have issued definite rules which are contained in G.O.No.3648 L.S.G. dated 18th August 1936. These rules are mandatory.

They

308-318
gpk no
157A

Rule 4
on p
312 of
Bok No
157A

They provide that in the first place specific charges have to be framed against the accused officer and definite allegations in support of these charges should be made and the accused officer or public servant must be furnished the charge sheet. In the second place an enquiry should be held so as to provide the officer charged with opportunities to state his case in defence, to summon witnesses and adduce evidence if any, in defence, to produce documentary evidence, if any, and to cross-examine the prosecution witnesses and the entire proceedings must be conducted in the presence of the accused officer. The rule also contemplates that it must be put to the accused officer whether he wants an enquiry or not and his reply obtained in writing.

3. In the present case no such enquiry was held and this omission has vitiated the whole proceedings and rendered them highly irregular. Though I demanded an enquiry and opportunities for adducing evidence, oral and documentary, no enquiry was held. And my request was turned down on the ground that "in the light of his explanation no enquiry was considered necessary". Presumably the Commissioner has made up his mind, on receipt of my ^{defence} explanation that an enquiry is unnecessary. This is unjustified.

In my defence statement I have not adduced the documentary evidence in my defence, nor even stated the nature of the evidence I will be letting in, in the hope that at the time of the enquiry, which should be held in this case, I will have a chance of adducing the entire evidence in my support. It is not true that I ever dispensed with an enquiry. Even assuming for a moment that I did not demand an enquiry, unless it is shown that I have elected positively against an enquiry, an enquiry must be held.

4. The Commissioner is wrong in suspending me on the charges

not
primary

charges that have been framed against me. According to G.O. No. 2649-L.A. dated 15-8-41, suspension should be resorted to only when it is necessary in public interest to suspend an officer or servant pending enquiry into grave charges against him. In my case the entire list of charges even if they are substantiated, amount to nothing more than negligence of a character that was remediable and do not disclose any criminal intention. It is only in the latter case that suspension should be resorted to under the abovesaid G.O.

5. Further, my suspension was not necessary in public interest. The facts that make up each charge, are all concerned with the routine administration of the school and are not in any way prejudicial to public interest. To cite only one of the many instances, take the charge that fees from certain students who are sons of Government servants were collected from the month succeeding that in which they joined the school. Even apart from the foregoing objection, grounded on the abovesaid G.O., the suspension was clearly unjustified in so far as it has interfered with my work, of recovering to the school whatever amount that the charges disclosed, were left unrecovered, though not for reasons, given under the charges.

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6. ~~xxxxxxxxxxxx~~ I had submitted a detailed explanation to the various charges in my letter ^{No. 3482/49} dated 7-2-1949 in reply to the Commissioner's R.O.C. C-2.278/49 dated 27-1-49. I intended that ^{it} should be read along with my defence statement dated 9-3-49. This explains why the latter defence statement is cursory. The order has taken into consideration only the defence statement and has totally ignored the very full explanation which I have offered in my letter

dated

dated 7-2-49 and which I intended, should be read along with this. ~~It might be said that the defence statement was not contained but this is a technicality and should be ignored in the interest of justice and fairness.~~

7. It will be better for a proper appreciation of my defence to state the charges one by one and deal with them ^{so} serially. But before dealing, certain facts of a general nature concerning the administration of the school and having a bearing on the charges, have to be set out, so that they form the background against which the charges and the replies thereto should be viewed.

(1) It is not true, as is stated in the order of ^{the} Commissioner ~~dated~~ 21-5-1949 that the administration of the school was deteriorating. A simple but convincing proof of the baselessness of this statement consists in the utter absence of any allegations or evidence in support of this statement. It does not form one of the charges. Nowhere is the nature of the deterioration shown and all the contributory causes. Neither is it claimed that because of certain cases of non-collection of fees and such other cognate matters, to which alone the charges amount have brought about the deterioration, so that it may be said of me that I was responsible for the same.

The internal administration of the school has long been suffering from the unjustifiable and unwarranted interference of the municipality, and the school itself was made a cockpit of contending party politics. This has been remarked in a report of the Divisional Inspector of Schools, Coimbatore dated 2-8-42 to the Director of Public Instruction, Madras (copy enclosed - Exhibit D-1), and formed the subject matter for a definite direction by the Director of Public Instruction against the interference of any sort by the Commissioner or Council in

the

the matter of promotions or the powers of the Headmaster - Proceedings 1013-G.42 dated 23-11-42 (Copy enclosed - Ex.D-2). This report and the direction of the Director of Public Instruction, Madras that followed it, were occasioned by a number of allegations of mal-administration against me and an enquiry that was held thereon was proved to be false and frivolous (copy enclosed - Ex. D-3).

The present allegation is one of those wild statements made out of prejudice in order to bolster up the charges. It can be shown on the other hand that the administration of the Municipal High School, Tirupattur, was improving rather than deteriorating. Recently, the strength of the school has trebled. From a total strength of about 300 in 1940 it has increased to nearly 800 in 1948. During all the twelve years I have been the Headmaster, there was not a single case of any adverse report regarding the administration, supervision, discipline, promotion etc. It may not be out of place to now state that there was likewise no serious audit objection so far as the finances of the school were concerned.

(11) During recent years, the strength of the school has increased and consequent thereon the volume of work has proportionately increased. In order to cope with the increased work, the management has not provided me with adequate clerical staff. The school has one clerk, and one attendar. I was finding it increasingly difficult to cope with the work and had drawn the attention of the management to the immediate necessity of the appointment of an additional clerk from 1947. There was a series of correspondence (copies of which I enclose herewith - Ex. Ex D-3 series). Attention is particularly invited to a Memo. submitted by the clerk Sri Narasimhan, who has ~~undoubtedly~~ given an idea of the volume of

work

work to be turned out by him. This list is fairly imposing and with the recent increase in the strength of the school, the need for an additional clerk was obvious. But this reasonable request made in the interest of efficiency of the school and permitted as per Dis.No.957/48 dated 28--2--48 of the Director of Public Instruction/^{Madras} (copy enclosed - Ex.D-5) was turned down by the Council out of sheer ~~prejudice~~ ^{prejudice} that the management bore towards me personally. This has resulted in a falling off in the standard of efficiency, so far as clerical work is concerned, causing arrears and accumulation of work. To aggravate matters the clerk who was working in 1947 suddenly developed indifference to work and finally resigned abruptly in June 1948. When he resigned he left large arrears of work to be cleared. (Vide my statement dated 10-7-1948 and letter dated 13-8-48 and 7-10-48 in Ex. D-3 series).

Another clerk was appointed in his place who did not turn up for work. The school was without a clerk for one month i.e. in June. A third clerk who came worked for one and a half months and was transferred. The fourth clerk worked for three months and he too was transferred. The present clerk is the fifth clerk, who was drafted from the Health Department of the Municipality. I have found him highly inefficient in his work. His previous record was unsatisfactory. He misappropriated Municipal funds but was let off as a result of extraneous influences. I protested against his appointment from the very first, but he was thrust on me. Not only that but his probation was extended by the Commissioner. It was evident from that that he enjoyed the favour of the Management and did not care to obey my orders. This struck at the root of all discipline.

There was a special reason as to why against my will these clerks were given to me. At about the time of the appointment

appointment of the fourth clerk, it became increasingly clear to me that the management was deeply prejudiced against me in so far as I was resisting their efforts to interfere with the internal administration of the school and the powers of the Headmaster. As I have stated already this formed the subject matter of serious allegations of overstrictness against me which were enquired into by the Divisional Inspector of Schools, Coimbatore, and were found to be baseless, malicious and the result of party strife. The clerks served the purpose of supplying information about the school to the management, did espionage work for them and were hopelessly disobedient to me and never cared to carry out my orders. There was for instance a definite act of disobedience on the part of the present clerk Sri Ramanujam, which is borne out by records. On 15--2--1949 this clerk was asked to collect school fees in the afternoon as that was the last day for payment of fees without fines. He refused to do so. I had to report it to the Commissioner and get him do the work. The copy of the correspondence thereon is herewith appended. (Ex. D-5).

It is my submission that this clerk has been receiving encouragement in his defiant attitude towards me from the management itself. Not being content with disobeying orders, these clerks have positively caused hindrance to my work by various acts of omission. The resulting dislocation of work can easily be imagined and it is in the light of these facts that the various instances of alleged negligence on my part have to be viewed.

8. There is a special feature with regard to all the thirteen charges that have been framed against me. They do not involve moral turpitude on my part, but are at best in the nature of lapses or irregularities. Charges 1 to 5 concern

loss to the Municipal funds and charges 6 to 13 contain miscellaneous matters of a trivial nature deserving at the most some sort of warning by way of disciplinary action. These charges do not make out that the loss to the Municipal funds was caused wilfully or intentionally. It is my submission that such loss, if it had been occasioned out of carelessness or lack of that amount of scrutiny will only be a ground for requiring the person who so causes the loss to make good that amount or for a warning.

9. It will be convenient to deal with charges 2, 3, 4 and 5 at the first instance, because of the foregoing observations. Charge 2 relates to a loss of Rs.20/- by not collecting fees from certain pupils. The pupils referred to in the charge are the children of Government servants. They joined this institution in the later half of the month referred to therein by producing Transfer Certificates to the effect that they have paid their school fees upto the end of the month to the school from which they came. So far as I was aware, the rules relating to fee collection in such matters contemplated only collection of school fees only from the succeeding month from the one when the pupil joins. The contention of the parents was also to that effect. Under this bonafide impression fees have been collected from the pupils from August 1947. Neither was there any audit objection in the matter. As I felt that the position was however not free from doubt, I opened correspondence with the Warden of the Masilamani Mudaliar's Hostel as early as 11-11-1948 and recovered for the school from the pupils Rs.15-4-0 out of Rs.20/- as detailed below (Vide copy of my letter enclosed - Ex.D-6):--

- | | | |
|----------------------|----------|--|
| (1) P.J.Padnavati | Rs.5-4-0 | |
| (2) P.J.Venkateshram | 6-0-0 | (in the charge an amount of Rs.5-4-0 only is noted as against the correct amount of Rs.6/- due). |
| (3) P.J. Shanmugam | 2-12-0 | |
| (4) P.J. Kasturi Bai | 1-4-0 | |

With reference to the last mentioned two pupils in the charge I have been making bona fide attempts to trace the whereabouts of the parents and the pupils but by reason of my suspension the matter could not be proceeded with.

10. The immediate occasion for trying to rectify this mistake was, when I was trying to set right accounts left in a muddle by the clerk Sri Narasimhan. I submit that in view of the foregoing, I am not guilty of this charge. In this connection I am prepared to cause to be produced the original of my letter addressed to the warden, Masilamani Mudaliar's Hostel, Vellore. The order while discussing Charge 2 states "The Headmaster does not satisfactorily explain why the fees were not collected, but simply says that the power vests with him and that there could be no delegation of his powers". This statement was made with reference to the admission of pupils and has no application and is thoroughly meaningless in relating to this charge. Further my explanation to the various charges must be read along with my explanation submitted to the Commissioner on 7-2-1949, where I have clearly set out more fully the various circumstances refuting this charge.

11. CHARGE 3. This charge relates to the issue of Transfer Certificates without collecting arrears in the year 1948. As has been stated already, in 1948 the work of the school was suffering seriously on account of the sudden resignation of clerk Sri Narasimhan leaving large arrears of work to be cleared up and when no less than four other clerks succeeded him within a period of five months. Appended to this charge, is the list of the names of pupils from whom it is alleged that arrears were not collected before Transfer Certificates were issued to them. The list is wrong, in so far as no arrears are due from the following pupils, for reasons noted against each.

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	- 10 - Fees.	Spl. Fees	Remarks.
VI F. H. Manickam	--	0-13--0	Not due - Col- lected on 16-1-48

" K.B. Ramaswami		1--0--0	Not due as he left at the end of the long term of 1947-48.
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" A. Annamalai	5--4--0	0--5--0	Not due being an educational con- cession holder.
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II F. N. Venkataraman	13-12--0	0--3--0	Not due - From August onwards being the son of a Government ser- vant, transferred on public grounds - T.C. 468 dated 8-7-47.
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5th Cl. Sarojini Ammal	1--4--0	0--9--0	Not a transfer certificate holder but withdrawn in March 1948.
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" K. Varadarajan	3-12--0	--	June to August not due - admitted on 1-10-47 - son of a public servant
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" R. Krishna Chetty	2--8--0	0--9--0	Not due - with- drawn -
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12. As regards the following cases included in the list A of the charge sheet, they are cases forming the basis for Charge 2 (i.e) fees for July '48 were not collected from them when they were admitted into the school, under a bona fide misapprehension as regards the scope of the rule 12. This has been sufficiently explained under Charge 2. The inclusion of these names in Charge 3 is redundant and has been deliberately made in order to swell the amount and make an imposing list of arrears. Incidentally it shows the prejudice that is borne against me. This list is prepared from the Term Fee Register and only the clerk concerned has access to it. There is no doubt that these instances have been collected laboriously with the help of the school clerk in order to build up a case against me, only that whoever prepared the list, did not care to ascertain that I have already collected except in two cases whatever was in arrears.

List.

1. P.J. Padmavathi VI Form.
2. P.J. Venkatachalam "
3. P.J. Ghanmugam III Form
4. P.J. Kasturi Bai 5th Class
5. R. Subramaniam II Form.
6. R. Chidambaram I Form.

Not only do the above names appear under Charge 2 but they are also included in list under Charge 3. The total amount due in List A is Rs. 107--9--0. The amount to be recovered from pupils mentioned above is Rs. 20/- as under Charge 2. This sum of Rs. 20/- has to be deducted from from list A assuming all that is said is true.

13. As regards the following 12 cases, these were the result of the gross indifference to work and deliberate disobedience of orders on the part of the clerk Sri Narasimhan who left large arrears of work and failed to bring to my notice the short collections and other irregularities. The D.C.B. Statements, which he had to prepare were completed only in October 1948. I made a report of this absolute chaos that prevailed in the matter of accounting during this period to the Commissioner in my letter No. 3493 of 1949 dated 17-2-49 (Ex. D-1 - copy enclosed). It was only in October 1948, I set right the defects and irregularities pointed out in the accounts. From October 1948, I began collecting the arrears and when I was taking steps to recover the arrears, the registers were taken away from me particularly the Term Fee Register, with the deliberate object of obstructing my work. In November the commissioner sent me a Memo. calling for the registers presumably because information was conveyed to him that I was collecting the arrears and that he wanted it should stop. This is not an idle conjecture only but the Commissioner actually sent me a memo forbidding me from collecting the arrears (copy enclosed - Ex. D-8, which, in the face of the rules in that behalf, was extraordinary. There can be only one explanation to this strange direction and that is, that if I succeed in collecting all the arrears, it will take the wind out of their

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wife

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wife

sails and leave them without any means of attacking me.

14. The responsibility for not collecting these arrears was certainly that of the clerk Sri Narasimhan. This I have pointed out in my letter No. ³⁴⁹³ 3452/49 dated 8-2-49 (EX. D-7) and suggested that the amount should be recovered from the clerk. There was no reply to that. Nevertheless in three out of 12 cases, I have recovered the amounts. The amounts alleged to be due in this charge will therefore be Rs.41-7-0 and not Rs.107-9-0. It may incidentally be pointed out for the purpose of exemplifying the malice which has prompted this charge that a sum of Rs.20/- alleged to be lost in Charge 2 is again included under this charge, so that it would appear in view of the conclusions contained in the order that I have to pay Rs.20/- for nothing.

15. Even apart from these considerations, in matters concerning the issue of transfer certificates, I invariably endorsed on these applications "Issue Transfer Certificate, if no arrears". This is a definite order to the clerk to verify from the registers whether there are any arrears and then submit the transfer certificates for my signature. In all these cases, the clerk concerned did not bring to my notice whether intentionally or otherwise, the arrears, so that all that I could do under the circumstances, was to proceed on the assumption that there were no arrears. In discussing this charge, the order says "If he had verified himself the registers or had directed the clerk or whoever was in charge of the accounts, to verify and put up Notes on the applications as to the dues &c. before ordering issue of the Transfer Certificates, the dues could have been detected and collected. In ordering the issue of Transfer Certificates without such verification of accounts either by himself or by others, the Headmaster has taken the whole responsibility on himself." This is totally wrong and against all recorded evidence. It is in fact the very procedure that I have adopted in all these cases and

and the order in so far as it commits this serious error consciously, is inspired by prejudice and could be only characterised as a wilful distortion of facts. I submit in view of the foregoing explanation, I am not guilty of the charge.

16. CHARGES 4 & 5: These two charges relate once again to non-collection of special fees, admission fees etc., and collection of fees in subsequent months, leaving arrears. These charges are in essence the same as CHARGES 2 & 3, in so far as they concern, arrears of school fees. But they have been deliberately and unnecessarily multiplied so as to make the charges look numerous. These arrears arise from the alleged irregularities in the collection of fees by the clerk's negligence. The various allegations constitute instances of the same irregularity and yet the charge sheet has separated them into a number of charges. Lists B and C attached to the charge sheet contain cases of non-collection of special fees etc., and arrears of school fees in the months in which they were due. All the arguments advanced by me in my defence under CHARGE 3 supra will hold good under this charge also. Still in order that my defence to each charge may be self-contained, it will not be inappropriate to re-state them here. The cases enumerated in Lists B and C are all cases of alleged non-collection in the year 1948. As I have shown elsewhere it was in this year that the maintenance of accounts and other registers by the clerk concerned, was very faulty. There were frequent changes in the clerks and these clerks who came in quick succession after May 1948 when Sri Narasimhan, the old clerk stayed away, worked for not more than a few weeks each, knew nothing about the work and to aggravate matters, were thoroughly irresponsible, looking for their inspiration to the management over my head. The management were responsible for the appointment of these clerks and in spite of my protest, and in their selection, they were entirely guided not by considerations of honesty and efficiency in work but solely by the extent to which they can promote party

politics and render assistance particularly in the matter of bringing me into disgrace. The present clerk who is now working is the worst of the lot who disobeyed my orders even in the routine discharge of duties as is evidenced by letter dated 15--2--1949 (Ex. D-5).

17. The old clerk Sri Narasimhan became indifferent to work towards the end of 1947 presumably because, he has made up his mind to resign and deliberately left in arrears and in confusion, the entire account and other registers. I ascertained that such arrears were three months old when he resigned. I myself, therefore, attended to the rectification of the various registers when these cases of irregularities came to light. Immediately I prepared a list and set about collecting the arrears. This I did in addition to my other onerous duties, particularly teaching work extending over 15 hours every week, from October 1948 without getting any assistance from the clerks appointed. While I was thus occupied, the management deliberately disabled me from proceeding with the work by snatching away from me all the registers and issuing memos not to make any collections.

18. In discussing Charges 4 and 5, the order states

thus:-

"As the head of the institution he is responsible for any act done by his subordinates and it was his duty to rectify any defects or omissions committed by them. He is there to set right wrongs or faults and not to pass on them. His failure to do so is nothing but dereliction of duty".

I have done nothing less than carry out literally this wise and weighty counsel. Further in so far as the Commissioner himself, is the executive head of the administration and fully posted from time to time with the unsatisfactory state of affairs, it is as much his duty to rectify the defects in ways open to him. In this connection the entire correspondence touching this matter is appended herewith (Ex. D-3). If only the Commissioner had given me an experienced clerk, it would

not have given rise to such vexatious proceedings.

19. Now as regards the charge itself in List B, the following cases should not have been included for reasons stated against each.

1. T.S.Venkatesan VI Form.	Spl. Fees	Re.1--0--0	Collected on 16-2-48
2. D.Manickam IV Form	"	0-12--0	There was an excess fee collection which after adjustment to special fees would be payable to the pupil.
3. T.R.Muthukrishnan III Form	"	0--8--0	This student refused to pay taking of the Commissioner's order, prohibiting me from collecting the arrears (Ex-D-5).
4. C.Rajagopalan III Form.	"	0--8--0	Already collected on 28-10-47
5. M.Srinivasan III Form	"	0--8--0	) These have since withdrawn but not taken their transfer certificates when alone the amounts could be collected as per Rule 195 of the Municipal Account Code.
6. Abdul Moojib II Form	"	0--8--0	
7. M. Alagesan II form	"	0--8--0	
8. A. Venkataraman 5th Class.	"	0-14--0	) There is an excess fee collection against which the special fee has to be adjusted leaving a balance in his favour.
9. Zackeriah II Form.	"	0--8--0	
10. Syed Hussain Khadir II Form	"	0--8--0	

20. With regard to other cases, they are half fee concession holders from whom no fees were collected for the short term 1947--48, since their payment of full fee in the long term were adjusted towards the short term dues. As has been pointed out, the term fee register was not maintained properly so that the clerk failed to collect the special fees or bring the same to my notice. This irregularity is directly traceable to the clerk or clerks who worked in 1948. As soon as I discovered

the irregularity, I collected the entire amount except a paltry sum of Rs.2-14-0 by about February 1949. This amount of Rs.2-14-0 is due from ~~from~~ the four cases in which Transfer certificates have not been taken and one case in which there is a wilful default and the embargo on the collections imposed by the Commissioner. I submit there is no loss for the Municipality for which I am responsible. This charge has been disproved entirely and I am not therefore guilty of the same.

21. CHARGE 5: The list attached to Charge 5, List C of the charge sheet, contains cases of collection of fees for subsequent months leaving arrears. These are cases of non-collection in the year 1947-48. As has already been shown the accounts and registers have not been kept properly by the clerk, though I have been persistently complaining about the same to the Commissioner and asking for an experienced and reliable clerk. The D.C.B. statements were not prepared for months and the term fee register also was not kept upto date. It is not claimed by the Management that I should ^{do} the work myself. The fault, therefore, is definitely that of the clerk. The clerk who collected the fees, had no knowledge of any arrears against any particular pupil in the absence of the term fee register being brought upto date and the D.C.B. Statements being in arrears. He therefore went on collecting fees and issuing receipts as and when payments were made without reference to arrears due. In this state of affairs, it is understandable why I should be charged on this account. Moreover, in the following cases, the arrears ~~were due from pupils who~~ ^{were due from pupils who} have stayed away from this institution.

- | | |
|-------------------------------|-------------|
| 1. V. Muthu IV Form | Rs.21-13--0 |
| 2. D. Venugopal Naidu I Form. | 1-13--0 |
| 3. Tulashiram I Form | 3--7--0 |
| 4. N. Ramen I Form | 3--7--0 |
| 5. P. S. Srinivasan 5th Cl. | 5--9--0 |
| 6. N. Sambandan 5th Cl. | 3-11--0 |
| 7. A. Subbarayan 5th Cl. | 1-13--0 |

In the following cases, the fees were not collected for reasons noted against each:

- | | | |
|-----------------------------|-----------|---|
| 1. Amanulla Baig V Form | Rs.6--1-0 | not collected as per Commissioner's order (Ex. D-8) |
| 2. Parasuram Prasad IV Form | 11--5--0 | Died. |

The amounts in these cases, total Rs.58-15-0. Against this amount, the charge shows a loss of Rs.73--3--0 which is clearly wrong. The difference of Rs.14--4--0 is due to wrong calculation for imposition of fines and admission fee etc. Out of this Rs.58-15-0, Rs.17--6--0 is irrecoverable in the two cases viz. Amanulla Baig and Parasuram Prasad. A balance of Rs.41--9--0 is left in arrears. There is no loss of any kind here and even if there is any, I am not responsible for it. I am not guilty of this Charge also. I submit that Charges 2 to 5 are in the nature of Audit Objections and cannot form the basis for a serious charge resulting in suspension and reduction.

22. CHARGE 6. It is alleged against me that I collected subscriptions from pupils for going on an excursion to Mettur Dam and other places without obtaining the previous permission of the Commissioner. This excursion was organised by some of the students who numbered only about 30 out of a total strength of 750. It must be made clear that this excursion was not undertaken on behalf of the school as such but remained from beginning to end the private organisation of a few pupils who could afford the expenses of the trip. Some 30 pupils joined together, elected their own leader, arranged their programme and made voluntary contributions to a common fund from out of which the expenses of the trip was met. I was not responsible for the idea or for any of the activities connected with the same, except to encourage them and give proper guidance by providing them with escort and other facilities. I make it clear that no part of any municipal funds was touched for even the smallest item connected with trip, say, even for a post

To the end the money provided remained the private personal property of the pupils over which neither myself nor the Commissioner can have any control. In view of this, it is not possible for me to see how far any of the items of expenditure I should keep an account or render the same to the Commissioner. In the same view, the permission of the Commissioner is unnecessary. None the less in order to avoid any scandal on the part of either to the Headmaster or the School and in order to show that neither the institution nor the Headmaster, has in any way been committed to the excursion, I forwarded the rough account kept for the excursion, to the Commissioner. I plead absolutely not guilty of this charge. I submit that this charge is highly frivolous in view of the extremely beneficial ~~xxx~~ character of the act and in view of the reorganisation scheme of the secondary education.

23. CHARGE 7. This is the most frivolous of all charges. On 8--1--1949, the Deputy Inspector of Schools (Women) Tirupattur East Range obtained the permission of the Commissioner in writing for the use of the school play ground for play demonstration by the Municipal School Children of the Elementary schools of the Municipality. No copy of the order containing the permission was communicated to me but the Deputy Inspector of schools, produced the permission of the Commissioner, whereupon I allowed her the use of the playground. Incidentally she requested me for the use of a class room for holding a prayer for a few minutes at the beginning. In the face of the Commissioner's permission, I could see no objection to permit the use of the class room for a purpose connected with the play-demonstration. A serious charge has been made out of this. I am enclosing herewith copies of my correspondence with the Deputy Inspector of Schools (EX.D-15 series). I am not guilty of this charge.

24. CHARGE 8. The charge is that I failed to remit into

remit into the treasury a short collection of Rs.9--7--6 made on 7--1--1949 and detected on 19-1-49. In discussing this charge which the Commissioner says, has been proved against me, he states that

"It is therefore clear that the accounts of 7--1--49 still remain unsettled and that the Headmaster has not remitted into the Treasury either the short or excess collection."

In so far as the original charge stated, it was short collection, the above statement is indefinite. In the first place, the charge is not clear. One cannot understand how a short collection can be remitted into the treasury. Short collection as we understand would mean that the actual cash is less than the total on the accounts. If that is so, the shortage must be made good. In the second place while the charge says, it is short collection of Rs.9-7-6, the audit objection for 30--9--48 states that the Headmaster had an excess of Rs.11/- and proceeds

"It is not known how there could be ^{an} excess collection. It is therefore evident that certain collections have not been entered in the Daily Fee Collection Register".

The conclusion of the audit, therefore, is that certain collections have not been entered in the D.F.C. Register. Apart from these considerations, the facts relating to this charge are as follows: It will be remembered that on the day in question i.e. 7--1--49, there was heavy collection of school fees and games fees, it being the last day for payment of fees without fine. The clerk handed over the entire collection to me without counting the cash himself or ascertaining whether the cash on hand tallied with the accounts. This is borne out by the statement of clerk himself and quoted in the charge. This amount was kept in the safe on that day for remittance into the treasury on the next day after verifying and checking the accounts. As events that will be related under charge 1 will show, the whole bundle of currency notes ^{was} were stolen subsequently which was discovered by me on 10-1-49.

police

Police investigation into the theft followed and it was not till 19-1-1949 that I found time to look into the accounts. *(when the clerk was available for verification of accounts (keeping under police custody))*

At the outset the accounting was wrong. Against a sum of Rs.1089-6-6 in cash the account showed a total of Rs.1098-14-0 and there was a shortage of Rs.9-7-6. Without further scrutiny I immediately reported this to the Commissioner, as the responsibility for making good this amount must be fixed. When subsequently, the accounts were looked into by the auditor in the course of his half-yearly audit he remarked that certain entries in the Chitta were double entries and if the amount which they make up, i.e. Rs.20-8-0 was deducted from the total, there will be an excess of Rs.11-/-.

While initially there was a shortage, subsequently the account shows an excess. I concluded that the clerk has bungled and made a mess of the accounts. In order that the collection for the day may be closely scrutinised, I requested the Sanskrit Pandit and the First Assistant to check the accounts with the help of the slips given by the teachers who collected the school fees. When this was done and the various collections were entered in the chitta, I was able to reconcile the figures. There was neither shortage nor an excess. Under these circumstances, my report to the Commissioner dated 19-1-1949 was certainly not a false one and I am right in my explanation, that it was a case of wrong totalling, double entries etc., and what was needed was merely to set right the accounts. This was what I did. Therefore, there was neither short nor excess collection to be remitted into the Treasury. I submit I am not guilty of this charge.

p302
2A

25. CHARGE 9: This charge is that I have not taken proper care of the furniture, equipment etc. But the allegations in support of the charge are that the doors of the several class rooms were not properly locked on a particular day, i.e. 17-1-1949 at 7 P.M. There is no specific allegation how I failed to take proper care of the furniture etc.

81

etc., It was a state of affairs well known to the Commissioner for a number of years that many of the class rooms had no proper locking arrangements. This he himself was able to see on 17-1-1949 as he himself admits in his order. To quote him

p-479
9A

"But on verification it was found that several doors had not been properly locked and many doors had no proper hinges and locking arrangements".

For purposes of safety what used to be done was that class benches were used by way of barricading the entrances. I have reported about this personally as well as in writing, for instance, in my letters dated 5-8-1948 and No.226/47 dated 28-7-1947. In my defence statement I have stated that I have reported about this already. Since I was expecting an enquiry, I thought it would be proper only at that stage to let in evidence. The Commissioner relies upon non-production of the report for holding that the charge is proved. Further I do not remember to have said to him that the doors were properly locked. In view of the defects in the locking arrangements, a fact within the knowledge of the Commissioner himself whose office is only at a stone's throw from the school, it would be a preposterous statement. What I said was that the rooms are properly closed to the extent to which the means were available. I submit I am not guilty of this charge.

p307
2A

26. CHARGE 10: This charge relates to the theft of monies from the iron safe of the school between 8-1-1949 and 10-1-1949. Both the doors of the iron safe had duplicate keys. These keys have been in the drawer of the iron safe for the last ten years. On the day of the theft both the outer and inner doors of the safe were found to have been forced open and money missing. I was very much perturbed and it did not occur to me to look for the duplicate keys. During the following days in my pre-occupation with the affairs leading up to the theft, the question of duplicate keys did not

82
- 22 -
not suggest itself to me and it was only after the memo. of the District Educational Officer, North Arcot, dated 27th January 1949 that I was reminded of them. Immediately I searched for them in the drawer and found them to be missing and reported the same to the D.E.O. North Arcot. A copy of the D.E.O.'s memo and my reply thereon is herewith appended (Ex.D-10). The memo. is with the school records and it is not true that there was no such letter. It is not because that I deliberately withheld this information from either the Police or the Commissioner with any motive. Neither is it an afterthought as is alleged. The charge says that in my informal talks with some persons I stated that I failed to report the loss of the keys. I have never done anything of that kind. The charge is purposefully vague and does not mention the names of persons. I am not guilty of this charge.

p 302
2A
27. CHARGE 11: There are two charges here, the first is non-maintenance of certain registers, personal etc., prescribed in the District Board Manual. The registers came into vogue for the year 1947-48. But the school was not furnished with a copy of the Manual. Besides the clerk who has to keep the register, was new to this work, though he was experienced in other ways. This clerk was no other than Sri Narasimhan about whom I have observed at length in dealing with charges 3 and 4. Even with regard to routine work he was in arrears and the maintenance of these additional registers would cast on him additional burden. This is what he feared. Therefore, in spite of my repeated orders, he evaded doing so. This is once again closely connected with my request for an additional clerk which was turned down. The clerk who succeeded him after his resignation, knew little even about the routine work and studying the Manual and maintaining the registers was decidedly beyond them. On all the occasions when I received Memos. from the Commissioner touching this matter, I have not hesitated

83
- 23 -
hesitated to issue necessary orders for carrying out the instructions of the Commissioner. But I have been systematically thwarted in my attempts by a set of disobedient clerks. The non-maintenance of the Registers was not due to any wilful default on my part but to the utter lack of co-operation from the clerks. I am not therefore guilty of this charge.

28. The second charge in CHARGE 11 exemplifies the wanton character of the allegations. Mere delay in giving effect to a technical order is given the dignified name of a charge. I admit having received a Memo dated 12-7-1947 and this Memo was passed on to the clerk with an order from me to effect the change in the caste of the pupils. The pupils concerned numbered only two. The clerk mislaid the paper, forgot to carry out the change and when for the subsequent year 1948-49, the question of half-fee concession for the pupils came up I searched for the paper and effected the change myself. I reported this to the Commissioner in my letter No. 3392/48 dated 18-12-48, with an explanation for the delay and the same was accepted. In my defence statement I have stated that the admission register has been maintained as per rules. I have not elaborated on that, because I was under the impression that the charge is concerned with the admission register. It may incidentally be mentioned that it is beyond the jurisdiction of the Commissioner to order any change in the admission register and the authority competent to do it is the D.E.O. Nonetheless I have obeyed the order. I am not guilty of this charge.

p-307
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29. CHARGE 12: This charge is extremely vague and in the absence of specific instances or objections, it is not possible to plead to it except to state that the games fund account has been maintained properly. It is for the prosecution to show how and in what respect the accounts have not been maintained properly. In discussing this charge, the order says that the audit objections have been raised. Beyond this general statement, even

even here, no specific case of audit objection has been pointed out. There is bound to be audit objection where various rules have to be construed and various accounts kept and so long as they are set right, there can be no objection. With regard to the games fund account, it has been kept properly and wherever there had been audit objections, they have been set right. It is not right to say that in every audit, objections have been raised. I am not guilty of this charge.

30. CHARGE 13. This charge is a wild generalisation from the single case of a girl pupil named Lakshmi. This should more properly have formed one of the several other cases of non-collection of fees under Charge 4 and is illustrative of the most unjustifiable multiplication of charges. Except for this single case of C. Lakshmi when misuse of powers on my part is alleged, no other instance is given, while the wording of the charge would give rise to the totally wrong impression that there had been a number of cases on several occasions. This and Charge 14 are one and the same and they show the extreme partisan spirit on the part of the Commissioner. In fact the particular charge and my suspension arose out of my refusal to re-admit the girl without collecting arrears as directed by the Commissioner. This pupil Lakshmi was studying in Form II in 1947--48. Due to the negligence of the clerk her fee for the long term of 1947/⁻⁻⁴⁸ was not collected but she paid fees for two months during the short term. By about the end of 1947 she was given half-fee concession and therefore her two months' full fees were adjusted on the basis of half-fee for the four months, three months in the short term and one month in the long term of 1947-48. During this period the D.C.B. Statement and the term fee register were in a state of confusion. The result was that clerk Sri Narasimhan overlooked the arrears and the pupil continued to study in the school. She was promoted to Form III in June 1948 but she attended school irregularly and finally stopped away in

September

September 1948. For three months of June, July and August full fee was collected from her. It would appear from the foregoing that she was in arrears of fees only for the period from June 1947 to November 1947. From June 1948 she attended school only off and on and ~~was~~ so her fees for June, July and August 1948 could be collected only in September 1948. Of course this was done without any reference to the arrears of 1947. It was about just this time when clerk Sri Narasimhan resigned leaving three months arrears and the work has to be carried on sometimes by the attendar and sometimes by raw clerks. This feature in the accounting for the year 1948--49 has been adverted to by me several times and this has been the root cause for all the delays and irregularities that existed. The girl pupil's name was struck off the rolls when she stayed away in September 1948. In about November 1948 she sought re-admission to the school. By then I have been scrutinising the accounts and other registers and came across this case of arrears. When the pupil sought re-admission I demanded payment of arrears. It was contended for the pupil that she had paid up all arrears, but no receipt was passed on to her. This was clearly wrong because receipts were always given for payments made. In so far as the girl had no receipt for the months she was in arrears, the amount has got to be collected. More over collection of arrears at the time of re-admission is specifically enjoined by 195 of the Municipal Account Code. In the face of this clear liability the refusal of the pupil was unjustified. Further the possibility of collecting arrears is only when a pupil seeks re-admission or when he ~~wants~~ wants a transfer certificate. I therefore refused to re-admit the pupil. Upon that the guardian of the girl made a complaint of it to the Commissioner. The Commissioner referred it to me and I explained to him in my letter No. 3446/49 dated 17--2--49 why the re-admission was refused. The Commissioner directed me to admit the girl after collecting the dues from the pupil for the current year and pending decision of the

question

question of 1947-48. To this I replied in my letter No. 3446 of 1949 dated 21-2-49 that such part collection of arrears was not permitted by Rule No. 195. The reason of the rule is that all arrears must be collected on the eve of re-admission and if once re-admission is made without collecting such arrears, those arrears could not be collected thereafter. The course suggested by the Commissioner viz., re-admitting without collecting the arrears would defeat the purpose of the rule by rendering such arrears irrecoverable. Yet this is what the Commissioner advises in his Memo. No. R.O.C.C.2-107/48 dated 18-2-49 (Ex. D-12). When I refused re-admission, the Commissioner ordered my suspension and added another charge which was not originally contained in the list of charges.

31. In discussing this charge, the order of the Commissioner dated 21-3-1949 says that I was not justified in asking for the arrears from the pupil when she sought re-admission in October 1948 when there was a chance for asking for the same in March 1948 and September 1948. At any rate that is the trend of the argument. One wrong does not justify another. There was no case to be investigated into in the absence of receipts for payments. A better course for the Commissioner would have been if the pupil has been really in earnest about her annual examination to suggest to the party to pay up the arrears in the first instance and then claim a refund if there were no arrears. This would not entail any loss to the Municipality as the other course suggested by the Commissioner would result in. The Commissioner had shown a decided bias against me in the matter, because I went against his wishes. This prejudice runs through the whole length of the charges and constitutes the motive spring for the same.

32. Proceedings No. 1013-C/42 dated 23-11-42 lays down definitely that in the matter of admissions the discretion of the Headmaster is unfettered and the Commissioner should under

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no circumstances interfere with his powers. (Ex. D-13). I was within my powers to act in the manner I did but the Commissioner transgressed the limits and encroached upon my powers in arbitrarily ordering the admission of the girl. So long as these powers are not perverted to ends base or personal, they are intended to be exercised and there is no doubt that the Commissioner has felt chagrined at what appeared to him defiance to his orders. The Commissioner shows extreme solicitude for the pupil's studies and suspects me of having ulterior motives. If the girl has paid up the arrears, it will enable her to have her studies without disturbance and would have defeated my alleged purpose and as and when she proves she has paid all the arrears she could claim a refund. The Commissioner in his order quotes the case of another student Amanulla Baig in support of his contention. There is absolutely no analogy between the two cases. In the case of Amanulla Baig, there were arrears to be collected from him for 1947-48. The Commissioner issued a Memo. dated 14-2-49 asking me not to penalise pupils who were in arrears (Ex. D-14). This was specifically applicable to the case of Amanulla Baig and I did not collect arrears from him. But the Commissioner does not appreciate the difference between the two cases. Lakshmi's case is a case of re-admission while Amanullah's case is a case of collection of arrears from a pupil continuing in the school. 195 While in the former case Rule 195 of the Municipal Code came into play, in the latter case no such considerations arise. Further in the former case admission without collecting arrears would make such arrears irrecoverable resulting in definite loss, while in the latter case the collection can be made at any time. It must be pointed out that the case of Amanulla Baig is not a case of re-admission as wrongly stated in the order. This case of Amanullah Baig is a point in my favour rather than against me. It shows that wherever possible I have been obeying the orders of the Commissioner.

33. The order states thus in concluding discussion under

under charge 14

"Even assuming that the order was beyond the powers and jurisdiction of the Commissioner, it is not open to him to defy it. He should as between a master and servant have carried out the orders and then made representations".

It is this sense of superiority that has been disturbed by my seeming defiance. The argument advanced is far from sound as the relation is not one of master and servant. Even assuming it is so, a servant is not bound to obey orders made without jurisdiction. I am not guilty of this charge.

34. In summing up the various charges, the order states that the administration of the school has much deteriorated and has reached a confused and irremediable state. I submit that there is no warrant for the Commissioner to make such a statement. No charge has been framed containing allegations which have brought about the deterioration and in none of the charges actually framed, is there alleged that the result has been to ^{cause} ~~cause~~ deterioration of the school. All the charges put together amount to nothing more than alleged irregularities in the collection of school fees and such other connected matters of routine work. Not one of the charges is concerned with matters like the instructions offered in the institution the standard of efficiency of the teaching staff, the discipline of the staff, the admission and promotion of students and such other matters affecting the reputation of the school. It is only when these matters are affected that the institution could be said to have undergone a change for worse ^{or for} ~~or for~~ the better. The order further states that I am not also able to enforce discipline on the staff and the pupils. This is an unwarranted accusation nor deducible from any of the charges. I have been the head of the institution for the last 12 years having been directly recruited and there was not a single occasion hitherto when any exception was taken to my work.

35. CHARGE 1: This is the most astounding of all the charges and relates to the theft of a sum of Rs.846--2--6 from

from the iron safe of the school between 8-1-49 and 10-1-49. 7th January 1949 was the last day for payment of school fees without fines. The collections on that day were heavy. Not only school fees but also games and other special fees were collected. It has been shown how in the matter of maintenance of registers and collection of arrears from pupils, the clerks for the year 1948 who came and went in quick succession, were deplorably inexperienced and how on account of this I was greatly handicapped. It was therefore the practice to facilitate the work of collection, for the Class Teachers to collect fees from the pupils of their respective classes, prepare a list of the same and hand over the cash and the list to the clerk. The same practice was followed on 7-1-1949. The clerk who was then working was Sri Ramanujan who is still in service. The collections for the day from about 300 pupils were handed over to the clerk after 5 P.M. in the evening, after overcoming the clerk's objection. The clerk had to trace the printed machine numbers in fee receipts written in advance and after verifying the names in the term fee register, enter the printed receipt numbers in the chitta. On the evening in question, the clerk had the cash in a pellmell and was struggling with the postings in the chitta. I got the cash from the clerk and counted the same with the assistance of the Sanskrit Pandit, Sri Rajagopal Naidu and Sri A.V.Venkatarama Iyer. It was getting dark then and it became clear that the clerk had neither completed the postings nor verified the same. There was, therefore, no question of remitting the cash into the Treasury on that day. The cash collections for the day as counted by myself and three other teachers were Rs.1089--6--6 and the same was put into the safe in their presence. The iron safe had an inner and outer door and a lock on the outer door by way of abundant caution. I definitely instructed the clerk to close the chitta by striking the correct total, write the challan to after allocating the total ~~sum~~ different heads so that the

the cash may be remitted into the treasury the following day. I also asked the two peons of the school to keep watch during the night. They signed the night watch register. I left the school on that day taking the iron safe keys with me. Incidentally it may be mentioned I have provided for the night watch for the school every day irrespective of whether there was cash or not. But on other days only one peon was deputed for night watch by turns. But on this day in view of the heavy collections both the peons were asked to do night watch. This was an additional precaution which I took considering the large sum of money kept in the safe.

36. The next day happened to be a Saturday and a non-working day. But I attended school on that day for the only purpose of checking the collections and remitting the cash into the treasury. Not only myself but the peon who used to take the money to the treasury was also asked to be present, so that so soon as the clerk completed the postings in the chitta and struck the total, the amount may be sent to the treasury before 12 noon, as it was a Saturday the treasury closed at 1-30 P.M. before which remittances should be made. That day the clerk was also present and in spite of my frequent promptings he could not complete the work of postings in the Chitta and prepare the challan for my signature. I have taken out the cash on that day, counted the same and was keeping it ready to be handed over to peon Kandaswami. It was past the remittance time when the clerk told me to my utter surprise that the total was short by Rs.44/- as per chitta and that he would once again check up the collection slips with the assistance of the attendar.

37. It would be appropriate at this stage to mention that the entire collection represented not only school fees but also games and other special fees. While school fees have to be remitted into the treasury, the other fees have to be put in the savings bank account of the Post Office. For this purpose the two accounts have to be separated and unless this was done

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it was not possible to make the correct allocation to the two accounts. Not only did the clerk report a shortage of Rs.44/- but he also was completely at sea in the matter of separating the funds.

38. When it became clear that the clerk was not able to make the figures reconcile with the cash on Saturday (8-1-49) it was possible to remit the amount only on 10-1-1949 i.e. Monday, 9-1-1949 being a Sunday. It was just in this intervening period that the theft has occurred. There was therefore nothing to do except to put the cash back in the safe on 8-1-1949, lock the same and provide for night watch as was done on the previous days. To ensure attendance of the night watch, their signatures were obtained in the register kept for the purpose. Clerk Sri Ramanujam was instructed to get the chitta closed and bring it for my signature on Sunday but he did not turn up. On Monday when I came to school I found the clerk had not separated the school fee accounts from the games fee and asked him to hurry up his work after taking the cash from the safe. When he went to open the safe the theft was discovered. The lock on the outer door, the outer and inner doors have apparently been forced open, because the respective keys did not work in the locks. Immediately I reported the matter to the Commissioner and the Police.

39. There are certain special features in the case and it would be better to discuss them with reference to the observations of the Commissioner in his order dated 21-5-49.

(1) On 7-1-1949, besides the fee collections, the clerk was collecting from 4-1-1949 the S.S.L.C. Examination fees. This amount was remitted into the Treasury on 7-1-1949. Peon Kandaswamy refused to take the amount for remittance and on the report of the clerk I had to give an order in writing (Ex.D-15¹²). His refusal has a bearing on the theft. This feature has also another aspect. It is that the clerk

was

was simultaneously collecting the S.S.L.C. Examination fees also from 4--1--1949 and he was heavily over-worked. Under the circumstances his delay on 7-1-1949 was explainable.

(ii) The peons set for night watch had signed the attendance register on 7-1-1949 and 8--1--49 but they have not signed on 9--1--49. They have absented themselves on that day as the register shows. In the order dated 21--5--49 of the Commissioner, this point is discussed thus

"There are two peons and one gardener working in the Municipal High School and proper arrangements ought to have been made for night watch atleast in those days by turns, when there was heavy balance in the iron safe. But this has not been done. In his explanation dated 8-2-49 he says that he directed his clerk Ramanujam to post the same peons for the night watch on 9--1--49. He has neither given any written order to the clerk about this nor made arrangements with the peons himself. In this matter he has shown any responsibility and has depended on a paid clerk for making suitable arrangements for night watch."

This statement is astounding in so far as this is exactly the arrangement which I have made for the safety of the cash. It was not only on 7-1-1949 that I made this arrangement, but it was from 4--1--1949 because of the heavy S.S.L.C. Examination Fee collections. The Commissioner is guilty of a gross perversion of truth when he makes this statement. Far from leaving the matter in the hands of clerk Ramanujam, I have personally ensured the attendance of the peons by insisting on them to sign a register kept for that purpose. What more could be done, passes one's understanding. In this connection I am appending herewith the Commissioner's Memo R.O.C.C.2-278/49 and dated 10--5--49 in my reply thereto dated 20--4--49 (Ex.D-26)¹³. The absence of the peons on 9--1--49 is according to me part of a pre-meditated plan to rifle the safe.

(iii) The locks of the inner and outer doors have been forced open. The Commissioner in his order argues

"The only presumption, therefore, is that the persons or persons who removed the cash from the iron safe have somehow taken the keys of the safe, which

were in the personal custody of the Headmaster and opened the safe."

His presumption is falacious, in view of the fact that the locks of the two doors of the safe have been violently forced open and not opened with the help of the keys. Incidentally the order gives a finding that the keys were in my personal custody. If they have been taken away, they will not be available for production by me on 10-1-1949. The case is a case of burglary.

(iv) Only the currency notes to the extent of Rs.846--2--6 have been taken away. This feature has been availed of by the Commissioner to state in his order that this is not a case of regular burglary by an outsider. That it is a burglary has no doubt been admitted and it is immaterial whether it is by an outsider or an insider. If the theft has been committed by an insider, it is all the worse for the prosecution, for in spite of whatever precautions I take, insider has better facilities for committing the theft. My theory of the theft was none other than the Commissioner's ~~theory~~ and if only the police had been diligent in pursuing the clues available, the theft could have been traced. The Police on the other hand were decidedly ~~lukewarm~~ lukewarm as they reported the case as undetectable.

(v) The doors of the safe were re-locked after the theft. The Commissioner in his order dated 21--5--49 says that is an unusual feature destroying the theory of burglary by an outsider. It is nobody's case that only an outsider committed the theft. It is hard to understand the psychology of thieves and in this as well as in feature (iv) it is unsafe to draw conclusions.

(vi) There was a prior ~~assault~~ case of theft from the safe of Rs.42/- in November 1948. I had kept the keys of the iron safe in my office box and locked the box. Sweeper cum gardener Natesan took the keys of the clerk saying "I wanted the same", opened my office box, took out the iron safe keys and stole Rs.40/- in currency notes leaving the cash of Rs.2-13--0. The offence

offence could unmistakably be traced to the said sweeper Natesan and peon Raju who made a clear breast of the whole thing subsequently and who were consequently dismissed from service. The present case presents more or less common features and if in addition it is remembered that both the peons set for night watch from 4-1-1949 were related to dismissed sweeper Natesan and peon Raju, there is room for definite suspicion. In the prior case of theft the matter was reported to the police and though all the circumstances pointed towards Natesan and Raju as the culprits, the case was withdrawn as against them at the instance of the Chairman. In the present case though there were clues, the police reported the case as undetectable. This is a significant common feature in both the cases.

(vii) I have reported about the theft to the Commissioner, to the local police, to the District Superintendent of Police Vellore, to the D.E.O. North Arcot, to the Divisional Inspector of Schools, Coimbatore, and to the Director of Public Instruction, Madras. The D.E.O. has made an enquiry on 17-1-1949 and has made a report. That report may be called for and perused in this connection. While I have been straining my utmost to trace the culprits, I received little assistance from either the Commissioner or the Chairman. In this connection, I have to state as follows: In the first place I have taken whatever precautions that were possible under the circumstances, after the first theft, I have provided the safe with an ~~amkank~~ outer lock. On the days of heavy collections from 4-1-1949 I have provided for night watch by two peons instead of one. I have provided against shirking of duty by the night watch by getting them to sign on a register. I have immediately reported the loss. If in the face of these precautions and against the heavy odds, the theft occurs, is the responsibility for the same to be laid at my door? In this connection it will be worthwhile to discuss another argument

of

of the Commissioner. He says that I should have sent to the treasury a lump sum pending settlement of accounts and has cited a number of instances where I have done so. This argument is falacious. In the first place in those instances so far as I remember there was no trouble in accounting and the reasons for the part remittances were different. In the second place, against these instances of part remittance I could show instances of remittances delayed on account of non-settlement of accounts. In the third place, in so far as the clerk has not made allocations under different heads, it was not possible to ascertain how much amount has to be sent under each head and to which account. In the fourth place even if I had made a part remittance, I must withhold a portion of the amount on 8-1-1949 pending settlement of accounts and the theft could not have been avoided. It will become a question of how much is lost and not why anything should be lost. In the fifth place the Commissioner does not say how much I should remit and how much I should retain. I am not guilty of this charge.

40. In conclusion I have to state that for the foregoing reasons the order reducing me from the post of a Headmaster to that of an assistant in the same school, is wrong and liable to be set aside. The order has also directed that the loss occasioned to the Municipality under charges 1 to 5 should be recovered from my pay at the monthly rate of Rs.50/-. This direction is also wrong because I have shown that the Municipality has suffered no loss by reason of my negligence and any loss ~~itakka~~ should be recovered from the clerk or clerks concerned ^{were} alone responsible for the loss. With reference to charge 1, the facts related under it have disclosed a conspiracy. I have sufficiently shown that the loss could not be traced to any negligence on my part.

41. After my order of suspension I wrote to the Commissioner pointing out that in so far as suspension could not be resorted to under the rules as a substantive punishment, I am entitled

to claim the amounts withheld for the period of my suspension, should be refunded to me. But the Commissioner has replied in his letter No.L.Dis.4824/49 dated 3-6-49 that his proceedings dated 21-5-49 does not contemplate the grant of pay at Rs.200/-. This ~~amount~~ is wrong as it arises from a total misapprehension. Since the order has only reduced me to an Assistant's place, my pay should be given to me in full for the suspension period. The amount is ^{over} Rs.400/- excluding the allowances.

42. I therefore most humbly pray that the Government may graciously be pleased to set ^{aside} the order of the Commissioner R.O.C.C.2.278/49 dated 21-5-1949 and restore me to ~~thaxpaxk~~ my post as Headmaster with effect from 26th February 1949 the date on which I was placed under suspension pending enquiry. I further pray that the Government will be pleased to immediately order pending my appeal that the order of the Commissioner should not be given effect to by reducing ~~my pay to Rs.200/-~~ me from the post of Headmaster and withholding Rs.50/- out of my pay every month. ~~There is a separate petition embodying my prayer.~~

Yours faithfully,

MADRAS

30th June 1949

P. Lakshminarayana

Encls. Ex D, & D13.

Copy submitted to the Secretary to Government
Education and Public Health Department, Madras.
to the Divisional Inspector of Schools,
Bombay.

Enclosures

Ex D₁. - Letter No. 475-B/42 of 2-8-42 of the S. I. of Schools
Bombay 3 pages

D₂ - Nos. 1013-5, 42 of 23-11-42 of the S. I. of Schools 1

D₃ - Correspondence re. clerical staff of schools 9

D₄ - No. 1013-5, 42 of 28-2-42 - re. 2 schools 1

D₅ - Heli's report dated 15.2.42 1

D₆ - Heli's letter dated 11.11.42 to the Board
concerning Heli's school 3

D₇ - Heli's specific report No. 3493/42
18.2.42 2

D₈ - Commr's Order No. 278/42
14.2.42 1

D₉ - Grant of permission to the S. I. of Schools
Inspector of Schools 1

D₁₀ - Heli's report of 1/42 of 21-1-42 + the reply
Heli 2

D₁₁ - Commr's Order No. 167/42 of 18-2-42
re. admission of C. Lakshminarayana 1

D₁₂ - Heli's report of 7-1-42 against Heli
Kandamangudi 1

D₁₃ - Commr's Order No. 278/42 of 10-5-42 2

Copy of an extract of the letter R.O.C.No.475-B/42 dated 2-3-42 from the Divisional Inspector of Schools, Coimbatore Division to the Director of Public Instruction, Madras.

Subject: Municipal High School, Tirupattur, N. Arcot Dt. - irregularities in the ~~for~~ promotion of pupils - complaints regarding the - Report submitted.

Ref: My Sndt. R.O.C.475-B/42 dated 24-7-42 re-submitting your N.Rc.1013-G/42 dated 26-7-42.

I have enquired fully into the various complaints received by about the promotions in the Municipal High School Tirupattur and have to report as follows:-

2. This school has long had notriety. For years the Municipal Council was not only interfering with ~~xxxx~~ promotions but had for a long period usurped the powers of the Headmaster and made the promotions through its own Committee. This was finally put a stop to by your Orders Dis.No.885/380/22-2-1938 to the Commissioner of the Municipality (copy enclosed for ready reference).

3. The following complaints have been made which are the only ones worth considering.

- (1) that the detentions were unduly strict;
- (2) that the scripts were not honestly valued.
- (3) that pupils who ought to have been promoted have been irregularly detained by the Headmaster;
- (4) that the Headmaster's behaviour is haughty and even insulting to the parents who visit him;
- (5) that the Headmaster does not know Tamil.

Complaint No(1) On scrutiny I find that ~~xxxx~~ promotions were made strictly according to principles framed and communicated to the B.E.O and that the promotion list was prepared by the Headmaster in consultation with the school promotion Committee consisting of all the L.Ts. Assistants and some other members of the staff nominated by the Headmaster. I enclose a copy of the principles and the statistics class-wise, of promotions and detentions. (A)

The total promotions give an average of 70% of the strength. I append also a sheet giving similar statistics for the last 3 years, from which it can be seen that the promotions worked out to 1939 - 74%; 1940 - 61%; 1941-82% (B).

From this I can only conclude that this complaint of over-strictness is unfounded.

In spite of this the Council has this year interfered with promotions. They have adhered strictly to the letter of your letter Dis.885/30 dated 22-2-38, but have achieved this (or tried to) by intimidating the school staff when the Headmaster was away on casual leave. This they have done in the following manner. Please see the Memo. of the Commissioner to the Headmaster in charge, enclosed (C). From my enquiry I find that when the first Assistant in charge and the rest of the staff attended, a meeting took place at which the Chairman and his party took part. At this meeting certain new principles of promotion were dictated to the staff and they were ordered to prepare a supplementary list of promotions. Please vide. Pro: of the Commissioner (D). As a result of this pressure a supplementary list of 72 promotions was sent to the Commissioner. The B.E.O. rightly refused to approve of these supplementary promotions (Vice Enclature 3).

Four
4. Many separate deputations (waited) on me. One consisted of some parents and Councillors led by a local wakil. These made complaints 2 and 3. As their complaints were vague and general I told them to give me specific complaints so that I may enquire into them. I waited till to-day, but I have received only 2 complaints. Each says his boy failed for want of 2 marks in English and therefore the script was not honestly valued. None other of the "numerous parents" who had a grievance has had the courage to appeal. This alone is adequate proof of the artificial and false nature of the so-called mass complaint against the Headmaster. As a matter of fact my investigation shows that this charge of dishonest valuation has been made only as a counter to complaint lodged by the Headmaster against the J.T.P. Pandit of careless valuation including giving marks than the maximum for certain answers and manipulation of marks etc. These charges I have looked into and I found them true.

Complaint (3) Both the D.E.C. and I have scrutinised the marks list but have found no irregularities. The chief cause of contention and cause of all the trouble is one K. Lakshmanan (Vide petition W). Also vide charges 18 and 19 in the list given by the Commissioner (P). I find in this case that the J.T.P. had given credit for the same answer written twice for the same question. The Headmaster discovered this and therefore reduced the total mark given by the Pandit by 1 mark. Thus this boy failed in 2 subjects. English and Tamil and so was detained according to the principles framed (Please vide Rc. BLO-P/42 dated 9-7-42 of the D.E.O. N.A. and file enclosed and marked (G)).

because The second deputation consisted of the local R.C. Parish Priest one of his parishioners. The first complained that the Headmaster had refused to admit into F.IV. 2 catholic boys. ~~because~~ ^{because} they were overaged. He admitted that each was about 22 years old. He also admitted that he had no other specific cases to complain about. His parishioners complained that the Headmaster would not admit his boy without the permission of the D.E.O. and that only after obtaining the permission from the D.E.O. the boy was admitted. When asked what was his grievance when the boy had been admitted he said his boy ought to have been admitted on the first instant. These complaints are sufficient to prove the false artificial nature of the agitation started against the Headmaster.

The 3rd deputation consisted of the Chairman, Municipal Council and the Commissioner. They brought charges 4 and 5 against the Headmaster.

Charge 5 is quite absurd. The Chairman who alleged this defect also a chairman made this man Headmaster overlooking the claims of senior Assistants. He has been Headmaster for 5 years. In any case this school is an English medium one.

The Commissioner gave me a list of charges against the Headmaster. This is enclosed (Vide P). A perusal of this list is invited. They are all flimsy and many are false or misrepresentations E.G. Ch. 1. I was given to understand by V. Chairman that an appeal this fine was cancelled by Government.

Ch. 10. He is being sent for during school hours frequently.

Ch. 11. The Headmaster cannot be held responsible. This being a mixed school for Muslims and Hindus, introduction of Tamil medium was not recommended. There are several schools like this in N.A. Dt. where the use of English has been permitted to be continued. ~~because~~ ^{because} even the ~~elaborate~~ ^{elaborate} are divided into 2 classes some with Tamil and some with Urdu as mother tongue.

Ch. 14. This is the case of the paper (Tamil) valued by

57
- 3 -
J.T.P. referred to above. Owing to the discrepancies and irregularities noticed and complained of by the Headmaster, these papers were got scrutinised by another of the staff.

The 4th deputation consisted of the Vice Chairman and some other Councillors.

5. My enquiry showed that none of the complaints against the Headmaster is true. Even the first assistant (who has a grievance against the Headmaster. ~~because~~ ^{because} he was superseded) agreed that the 1st promotions made by the Headmaster and the school Council ~~were~~ ^{were} satisfactory and not unduly strict and he prepared a supplementary list ~~because~~ ^{because} he was ordered to do so or not. He thought that the original promotions were made on too strict a basis.

6. On the other hand I find that the Council has not only been ~~making~~ ^{making} ruining the tone and discipline of the school by interfering with the internal administration of the school, but has been doing things which make the school unworthy of recognition and thinking themselves secure in the knowledge that the school has permanent recognition and nothing can be done by the department.

(In copy)

Phobishian

E-D-2 (57)

103

An ordinary meeting of the Municipal Council Tirupattur, will be held at the Municipal Office, Tirupattur, N.A. at 2 P.M. on Thursday the 31st December 1942.

SUBJECTS.

11. Read Pros. No.1013.G. 42 dated 23-11-42 of the Director of Public Instruction, Madras and Pros. No.475.B.42 dated 10/12 of the Divisional Inspector of Schools, Coimbatore informing that the defects pointed out in paragraph 6 of the letter dated 2-8-42 of the Divisional Inspector of Schools, Coimbatore should be rectified before the present school year and that the Commissioner or the council should not interfere in the matter of promotions or with the powers of the Headmaster, Municipal High School.

Municipal Office 1
Tirupattur N.A. 1
25th Decr. 1942. 1

Sd.) V.S.Veerabadran.

C h a i r m a n.

/True copy/

Holishmizay

Submitted to the Headmaster, Municipal High School

Ref: D.C.B. Statement March 1947 - psl 63 - 22
dated 19--8--47 of the Special Officer
Tiruppathur Municipality.

With reference to the above I beg to submit the following.

The strength of the school at present is 785 and I am the clerk in charge of all the clerical work including the collection of fees. As there are more than 700 boys, I have to collect the fees and issue receipts to the student every month. The fee collections have to be posted in the Term Fee Register and then the D.C.B. Statements have to be prepared. In addition to this, I have to attend the correspondence work. The work that is to be attended by the clerk are as follows:

1. School Fee Collections.
2. Maintenance of the chitta.
3. Writing up of the school fee receipts.
4. Preparing the D.C.B. statements every month.
5. Posting of the Term Fee Registers.
6. Attendance Registers for masters and for classes (18 in all) for every month.
7. Maintenance of Labour and Government Scholarship registers and casual leave registers for the scholarship-holders.
8. Half fee concessions endorsing the applications after verifying the full particulars.
9. Maintenance of case sheets for the above.
10. Writing up of the Admission Registers and posting of the same in the A.B.C. registers.
11. Preparing pay bill for the staff and acquittance Roll.
12. Military Educational concessions- maintenance and submission.
13. Preparing annual returns and other particulars.
14. Stationery account.
15. Stamp account.
16. Writing up of S.S.L.C. Books.
17. Copying of the S.S.L.C. Duplicate Registers.
18. Arranging substitutes for the work of the teachers who go on casual leave.
19. Register of Tools and Plants, contingent and other registers.
20. Attending to the Despatch work.

In addition to this the clerk has to attend the correspondence work with the:--

- (1) Municipal Commissioner.
- (2) The District Educational Officer; and
- (3) Miscellaneous.

As per the recent instructions of the Inspector of Municipal Councils and Local Boards, the school clerk has to adopt uniform system of Office Procedure also. Hence the whole of the office work falls on my responsibility including the collection of School fees, a most responsible work drawing full concentration.

Further I beg to state that ever since I took charge of the post in this institution, I find it extremely hard and exerting physical strain to clear the arrears and to bring the accounts upto date. I once tried all my best and submitted the statements upto December '46 in time working day and night but as the other works fell into arrears and as the work of collections, examination (including S.S.L.C.) etc., one after one, started from January 47 the work could not be attended to. It will not be exaggerating that

that even working for the whole of the summer vacation not get over the arrears.

Even now since the institution is opened I find one work or other engaging the whole time for the month. The admissions, the annual inspection, collection of school fees, posting of the same in the registers and the miscellaneous correspondence work engaged me all along this time and now the half fee concessions and the military concessions has to be attended to. So I find even working extra hours I find it impossible to cope up with the work. In spite of all these, I beg to state that I am not inert and keeping quiet without paying attention to the reminders received, and that I have submitted the D.C.B. Statements for the months January and February and I am preparing the statement for March 1947.

I beg to put before you, that though I am put in a vacation department, I am forced to work like other office staff, foregoing the benefits of vacation, every time ever since I took charge of the post of clerk in this institution and at present as the number of instalments of school fees is increased to ten, I will be having practically no vacation at all.

Though I have submitted a petition for assistance in April 47, I have not received any reply or help. Hence I humbly request the Headmaster to give me an assistant or any other help without which it is absolutely impossible for clearing the arrears and bringing the accounts and other works upto date.

Sd. Narasimham
23-8-47.
Clerk.

Endt.

submitted to the Special Officer.

Under the circumstances stated by the clerk, it is not possible to clear the arrears and bring the work upto date without some assistance being given to him. The memo received in this regard were personally attended to me and clear and definite instructions were given to the clerk to expedite the work. As the impossibility of keeping the accounts upto-date is due to the increased volume of work stated above, and as I find it impossible to give him any assistance from the staff, which is very inadequate for short of 2 L.T. Assistants and 2 Secondary Grade Teachers, I request the Special Officer may be pleased to give some temporary assistance to the clerk to tide over the present clearing of the arrears by deputing some one to assist him till permanent arrangements could be made for giving substantial relief to him.

O/C Sd. P.L.
23-8-47
Headmaster.

(True Copy)

K. S. Srinivasan

Petition Received on 9-9-47 by H.M.

To

The Spl. Officer,
Tirupattur Municipality
Tirupattur N.A.

Thro,

M.M.

The Hon. M.H.S. Tirupattur N.A.

Sir,

In as much as I am not able to cope up with the work in High School, which consists of more than 750 pupils and as I given any assistance in the discharge of my duties, I request this may be regarded as resignation notice given sufficiently advance. I request I may kindly be relieved on or before 10-10-47, for which act of kindness I shall be thankful.

I beg to remain, Sir
Your obedient servant

Sd.

9-9-47 Clerk, M.H.S.

End:

Ref. L.Ds. 7747/47 dated 26-8-47

In continuation of my endorsement dated 23-8-47 on the part of the clerk, the work is in great arrears. The fee receipts for June have to be written and the D.C.B. for all these months be prepared.

This petition is, I presume, not due to the unwillingness of the part of the clerk to work, but is solely due to the increased volume of work as detailed in his petition, for which one is quite inadequate. Under these circumstances and as a special I once more reiterate my request that the Spl. Officer may be to give some temporary assistance to the clerk to clear the arrears of work by deputing some one to assist him till permanent arrangements could be made for giving an additional hand. I request may be viewed sympathetically. Sd. P.L. 25-9-47 Headmaster.

From

Sri P. Lakshminarayana M.A., L.T.,
Headmaster.

To

The Commissioner,
Tirupattur Muni

No. 274/47

Municipal High School,
Dated: -21-11-1947

Sir,

Sub: Budget Estimate of 1948-1949

Ref:- R.O.C.B1.9338/47 dated 15-11-47

(1) As the Clerical work of the school is increasing year it will not be possible even with one clerk and an att. finish the school work which would considerably increase in year. Hence the provision may be made for the post an addi clerk from the next school year 1948-1949.

(2) Provision may be made for the post of one P.T.I. school strength exceeds 700 there should be 3 P.T.I.'s. As are already sanctioned, provision for the third post may be in the budget.

(3) Purchase of Furniture 16 long Benches with 16 flat desks at Rs.100/- per set. Rs.3200- students of forms I and II are sitting on the floor

(4) As the proposals for introducing biforcation course are in contemplation a sum of Rs.10,000/- may be kept for post for introducing one of the items in the above course next academic year.

T.k.s.21/11.

Intd. P.L.

21-11-47

Headmaster.

(True copy)

Phalashanaray

From
Sri P.Lakshminarayana M.A., L.T.
Headmaster.

To
The Commissioner,
Tirupattur Muni

No.129/48

Municipal High School

Tirupattur N.A.

Dated: 10-7-48

Sir,

Sub: Leave of T.K.Narasimhan Clerk Municipal High S
appointment of new clerk requested.

Ref: R. of 7/5903/48 dated 30-6-48

Sri T.S.Nagarajan who is appointed in place of Sri
T.K.Narasimhan on leave has not yet reported himself for duty
this day. In this connection I have to state the work of the
is in arrears for the last three months. The attender is find-
increasingly impossible to cope up with the work without a
the annual inspection is to come off shortly and all the accounts
and the registers are to be brought up to date I request some
may be appointed immediately to clear the arrears of work.

Intd. P.L.
16-7048
Headmaster.

(True copy)

P.Lakshminarayana

Endorsement:- 155-A

113
Municipal High School Tirupat
Dated: 7-8-48

The clerk T.K.Narasimhan has abruptly stoppe
May 1948 owing to illness and he has been on medical leave
after. He has left very heavy arrears of work and the D. C
statements were not prepared by him from November 1947. It
possible to check verify and find out any discrepancies in
collections in the absence of the said D.C.B.Statements dur
the period he was on duty. Under these circumstances as be
present clerk and the attender are new, he may be asked to
over to the office to clear the arrears during his period a
over the records and other accounts maintained by him and t
necessary instructions to the new clerk in view of the impe
annual inspection of the school when all the records are to
upto date.

Intd. P.L.
6-8-48

(True copy)

Phokshimian

From Sri P. Lakshminarayana M.A., L.T. Headmaster. To The Commissioner, Tirupattur Municipality.

No. 161/48 Municipal High School Tirupattur N.A. Dated 13-8-48

Sir, Sub: Periodical D.C.B. Statement M.H.S. submission of.

With reference to your memo PDL 63/48 dated 9-8-48 I most respectfully beg to submit that the arrears of work has already been reported by me in my endorsement dated 23-8-47, on the explanation of the clerk for the delay in the submission of D.C.B. statements. The preparation of the D.C.B. statement is purely a clerical work which has been assigned to the then clerk. The various reminders received in this regard were attended to by me and the clerk was instructed then and there to expedite the submission of the D.C.B. statements. As it was not possible to cope up with the increased volume of work in the school as explained by the clerk in his letter dated 23-8-47, I requested a temporary assistance to be given to the clerk to tide over the then arrears. But the assistance was not at all given and the arrears had accumulated.

The attender who joined duty in Feb. 48 had to clear up the old arrears of writing up the fee receipts etc. The clerk then took up the work of preparation of the D.C.B. statement by March. But two months later the clerk fell ill and the attender had to do both the duties of the clerk and attender.

Under these circumstances, I have requested in my endorsement 155-A/48 dated 6-8-48, on the resignation letter of Sri T.K. Narasimhan that he may be asked to go over to the office to clear the arrears of his period and hand over the records and accounts maintained by him and to give necessary instructions to the new clerk in view of the impending annual inspection when all the records have to be brought up to date.

The explanation of the attender, who was doing both the duties of clerk and attender in the absence of clerk is also enclosed.

Under these specially trying circumstances it is not possible to bring the arrears of one year within the specified period of a week, as both the new clerk and the attender are new to the work.

I request Sri T.K. Narasimhan may be sent for to assist and guide the new clerk in preparing the D.C.B. statement of his period.

In this connection, I have to report that the Term fee register has not been supplied to the school, without which postings could not be made and D.C.B. statements could not be prepared though requisition was made even before the re-opening of the school.

Sd. P. Lakshminarayana 13-8-48 Headmaster.

Encl. 1

(True copy)

P. Lakshminarayana

From

Sri P.L.Lakshminarayana M.A.L.T.
Headmaster.

To

(6) 17
The Commissioner,
Tirupatur Municipality

No.181/48.

Municipal High School Tirupatur-48-
Dated 8--9--48

Sir,

Ref: P.L.L. No.63/48 dated 21-8-48

In continuation of my letter No.161/48 dated 13-8-48 I have been endeavouring my best to make the D.C.B. Statements upto date. Though I have been working steadily bestowing my personal attention to the despatch of the same with the assistance of teachers who have been deputed for the purpose, I find it physically impossible to rush through the accounts which have fallen in arrears for no fault of mine. The increase in the volume of work of this institution consequent on the increase in the strength has been reported then and there for adequate clerical staff but no attender was posted and the only clerk was attending to the work in spite of heavy strain on his part. He has also tendered his letter of resignation being unable to cope up with the work at that time.

So under these circumstances the work accumulated and it is only in Feb 48 that the attender was posted. From this it will be clear that the lack of adequate clerical staff is responsible for the delay. As per Pros. of the Director of Public Instruction Madras, Dis.No.957/48 dated 28-2-48 this institution whose strength exceeds 750 is entitled to have two clerks and one attender. As the attender who has since joined duty in Feb 48 as a temporary measure may be made permanent as a clerk as he has been able to pick up the work and one attender posted in his place. Unless this is granted immediately I am afraid the accounts could not be brought upto date inspite of my personal, honest, and sincere efforts to clear the arrears.

(True copy)

Sd. P.Lakshminarayana
Headmaster. 8-9-48

From
P.Lakshminarayana M.A.Ltd
Headmaster.

119
To
The Municipal Commissioner
Tirupat tur

No.153/48

Municipal High School Tirupat tur.
7-10-48

Sir,

Ref. R.O.C.C.2.7869/48 dated 6-10-48

With regard to the above memo, I have to state that the frequent disturbance of clerk in the office dislocates the work to a great deal and causes arrears of work to accumulate, when the office is short handed by one clerk as already reported.

The present clerk has to prepare the D.C.B.Statements for June, July, August and September 1948 and complete the same as he has been in charge of the collection work. A transfer to him at this stage when his work is still incomplete and when urgent statements are to be prepared and sent regarding financial statements for 1946-47 and 1947-48, for which he has been sufficiently put in the way, is not to the best interest and efficiency of the institution. Hence I request he may be continued in the school undisturbed.

Sd. P.Lakshminarayana
Headmaster.
7-10-48

(True copy)

P.Lakshminarayana

Ex. Dy

(67)

121

Pro: of the Director of Public Instruction, Oorissa.

Dis. No. 957/68

dated 28-2-68.

Sub: Local Board institutions - Estb. fixing of the strength of teaching staff in secondary schools under the management of Local Boards and Municipalities. Instructions - Issued.

* * * * *

If the strength exceeds 200 but not 500	—	1 clerk.
" 500	" 750	— 1 .. 1 Headmaster
" 750	" 1000	— 2 clerks 1 ..
" 1000		3 clerks.

(Sd) 7th 8th

R.E. 35/2364/68

Municipal office, Timpalpur Rd
d/ 10-3-68.

Encl

Copy communicated to the Headmaster, Municipal High School and Account Section.

(True copy)

Phalaburra

Sd. A. G. John
Commissioner

To

The Commissioner,
Tirupattur Municipality.

Sir,

The clerk Sri P.M. Ramanujam is disobeying orders and is refusing to do his duty. The collections made by the teachers are being refused in spite of my instructions to take them. It is impossible to get on with him at this stage and I request you to issue immediate orders for receiving the money for early remittance into the treasury to-day.

Sd. P.K. 15-2-49
Headmaster.

Clerk.

Receive the money being the last day and send it to the treasury before 3 P.M.

Intd. (Sd.)
Commissioner 15-2-49

Noted, Sir
Submitted.

Collection is being made till 1-30. I have to make entry in chitta re. collections. I try to do my best to send it before 3 P.M. If any delay occurs I am not responsible.

Intd. Sd. Clerk.
15-2-49

(True copy)

H. Cheluvannan

125
Municipal High School
Tirupattur N.A. 11-11-48

From

Sri P. Lakshminarayana M.A., L.T.,
Headmaster,
Municipal High School, Tirupattur N.A.

To

Sri D. T. Deivasikamani Mudaliar B.A., L.T.,
Warden, Masilamani Mudaliar's Hostel,
Vellore.

Sir,

You may remember that you made a request to me in July 1947 to admit one P. J. Venkatachalam who was your ward in Vellore, son of Mr. P. Jayaram Mudaliar A.C.T.O. when he was transferred from Vellore to Tirupattur and his other children into the Municipal High School Tirupattur.

I have accordingly admitted them in the later half of July on the production of their T.Cs. It is now discovered that they did not pay their school fees for July, since they paid it already in the schools from which they came. As per rule 12 of the rules relating to Educational and medical institutions, they have to pay school fees for July 1947 in this institution also. I give below the amount due from the children of the said M. Jayaram Mudaliar. May I request you to kindly write to him and see that the amount is paid as early as possible so that, it may not be recovered from me afterwards, when the auditor raises the objection.

I am writing this to you as I have admitted them at your request.

Form VI P.J. Venkatachalam.	Month in which admitted	Amount
P. J. Padmavathi	July 1947	Rs. 6--0--0
	do.	5--4--0

- 2 -

F. III P.J.Shanmugam.
Cl. V - P.J.Kasturi Bai.

July 1947
do.

2-12--0
1--4--0

Rs.15--4-0

Yours sincerely,
Sd. P.Lakshminarayana.

(True copy)

Phalashminar

From

Sri P.X.Ramachandra Iyer B.A.Ltd.,
First Asst. in charge of Headmaster
Municipal High School,
Tirupattur N.A.

To

Mr. P.Jaiarama Mudr.,
Warden
Masilemani Mudr. Hostel,
Vellore.

Dated 5--3--49

Sir,

Ref: Your money order dated 1--3--49

Received Rs.15-4-0 (Rs.Fifteen annasfour only) being school fees
for arrears of 47-48 of 4 students. The fee receipts are here-
with sent.

Sd. P.X.Ramachandran
for Headmaster
Municipal High School,
Tirupattur N.A.Dt. 5-3-49

Encs. 4 receipts.
(Nr. 113 to N.A.116/49).

(True copy)

Phalashminar

From

Sri P. Lakshminarayana
M.A., L.T.,
Headmaster.

To

The Municipal Commissioner,
Tirupattur.

Municipal High School, Tirupattur.
22

No. 3493/49.

Sir,

N.R.C. 02/7407/48 dated 26-1-1949.

In continuation of my explanation in paragraphs 2, 3, 4 and 5 of my letter No. 3482/49 dated 7-2-49 I have to report that the ex-clerk Sri T.K. Narasimhan never obeyed the memos issued from the office to set right the accounts during his period. As he failed to bring to my notice the short collections and other irregularities and as the D.C.B. statements during his period and the arrears of work were completed only in October 1948, long after he left the institution, I had to set right the said defects for which he is solely responsible.

As reported no assistance could be given to him as the school was short-handed. It is true that the clerk could not exercise any authority over the pupils in the matter of enforcing collections but it is his duty to keep me informed of the short collections then and there with the registers at his disposal to enforce prompt collections from defaulters. So he is responsible for not having reported such cases then and there.

Under these circumstances, I herewith submit a specific report about the defects in the fee account maintained by him during his period of service.

I have endeavoured my best to collect all the dues and for such of the irrecoverable amounts for which he is responsible may be recovered from him.

(Sd) *K. S. S. S.*
HEADMASTER.

Encl: 1 list

1. N.R.C. 7407/48
26-1-49.

(True copy)

P. Lakshminarayana

RECEIVED
11-2-00

1. VI. T. S. Abdul Kalam, Nov. 27 and
March 28
Not collected 11-2-00

2. -do- T.H. Amet, Dec. 27 and
Jan. 20, 1900
Not collected 11-2-00

3. -do- S.C. Nambiar, Special term
for short term 0-12-00

4. -do- S.C. Nambiar, Special term
for short term 0-12-00

5. -do- S.C. Nambiar, Special term
for short term 0-12-00

6. -do- S.C. Nambiar, Special term
for short term 0-12-00

7. -do- S.C. Nambiar, Special term
for short term 0-12-00

8. -do- S.C. Nambiar, Special term
for short term 0-12-00

9. -do- S.C. Nambiar, Special term
for short term 0-12-00

10. -do- S.C. Nambiar, Special term
for short term 0-12-00

11. -do- S.C. Nambiar, Special term
for short term 0-12-00

12. -do- S.C. Nambiar, Special term
for short term 0-12-00

13. -do- S.C. Nambiar, Special term
for short term 0-12-00

14. -do- S.C. Nambiar, Special term
for short term 0-12-00

Rec C. 2. 278/49 Ex D. 8. 133 Municipal office, Timbuktu of 14/2/00

Reports are being received that several pupils of the Municipal High School are being sent out of the school by the headmaster on the ground that arrears of fees relating to 1907-08 have not been paid. There is no reason why for several months were collected having of the arrears. This requires investigation & decision. Under rule 90 (b) of the above, Education Rules if a pupil fails to pay fees within the end of the month his name should be struck off the rolls & if he is readmitted he shall in addition to the fees & fines due from him, pay re-admission fee. The collection of fees for subsequent months having off arrears is not only irregular but a gross mistake and it is not fair to harass the pupils at this part of the year, when examinations are approaching. Pending investigation into this irregularity & final decision the headmaster is instructed not to send away pupils on the ground that arrears are due for 1907-08.

S. F. O
Commissioner

The headmaster, Municipal High School
(True copy)
S. F. O

The undersigned, *John H. Smith*,
 of the County of *Jefferson*, State of *Missouri*,
 do hereby certify that the within and foregoing
 is a true and correct copy of the original
 of the *State of Missouri*, as the same
 appears on file in the office of the
 Secretary of the State, at the City of
 Jefferson, Missouri, this *10th* day of
April, 1867.
 John H. Smith,
 Secretary of the State.

120 136

Dio (P) 37 137
Memorandum of the Dt. Educational Officer, North Arcot.

Confdl. 1/49

Camp. Tiruppattur 27--1--49

Ref: Copy of Headmaster's report to the Inspector of Police
dated 10-1-49 to the Dt. Edl. Officer, N.Arcot

The Headmaster, Municipal High School, Tiruppattur is requested
to report urgently whether there are any orders of the Commissioner
instructing the peons to do night watch work or whether he asked
the peons to do the duty of his own accord.

2. It should be reported immediately, whether the outer lock
referred to in para 4 was one supplied by the Iron safe Manufacturers
or a lock supplied by the Municipality.

3. It should also be reported as to who held the duplicate keys
of the iron safe and the lock.

This reference should be treated as very urgent and reply
submitted.

To
The Headmaster,
MHS Tirupattur.

Sd. A.V.Tirumal Raja
Dt. Edl. Officer, N.Arcot.

(True copy)

Kabalin

138
D 3464/49/27-1-49

373 139
Municipal High School
Tirupattur N.A. 29-1-49

From

Sri P. Lakshminarayana, M.A., L.T.,
Headmaster, Municipal High School, Tirupattur N.A.

To

The District Educational Officer,
Tirupattur N.A.

Sir,

Ref. Memo. Confdl. 1/49 dated 27-1-49

The following particulars are furnished.

Even before my joining this institution in 1937 the school ~~from~~ peons were doing the night watch work by turns. On days when heavy cash balance had to be left in the safe both the peons were ordered by me to do the night watch work. No orders of the Commissioner are found in this regard.

2. The outer lock is the one supplied by the Municipality and not by the Iron safe manufacturer.

3. The safe and the duplicate keys were supplied during my absence and the duplicate keys were found in the drawer of the safe and they are now found missing. The outer lock has no duplicate key.

Intd.
27-1-49

(In copy)
K. Srinivasan

R.O.C. C. 2/167/49

Ex. D. 11.
Obeno

(2) Municipal Office, Timpulthar, Nt
Dtd 18.2.49

Sub - Education - Secondary Municipal High School - Timpulthar Nt. Re-admission of
Ref: - Ltr No. 3446/49 Dtd 17.2.49 of the Headmaster, Municipal High School.
C. Lakshmi of III Form.

In his order dated 1.2.49 the Headmaster, Municipal High School says that Rs. 8-11-00 was due from the pupil for 1947-48. In his ltr No. 3446/49 of 17.2.49 he says that Rs. 9-10-00 is due. Whatever this, the arrears due for June 1947 should have been collected in full on 4-3-48 when Rs. 6-9-00 was collected from the pupil & the pupil should not have been admitted. The graduation of the pupil says that he has paid all the arrears within the year itself and that there are no arrears. This will be investigated into. According to the report of the Headmaster the pupil has paid full fees for 3 months in the current year. It is not understood how she was made to do for the current year without collecting the arrears if there were any. It is also a doubtful point whether the arrears if any can be legally collected now. Pending decision on this point the Headmaster is directed to collect the dues if any for the current year and admit the girl without any further loss of time so that she may not lose her studies, and report the fact immediately.

(Sd) J. D.
Commissioner

7

The Headmaster, Municipal High School Timpulthar
Copy to Sri C. Chennuram, J. of Solsi, Timpulthar

(True copy)

Chakrabarti

Handwritten text in Tamil script, mostly illegible due to fading and bleed-through. Some visible words include "செய்து", "பணம்", "அளவு", "பெற்று", "கொடுத்த", "பணம்", "அளவு", "பெற்று", "கொடுத்த".

143

7-1-49

Submitted.

The Office peon M.Kandaswamy refused to take the amount containing the S.S.L.C. Examination fees to credit in Sub-Treasury and to attest in chit for receiving so. I request necessary action may be taken against him.

Yours faithfully,
Sd. M. Ramanujam.
7-1-49

Peon Kandaswamy. was ordered to remit the amount at once.

Intd. P.L.
7-1-49

(True copy)

Heelshina

Warden's quakes, down among cloudlines
Hosel

Ateli godown R, Volume 20. 4.49

7. *Phlox sinensis* de H. T.
14. *Phlox sinensis* de H. T.

The Municipal Commission,
Tampabay, Ind.

Stn,

Ref. Rec. 02. 278/49 of 9.4.49.

Sub: Failure of persons of the HWS to keep night watch $2\frac{1}{4}$ to $\frac{1}{4}$.

Normally only one person used to keep watch over the school during nights. But on account of heavy collections of school fees & S.S.T. Examinations fees from 4.1.49 both the persons Teandasany & Goundasany were instructed to keep night watch from that date until further orders. They were also instructed to sign the registers kept for the purpose herewith enclosed. It will be seen from the registers that both the persons have been signing from 4.1.49. On 8.1.49 they were especially instructed to be very vigilant till the heavy cash kept in the iron safe of the school was remitted in the treasury, on Monday 6.1.49. But on Monday when the theft of the cash was discovered I demanded the night watch registers and noticed that they signed on 8.1.49 but did not sign on 9.1.49. When you yourself questioned them on 10.1.49 as to why they did not keep night watch on 9.1.49, before they were taken into Police custody, they were blithering without giving any answer.

The fact that both of them were signing the right hotel re-
gisters since 4-1-189 proves that both of them were given sufficient
instructions & kept vigilant watch over the iron safe to prevent
the theft of any kind.

I was keeping the night watch register with me after the theft, to produce it as a documentary evidence when required.

Enc. 1. Night webster register

CP OK
head and

(True copy)

Ph. Schinner

Roc. 2. 278/49 Olanio Municipal office, Timpalms 25.4.49

Ref. Reas report of 20.4.49 of Dr. Phileasine on 6th. 10th under inspection

On verification of the night watch register sent by the headmaster along with his reply of 20.4.49 it is seen that he has obtained the signature of the peers only up to 8.1.49. The theft was noticed on 10.1.49. Hence the headmaster will state why he has not obtained the signature of the peers on 9.1.49 also. He will also state who was maintaining the night watch register and who was getting the signature of the peers daily.

It is stated that the night watch register was taken away by him in order to produce it as a documentary evidence when required. He should have taken it for the present headmaster with the permission of the Commission as this is a school record and not his private property. The procedure adopted by the headmaster is quite irregular. Hence the headmaster will explain for his action. He will also state in his reply if there are any other school records with him.

(Do, Commissioner
(True copy) 1
Phileasine

Camp Valera
13.5.49

To

The Municipal Commissioner,
Timpalms M.A.

Sir,

Ref. 1. Roc. 2. 278/49 of 10.5.49.
2. My letter of 20.4.49

It was the clerk who was getting the signature of the peers daily, and on 10.1.49 when I questioned the clerk as to why he has not obtained the signature of the peers on 9.1.49, he reported that they failed to turn up for duty on that day.

The night watch register was kept as a precautionary measure to check the work of the watchmen. As this is not a regular school record and as it was a documentary evidence for and prove the action or inaction of duty on the part of the peers I had it with me to produce it when occasion arose. But as the other records were already handed over to the first assistant of the school.

(True copy) 1

Phileasine

(Do, headmaster

148

(16) 149

COPY OF APPOINTMENT COMMITTEE RESOLUTION No. 16 DATED 5-8-49.

16. Read the Appeal petition of Sri.P.Lakshminarayana,
Assistant teacher, Municipal High School.

RESOLUTION: The Commissioner's remarks are endorsed.
The appeal petition will be submitted to Government
with these remarks.

(Sd) C.M.Subramania Naidu,
Chairman.

/True Translation/

P.S.K.10/8/

J. Doraswamy
COMMISSIONER. 11/8/49

Statement showing remittances on heavy collection days.

a t e.	Total fee collection	Remittance.
15--3--40	Rs. 839-12--3	Rs. 360 in Ch.No.216 dated 15-3-40 Rs. 479-12--0 in Ch.No.217 dated 18-3-40
15--7--40	Rs.12032-7--0	Rs. 286--0--0 in Ch.No.236 dated 15-7-40 919--7--0 in Ch.No.237 dated 16-7-40
158-8--40	Rs.1072--8--0	Rs. 411--0--0 in Ch.No.247 dated 15-6-40 Rs. 661--8--0 in Ch.No.248 dated 16-8-40
16--9--40	Rs.1235--0--0	Rs. 550--0--0 in Ch.No.257 dated 16-9-40 Rs. 685--0--0 in Ch.No.259 dated 17-9-40
15-10--40	Rs.1266--8--0	Rs. 550--0--0 in Ch.No.263 dated 15-10-40
16--1--401	Rs. 596--0--0	Rs. 715--7--0 in Ch.No.264 dated 16-10-40 Rs. 310--0--0 in Ch.No.278 dated 16-1-41 Rs.286--0--0 in Ch.No.279 dated 17-1-41
17--2--41	Rs. 578-14--0	Rs. 577--8--0 in Ch.No.293 dated 18-2-41 Rs. 1--6--0 in Ch.No.294 dated 18-2-41
17--3--41	Rs. 866--2--0	Rs. 500--0--0 in Ch.No. 307 dated 17-3-41 Rs. 366--0--0 in Ch.No. 308 dated 18-3-41
20--6--41	Rs. 929--6--0	Rs. 550--0--0 in Ch.No. 317 dated 20-6-41 Rs. 379--6--0 in Ch.No. 318 dated 23-6-41
15--7--41	Rs.1386--4--0	Rs. 500--0--0 in Ch.No. 326 dated 15-7-41 Rs. 886--4--0 in Ch.No. 327 dated 16-7-41
15--8--41	Rs.1120--7--0	Rs. 420--0--0 in Ch.No.334 dated 15-8-41 Rs.700--7--0 in Ch.No.335 dated 16-8-41
15--9--41	Rs.1369--4--0	Rs. 570--0--0 in Ch.No. 344 dated 15-9-41 Rs. 799--4--0 in Ch.No. 345 dated 16-9-41
15-10--41	Rs.1204--6--0	Rs. 525--0--0 in Ch.No. 352 dated 15-10-41 Rs.679--6--0 in Ch.No. 353 dated 16-10-41
9--1--42	Rs.1054--10--0	Rs. 430--0--0 in Ch.No. 365 dated 9-1-42 Rs. 624-10--0 in Ch.No. 366 dated 10-1-42
16--2--42	Rs.1338-14--0	Rs. 600--0--0 in Ch.No. 376 dated 16-2-42 Rs.738-14--0 in Ch.No. 377 dated 17-2-42
16--3--42	Rs. 992--8--0	Rs. 945-10--0 in Ch.No. 386 dated 16-3-42 Rs. 46-14--0 in Ch.No. 387 dated 18-3-42
23--6--42	Rs. 884--3--0	Rs. 600--0--0 in Ch.No. 396 dated 23-6-42 Rs. 224--3--0 in Ch.No. 397 dated 24-6-42
15--7--42	Rs.1384--3--0	Rs. 650--0--0 in Ch.No. 405 dated 15-7-42 Rs. 734--3--0 in Ch.No. 406 dated 16-7-42
17--8--42	Rs.1415--0--0	Rs. 800--0--0 in Ch.No. 416 dated 17-8-42 Rs.615--0--0 in Ch.No. 417 dated 18-8-42
15--9--42	Rs.1637--2--0	Rs. 700--0--0 in Ch.No. 423 dated 15-9-42 Rs. 937-22--0 in Ch.No. 424 dated 16-9-42
8--1--43	Rs. 970--8--0	Rs. 300--0--0 in Ch.No. 3 dated 7-1-43 Rs. 600--0--0 in Ch.No. 4 dated 8-1-43 Rs. 470--8--0 in Ch.No. 5 dated 9-1-43
21--6--43	Rs. 816--8--0	Rs. 400--0--0 in Ch.No. 33 dated 21-6-43 Rs.416--8--0 in Ch.No. 34 dated 22-6-43

P.S.K.12/8/a.

COMMISSIONER,
TIRUPATTUR MUNICIPALITY.

P.T.O

Page 2337
No 278/49
Statement showing the remittances on heavy collection days. (Contd)

<u>Date</u>	<u>Total fees Collection</u>	<u>Remittance.</u>
15--7--43	1604--8--0	Rs.620 in Ch.No.43 dated 15-7-43 Rs.984--8--0 in Ch.No.44 dated 16-7-43.
19--6--44 20--6--44	1662--9--6	Rs.872--0--0 in Ch.No.140 dated 20-6-44. 790--9--6 in Ch.No.141 dated 21-6-44
17--7--44	1270--4--0	800--0--0 in Ch.No.157 dated 17-7-44. 470--0--0 in Ch.No.158 dated 18-7-44
15--8--44	2019--4--0	Rs.1100--0--0 in Ch.No.171 dated 15-8-44 Rs. 919--4--0 in Ch.No.172 dated 16-8-44.
15-11-44	1236--4--0	Rs.1200--0--0 in Ch.No.215 dated 15-11-44 36--4--0 in Ch.No.216 dated 16-11-44
11--1--45 12--1--45	1263-11--0	Rs.1200--0--0 in Ch.No.234 dated 12-1-45 63-11--0 in Ch.No.235 dated 15--1--45
14--2--45 15--2--45	1410--8--0	Rs. 552--0--0 in Ch.No.525 dated 15-2-45 Rs. 858--8--0 in Ch.No.252 dated 16-2-45.
16--3--45	992--8--0	Rs. 705--0--0 in Ch.No.271 dated 16-3-45 Rs. 287--8--0 in Ch.No.272 dated 17-3-45
16 --7--45	1277--3--0	Rs. 531--0--0 in Ch.No.297 dated 16-7-45 Rs. 746--3--0 in Ch.No.298 dated 17-7-45
15 --8--45	1750-15--0	Rs. 907--1--0 in Ch.No.315 dated 15-8-45 Rs. 843-14--0 in Ch.No.316 dated 18-8-45
15 --9--45 17 --9--45	1142--5--0	Rs. 442--9--0 in Ch.No.329 dated 17-9-45 Rs. 699-12--0 in Ch.No.330 dated 18-9-45
22 -10--45	1752--7--0	Rs. 990--8--0 in Ch.No.339 dated 22-10-45 Rs. 761-15--0 in Ch.No.340 dated 23-10-45
9 -11-46	1348-14--0	Rs. 761--0--0 in Ch.No.3 dated 11-1-46 Rs.597-14--0 in Ch.No. 4 dated 12-1-46
16 --2--46	1124--4--0	Rs.1123-99--0 in Ch.No.24,25 dated 16-2-46 Re. 0-11--0 in Ch.No. 26 dated 18-2-46.
25--3--46	1053--8--0	Rs. 663--0--0 in Ch.No.45 dated 26-3-46 Rs. 390--8--0 in Ch.No.46 dated 26-3-46.
15--8--46	1917--8--0	Rs. 907--4--0 in Ch.No.99 dated 15-8-46 Rs.1010--4--0 in Ch.No.100 dated 16-8-46
15--7--47	735--0--0 A.M. 1010-12--0 P.M.	Rs. 733--0--0 in Ch.No. 56 dated 15-7-47 Rs.1012-12--0 in Ch.No. 57 dated 16-7-47
16-12-47	1286-13--0	was sent to the Municipal Office for safe custody.
12--3--48	686-12--0	371--0--0 in Ch.No.34 dated 12-3-48. 315-12--0 in Ch.No.35 dated 13-3-48
16--8--48	1777--4--0	Rs. 620--0--0 in Ch.No.81 dated 16-8-48. Rs.1157-4--0 in Ch.No.82 dated 17-8-49

J. Doraiswamy
Commissioner.

TIRUPATTUR MUNICIPALITY.

B-14

21313 - 21326

9032/92/49

T.M.

10
155
Edu. d.

From The Asst. Secretary to Govt.

To

E.B.P.H. Dept.

The D.P.I.

Specimen
23/12

Sub: Education. Secondary allegations
against the Head master - M. High School.
Tirupattur. North Arcot.

Recd from
647-49 of date 13/12/49

Govt. Memo. 9032/92/49-1 Edu d 23.2.49

From the D.P.I. Re. No 70. 28/49. d 16.11.49.

And
23/12

P.C. to go

very urgently
Please return the original letter of the
Chairman, M. Council, Tirupattur, d 27.1.49
Sent with the Memo. ~~sent~~ Cited ~~on~~
the above subject.

23/12/49

23/12/49

Note:- After this no file can be moved on

POST COPY OF THE TELEPHONIC MESSAGE NO. 70 G1/49 dated 29-
 From A S GILL gr (By Post)

VE
From
To

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

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

p 155 d'ante

RECEIVED
499
74 MAY 28 1949

Best Copy of your Telephonic Message dated 23-12-49 calling for the original letter of the Commissioner, Municipal Council, Tiruppattur regarding Headmaster, Municipal High School.

hier auch

The original letter of the Chairman, dated

P1-15 draft- 27-1-1949 together with its enclosures are herewith sent.

J. P. Santanahil
30. 12 ^{up}

for Director of Public Instruction.

BR 29-12.

$\frac{162}{2912}$

To

P. LAKSHMINARAYAN
D. L. 159

30, Perumal Road Street
Velupatti, Vellore 15-1-50

To

The ~~Secretary~~ Secretary to Govt

Education and Public Health Department,

Fort St. George, Madras

3877

Respected Sir,

Ref: ^{pages 61-96 ante} My appeal petition dated 30.6.49 to the Secretary
to Govt: Edu & Public Health Dept. against the orders
of the Dept. Commissioner, Tirupattur. Rec. C2.278/leg
21-8-49

In continuation of my appeal to Government
dated 30.6.49, I most respectfully beg to submit that I
have been subjected to indescribable anxiety, worry, and
humiliation and privation during the ^{long} period of over ten
months pending the decision of the matter. I have been faced
to financial loss and am finding it impossible to support
myself and my family with a heavy cut in my pay. I am
an ~~an~~ sick and unable to pay my medical bills. I most
humbly pray the Government may graciously be pleased
to consider my appeal sympathetically and seek out justice
by passing early orders by restoring me to my post and
pay with effect from 2.6.2.49, the date on which I was
placed on suspension pending enquiry, and booking the
withholding of Rs 50/- out of my pay every month.

For this act of kindness, sympathy, justice and generosity
I will in duty bound ever pray.

I beg to remain
Respectfully,
Your most obedient servant
P. Lakshminarayan



Secty
Shri
21/12

pages 61-96 y
pages 1-5-59
pages 47-48 y

pages 471-485
in (A)
para 3-p 47 y

Shri P. Lakshminarayana Naidu
Headmaster of the High School
Tirupattur
21/12/49

para 2 & 4 -
p 47 y

para 4 on
p 47 y

ESTABLISHMENT - Secondary Education - Tirupattur Mty. - S
P. Lakshminarayana Naidu, Headmaster, Munl. High School -
Appeal against orders of punishment - Orders passed.

From Sri P. Lakshminarayana Naidu, Petn., dt. 30-6-49.
From the Commr., Tirupattur Mty., No. Roc.C2.5948-49
dt. 8-8-49.
From the D.P.I., No. 70-G1-49 dt. 16-11-49.

ORDER/MS. NO. 552 EDN., DATED 21.2.50

The Govt. pass the following orders on the appeal
of Sri P. Lakshminarayana Naidu, Headmaster, Munl. High
School, Tirupattur, against the ~~orders~~ ^{proceedings} of the Commr., Ti
pattur Mty. in Roc.C2.278-49 dated 27th May 1949:-

(1) The Govt. observe that charges 2, 3, 4, 5 and
13 against the Headmaster relate to irregularities in the
collection of school fees. They have carefully considered
the points urged both by the Commr. and by the appellant
in respect of the irregularities referred to
and are convinced that the irregularities in the collection
of fees referred to in the charges would have been avoided
if the Headmaster had been given the assistance of an effi
cient clerk. An enquiry should have been held and the
clerk should have been examined by the Commr. ^{with regard}
to the matters referred to in these charges.

(2) Even as regards charges 8, 11 and 12 concerning
the administration matters pertaining to the High School,
the absence of an efficient clerk was responsible for the
remissness, if any, complained of.

(3) The Govt. consider that charges, 6, 7, 9 and
need not have been framed against the Headmaster.

(4) With regard to charges (1) and (10) it is
observed that the Headmaster has shown negligence in the
matter of the custody of the duplicate keys of the iron
safe of the school, and that he should have taken greater
precautions ^{so as to avoid cases of theft}. No suspicion is attached to
the bona fides of the Headmaster in the matter of
theft of the money.

2. Having regard to the circumstances of the case
the Govt. consider ^{that} the punishment inflicted on the Head
master ^{is} too severe. They therefore hereby direct that

the orders of the Commr., Tirupattur Mty. in No. Roc.C2.
278-49 dated 27th May 1949 be set aside and Sri P. Lakshi-
narayana Naidu be restored to duty as Headmaster from 26th
February 1949. The Headmaster will however be censured for
his negligence in respect of the custody of the duplicate
keys of the iron safe and be required to make good the amount
of the loss sustained by the school through the theft of money
from the safe ^{in January 1949.} The amount of Rs. 846-2-6 will be recovered
from Sri P. Lakshminarayana Naidu in ^{monthly} instalments of ^{Rs. 100/-} X
^{to be fixed by the Commissioner.}

3. The Headmaster's absence from duty will be treated
as such leave ^{to which} he is eligible. ~~for~~
4. The Govt. accept the suggestion of the D.P.I. that
Sri P. Lakshminarayana Naidu should be transferred as the
Headmaster of another High School. The Director is requested
to submit ^{necessary} proposals ^{urgently} in the matter ^{so that they can}
^{be given effect to from the next academic year.}

To
The Commr., Tirupattur
Mty. thro' the C.C.M.
The D.P.I. ^{with enclosures}
The Petitioner ^{3 only}
S/C.

① P. Bd. File D.P.S. 278/49
Applications for Transfer Certificates
Correspondence for Account Book
relating to Maturam
File no C2.107/49 relating to a pupil

From
Mr. J. Doraiswamy, B.A.,
Commissioner,
Tirupattur Municipality,
Tirupattur N.A.
Roc. C2.5948/49.

To
11316 377 463
The Secretary to the Government
of Madras,
Education and Public Health Depart-
ment
Fort St. George, MADRAS.
Dated :- 8-2-50.

13 FEB 1950
Re 7031
Through MADRAS
The Director of Public Instruction, MADRAS.

Sir,
Sub :- Appeal - Sri. P. Lakshminarayana - the Headmaster, Municipal
High School, Tirupattur - Reduction in ^{application} appointment
Ref :- This office reference C2.5948/49 dated 8-8-49
D.P.I. Madras. ^{Re. no 70 C1/49 D. 20-7-49, 6-1-49 of 15}
^{Director of Public Instruction, Madras.}

I request to be infomed of the order if any passed on the appeal
petition of Sri. P. Lakshminarayana, the previous Headmaster, Municipal High
School.

Forwarded.
Chairman.
N.K.9/2.

J. Doraiswamy
COMMISSIONER.

From
Sri. C.M. Subramania Naidu,
Chairman,
Tirupattur Municipal Council
Tirupattur. N.A.

Roc. C2. 5948/49

Sir,

Sub :- Education - Secondary - Municipal High School -
Tirupattur - Restriction of Headmaster Sri. P.
Lakshminarayana Naidu - councils resolution
sent.

I send herewith a copy of resolution No. 1143 passed
by the council at its meeting held this evening. We will be
meeting you at your office tomorrow at 11. A.M.

N.K.23/2.

To
The Secretary to Government,
Education and Public Health
Department,
M A D R A S.

Dated :- 23--2--50.



Submitted.

2/ Attention is invited to
Director's endorsement Re no.
70 B.1/49 of 16.11.49.

J. V. Sankaranarayanan
for Director of Public
Instruction Madras.

To
The Municipal Council
Secy to Govt. L. & P.H. Dept.

18/2/50

Sub :- Read the Government order received regarding the Head master of
the Municipal High School .

RESOLUTION : The Council feels much surprised and regret at the Govern-
ment order No. 552 (Education) dated 21-2-50 on the appeal of Sri.
P.Lakshminarayana Naidu, Headmaster, Municipal High School. This Council
humbly protests against the Government's observation that an efficient
clerk was not ~~posted~~ posted to the school. The clerk concerned had worked
in the Municipal Office for about 1 1/2 years and is an intermediate
candidate. The irregularities referred to in charges 2, 3, 4 and 5
happended in 1947-48. During that year the headmaster has not sent any
report about the inefficiency of the clerk. No report was also made against
him. The headmaster finds fault with him after he left service. If
the headmaster had checked the records ~~xxx~~ every month as required in
the rules these irregularities would not have occurred. There are
enough records to prove that the head master is unfit to hold the respon-
sible post. The fact that the condition of the school is deteriorating
will be clear from the results of the S.S.L.C. examination, school
inspection reports and Government reviews on Administration Reports.
Even recently the District Educational Officer has remarked that if the
school is to improve an efficient Headmaster should be appointed. The
council is sincerely of the opinion that this Headmaster is not
competent to improve the school and that an efficient Headmaster should
be appointed. It is not the intention of the council to do any harm
to the Headmaster. Its only intention is to improve the school.

The Council therefore requests the Government to
transfer Sri. P. Lakshminarayana Naidu to some other school immediately
instead of from the ~~xxx~~ next school year and to instruct the
Commissioner, immediately to stop giving effect to the Government
order permitting him to rejoin the local High School. It was also
unanimously resolved to send a deputation consisting of the following
gentlemen to meet the Hon'ble Minister for Education, the Secretary to
Government Education Department and the Director of Public Instruction
to make personal representation.

- | | |
|----------------------------------|-------------|
| 1. Sri. C.M. Subramania Naidu | Chairman. |
| 2. " T. Narayana swami | Councillor. |
| 3. Janab. T.M. Mahboob Ali Sahib | " |
| 4. Sri. B. Muniswami Ayl. | " |
| 5. " V. Chinthamani Mudaliar | " |

Sd. C.M.Subramania Naidu.
CHAIRMAN.

(True copy)

N.K.23/2.

C. M. Subramania Naidu
23/2/50
CHAIRMAN.

From

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

To

The Secretary To Government,
Education & Public Health Department,
Madras.

Through,

The Inspector of Municipal Councils
& Local Boards,
Old High Court Buildings,
First Line Beach, MADRAS.



R.O.C. C.2/5948/49.

Dated. 24--2--1950.

Sir,

Sub:- Education Secondary - Municipal High School - Tirupattur
Sri. P. Lakshminarayana Naidu - Headmaster - Restoration

Ref:- G.O. No. Ms. 552 Edn. dated 21--2--1950. 161/162/16

In the above order the Government have restored Sri. P. Lakshminarayana Naidu as Headmaster of the local Municipal High School on an appeal preferred by him. The G.O. was received yesterday. A special meeting was convened immediately and the Council has passed a resolution requesting the Government to instruct me to stop giving effect to the resolution and the for the reasons stated in the said resolution. I solicit urgent instructions whether I should wait till the receipt of orders of Government on the resolution (copy already submitted to Government by Chairman) or I should give effect to the orders in G.O. No. Ms. 552 Edn. dated 21-2-50.

FORWARDED.

CHAIRMAN.

J. Doraiswamy
COMMISSIONER.

Copy submitted to Government direct. ✓

24-2-50



From

CHITRAKUTAM

11, Vepamaram Street,
Valapadi, Vellore.

24-2-50

To

The District Secretary,

Education & Public Health Dept.

Trut S. Exage, Chasoo

14531

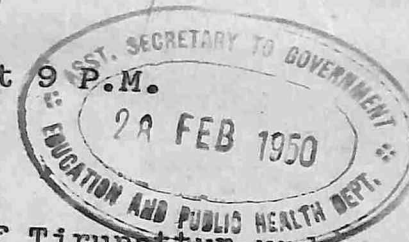
Sir,

Ref: my appeal against the orders of the
Commissioner of Zimphatur municipality.

I have since changed my residence to
No. 11, Vepamaram Street, Valapadi, Vellore. Hence
I request the present address may kindly be noted.



Proceedings of the public meeting held at 9 P.M.
 on 26-2-1950.



At a public meeting of the citizens of Tirupattur under the presidentship of Sri. T.M. Ponnuswami Goundar the following resolutions were passed to express dissatisfaction of the Government order restoring Sri. P. Lakshminarayana Naidu as Head-master.

1. " Though the Government are aware of the fact that the efficiency of the school has been dwindling from the time Sri. P. Lakshminarayana Naidu came to this town as Headmaster till he was reduced as assistant as recorded by the several educational authorities and other officers, the meeting condemns the order of the Government restoring him to the post.

2. It is a matter of regret that in spite of the unanimous resolution passed by the council after deep consideration about the Headmaster, the Government have passed the order under reference so as to bring dishonour to the school.

3. "In view of the fact that the Government have ignored the wishes of the citizens and the council in forcing upon the council an unsuitable teacher, this meeting requests the members of the Municipal council to resign their posts as a protest against the Government's action.

.....*T. S. Sree*

President.

Copy submitted to the Hon'ble Minister for Education and Law, Government of Madras.

" to the Secretary to Government, Education and Public Health Department.

" to the Director of Public Instruction, Madras.

" the Chairman, Municipal Council, Tirupattur.

T. S. Sree

President.

Dated 27--2--50.

Sub :- Read the Government order received regarding the Head master of the Municipal High School .

RESOLUTION : The Council feels much surprised and regret at the Government order No. 552 (Education) dated 21-2-50 on the appeal of Sri. P.Lakshminarayana Naidu, Headmaster, Municipal High School. This Council humbly protests against the Government's observation that an efficient clerk was not posted to the school. The clerk concerned had worked in the Municipal Office for about 1 1/2 years and is an intermediate candidate. The irregularities referred to in charges 2, 3, 4 and 5 happened in 1947-48. During that year the headmaster has not sent any report about the inefficiency of the clerk. No report was also made against him. The headmaster finds fault with him after he left service. If the headmaster had checked the records every month as required in the rules these irregularities would not have occurred. There are enough records to prove that the headmaster is unfit to hold the responsible post. The fact that the condition of the school is deteriorating will be clear from the results of the S.S.L.C. examination, school inspection reports and Government reviews on Administration Reports. Even recently the District Educational Officer has remarked that if the school is to improve an efficient Headmaster should be appointed. The Council is sincerely of the opinion that this Headmaster is not competent to improve the school and that an efficient Headmaster should be appointed. It is not the intention of the Council to do any harm to the Headmaster. Its only intention is to improve the school.

The Council therefore requests the Government to transfer Sri. P. Lakshminarayana Naidu to some other school immediately instead of from the next school year and to instruct the Commissioner, immediately to stop giving effect to the Government order permitting him to rejoin the local High School. It was also unanimously resolved to send a deputation consisting of the following gentlemen to meet the Hon'ble Minister for Education, the Secretary to Government Education Department and the Director of Public Instruction to make personal representation.

- | | |
|----------------------------------|-------------|
| 1. Sri. C.M. Subramania Naidu | Chairman. |
| 2. " T. Narayana Swami | Councillor. |
| 3. Janab. T.M. Mahboob Ali Sahib | " |
| 4. Sri. B. Muniswami Ayl. | " |
| 5. " V. Chinthamani Mudaliar | " |

Sd. C.M.Subramania Naidu.
CHAIRMAN.

(True copy)

N.K.23/2.

C. M. Subramania Naidu
CHAIRMAN.

To the Secretary of Government,
Edin. and P.H. Dept.

- At a public meeting of the citizens of Tirupattur under the presidentship of Sri. T.M. Ponnuswami Goundar the following resolutions were passed to express dissatisfaction of the Government order restoring Sri. P. Lakshminarayana Niaidu as Head-master.

1. " Though the Government are aware of the fact that the efficiency of the school has been dwindling from the time Sri. P. Lakshminarayana Naidu came to this town as Headmaster till he was reduced as assistant as recorded by the several educational authorities and other officers, the meeting condemns the order of the Government restoring him to the post.

2. It is a matter of regret that in spite of the unanimous resolution passed by the council after deep consideration about the Headmaster, the Government have passed the order under reference so as to bring dishonour to the school.

3. "In view of the fact that the Government have ignored the wishes of the citizens and the council in forcing upon the council an unsuitable teacher, this meeting requests the members of the Municipal council to resign their posts as a protest against the Government's action.

..... *John C. Kennedy*
President. _____

Copy submitted to the Hon'ble Minister for Education and Law,
Government of Madras.

" to the Secretary to Government, Education and Public Health Department.

" to the Director of Public Instruction, Madras.

" the Chairman, Municipal Council, Tirupattur.

John C. Spencer
President.

Dated:- 27--2--50.

② Draft 18/10/50
Letter 14242/F/50-1
Ref. Ednd 2/3/50

~~2/3~~
~~2/3~~
~~2/3~~

To Sri C. M. Subrahmanya Naidu
C. M. C. Tripattin

Sr,

Establishment - Secondary
Education - Tripattin Wdy -
Sri P. Lakshminarayana Naidu
order of - restriction as
Head Master, Munt High
School.

p 3 of

F/161-162
y

With reference to the Reso-
lution of the Tripattin Wdy
dated 23rd Feb. 1950 on
the above subject I am
directed to state that the Govt
cannot modify the orders com-
municated with G.O. No. 552 ET
dated 21.2.1950. I am to
point out that the Govt
have under consideration the
question of transferring the Head
Master to another High School
with effect from the next Aca-
demic Year, and that in view of
that proposal there may be
no need for a representation to
the Hon'ble Minister. If you
still desire that the Council's
representatives should meet the

Hon'ble

Hon'ble the Minister, He will have
no objection to keeping them
in his room in the Sec^r buildings
Fort St George, after 5 PM, on
any day on which the Legislature
is in session.

1.3.50

2/3/50

Y. T. 2/3

Draft II

From the Comm^r, Tirupattur luty p54
No. ROC - C2 - 5948 - 49 - D/24.2.50.

Memo 1442/F/50-2

Edn 2/3/50

Establishment - Secondary
Education - Tirupattur luty -
Sri P. Lakshminarayana Naidu
Headmaster, Mun^r High School -
- Order of restoration

The Comm^r is informed
that the order contained in G.O No.
552 Edn dated the 21st Feb. 1950
should be given effect to im-
mediately.

2. The question of transferring
the Headmaster to another High School
with effect from the next school
year is separately under consideration

1.3.50

2/3/50

2/3

To the Comm^r
Tirupattur
Thirupattur
Cable Sec^r Thirupattur

Urgent

C.No. 5711/49.

9032

14079

L.A. 5711/49-14
12-2-49.

C. 9032/93/49
d. 16/2/49

4/8

27

H

Secretary, L.A. Dept.

Municipal High School,
Tirupattur - Complaints against
Headmaster - Representation
from members of the Council
dated 27-1-49.

Please put up the above papers
with your note.



5711

VS 9/2

L.A.B (H)

EXP. H. may be requested to put up the
papers to H.M. (L.A.)
with a note.

11.2.49

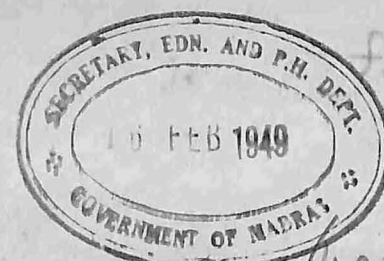
11.2.49. Exp

Please see the minutes of
H.M. (L.A.) and the notes of L.A. above. The
main file on the subject has been gone
in circulation to H.M. (Edn). This may
lie over till its return. After its receipt
the case may be circulated to H.M. (L.A.)
for orders.

17/2/49

17.2.49.

[Faint, mostly illegible handwritten text on the left page, possibly bleed-through from the reverse side.]



C 9032/49.

Secretary, E. & P.H.

This may be enquired into.

H.M. Education.

[Handwritten notes:]
Please see the minutes of H.M. (Edn) above. There is a separate file on this subject and the case has been circulated to H.M. (Edn) on 16.2.49. ~~It was proposed to consult the P.H. in the proposed action seems called for~~ ~~that file~~ - This may be added to the main file on its return from circulation.

[Handwritten signatures and dates:]
21/2/49
22/2/49
21.2.49.

P.T.O

Please see the minutes of HM(L.A.) on p1 of ante and at A' on p5 of. The papers have since been sent to the D.P.I., who has been asked to submit a report in the matter. The file may ~~perhaps~~ be circulated to HM(L.A.) for perusal.

2-3-49
Please see the letter from Mr. N.M. Anwar M.L.A. on p7-8 of. Regarding the allegation against the Headmaster, M.L. High School, Tirupattur



P.T.O

Dr. Section
Sent dealing with
Hospital in Department
in Ministry

p7-8 of

7/3/49

Tirupattur, the D.P.I. has been asked to enquire and submit a report to Govt. As per the petitioner's second request to allot the old hospital building to the Municipality to locate its office, a copy of the letter may be given to ~~the~~ Section for action if necessary. The request on this point is addressed to Am LA

It seems to be for LA. to deal with in the first instance - LA may take necessary extract from the file for action in this matter.

5.3.49
2/3/49
7-3-49
LA
LA

2-3-49
9032/42/49-2
11-3-49



L.A. Dept (H)

Please see the notes of E & P.H. on p4 ante. A copy of the letter on p7-8 of. and their notes of on p4-5 above may be taken for separate action, and the file returned to E & P.H.

2-3-49
11/3
2-3-49
2-3-49

The representations made by the C.M.C. and the Councilors Tirupattur to HM(L.A.) re. the allotment of the old Hospital Building to the M.C.C. for locating its office (referred to in para 2 on p7-8 of) have been examined separately and the connected file circulated to

cm 35210
26/3

to HM (LA). No separate action seems called for on the request in para 2 on 11-7-49.

The file may be returned
26-3-49 to Ex. P. I. S.

11/3/49
28-3-49
F.H.H.
28-3-49

(Issued as Memo. No. 9052/49-4 Edu. d. 23-1-49)
(C.No. 21198/49. From the D.P.I. Re. 7081/49 d. 14-3-49)

L.A.W.O. N.O.
10906/49-1H
29-3-1949

Please see the letter from the
D.P.I. on 10-9-49. The further report, promised
at 'x' on 10-9-49 may be awaited
till 15/4/49.

25102

21 MAR 1949

5/3/49
31-3-49
The draft Memo
reminded below to the D.P.I.
is for approval.

6/5/49
7-5-49

6-5-49
(Issued as Memo. 9052/49-3 d. 7-5-49) p. 15 of
(C.No. 39411/49. From D.P.I. Re. 7081/49 d. 18/5/49) p. 17-18 of

The letter from the D.P.I.
with its enclosures may be perused.
The final reply from the D.P.I. may
be awaited. If necessary he may be
reminded on 15/6/49. 15-6-49.

26/5/49
22-5-49
(Memo. No. 9032-92/49-4 Edu. d. 6-7-49)

Page 23-23 from Re D.P.I. No. 70-91-49
dated 19-8-49.

As a result of the irregularities committed by the Headmaster of the Municipal High School, Tirupattur, Sri P. Lakshminarayana, the Headmaster has been ordered to be reduced to an Assistant. The incumbent has preferred an appeal to Govt. which is coming. The appeal with the D.P.I.'s remarks on it may be awaited till 30.9.49.

Recd on 11-10-49
Ex. P. I. on 15/11/49.

2-9-49
9-9-49
Reminded 31-3-49
Memo sent
(C.No. 90222/49. From the D.P.I. Re. 7081/49 d. 16-11-49)

(P.T.O.)

From the D.P.I., No. 70 G1-49 dated 16-11-1949.

In January 1949, the Chairman, Municipal Council, Tirupattur (North Arcot Dt.) wrote to H.M.(L.A.) complaining of the incompetence of the Headmaster of the Municipal High School, Sri P. Lakshminarayana and stating that, on account of the Headmaster's negligence, heavy losses have occurred by way of theft of money from the iron safe in the school, failure to collect fees etc. The Chairman's letter was forwarded to the D.P.I. The Commr. of the Municipality framed certain charges against the Headmaster, in his proceedings dated 18th Feb. 1949. The Headmaster was placed under suspension on 26th Feb. 1949. After obtaining the explanation of the Headmaster with reference to the charges, the Commr. passed proceedings on 21st May 1949 reducing Sri P. Lakshminarayana to the status of an Asstt. from that date, and requiring him to refund to the Council the money involved in the losses referred to in the charges, at the rate of Rs. 50/- a month. Sri P. Lakshminarayana has appealed to Govt. against the Commr's orders of punishment. The appeal is dated 30th June and is in time. The appeal which has come thro' the Commr. of the Mty. and the D.P.I. is noted on below.

2. The Commr. on 27th January 1949 sent a Memorandum to the Headmaster and asked him to show cause why charges should not be framed against him in respect of the matters mentioned in the Memo. Subsequently on 18-2-1949, on the receipt of a reply, charges were formally framed against the Headmaster. The last of the charges was however communicated on 24-2-49. The charges framed are the following:-

(1) He caused a loss of a fee amount of Rs. 751/- to the Municipal funds and Rs. 95-2-6 to the Games Fund through his negligence and carelessness which have resulted in the theft of these sums from the iron safe of the school between the 8th and 10th Jany. 1949.

(2) He has caused a loss of Rs. 20/- to municipal funds

by his failure to collect fees from six pupils (names specified in the charge sheet) for the month in which they were admitted in the school.

(3) He has caused a loss to municipal funds by issuing transfer certificates to certain pupils (as in a separate appendix) without collecting the fees due.

(4) He has caused a loss to municipal funds and Games Fund by his failure to collect special fees, admission fees etc. due from the pupils mentioned in the appendix.

(5) He has caused loss to municipal funds by not collecting from certain pupils (specified in a list) arrears while collecting fees for subsequent months.

(6) He collected subscriptions from pupils for going on an excursion to Mettur Dam and other places without obtaining the permission of the Commr.

(7) He permitted a meeting to be held in one of the rooms of the school on 8-1-1949 in defiance of the Resolution of the Council and without the orders of the Commr.

(8) He failed to remit into the Treasury a short collection of Rs. 9-7-6.

(9) He has not taken proper care of the furniture, equipment etc., entrusted to his care. On 17-1-49 when the Commr. visited the High School at about 7 P.M. he found the doors of several class rooms not properly locked.

(10) He failed to report the loss of the duplicate keys of the school iron safe. In his informal talks with some persons he has stated that he failed to report the loss of the keys.

(11) He disobeyed the orders of the Commr. in not maintaining the personal and other registers prescribed in the District Board Office Manual and in not giving effect to the orders of the Commr. to change the names of castes of certain pupils.

(12) In spite of repeated audit objections he is not maintaining the Games Fund properly.

(13) He is misusing the powers given to him by the rules by unauthorizedly extracting from pupils fees

alleged to have been paid already and by sending away pupils on the alleged failure to pay the arrears due for 1947.

(14) He intentionally and deliberately disobeyed the Commissioner's directions contained in his memo. of 18-2-49 asking him to admit a girl in the school. The ^{Appellant} Commr. in his explanation to the charges, which he submitted on 9-3-49, did not admit any of the charges. After considering ~~considering~~ this explanation, the Commr. in his Proceedings of 21-5-49, recorded his findings to the effect that all the charges were proved and inflicted the punishment of reduction of the appellant as an Asstt. and of recovery from him of the amounts involved in the losses referred to in the charges in monthly instalments of Rs. 50/-. No oral enquiry has been held for the reason that the appellant did not demand it. So, the final orders of punishment have been passed without such an enquiry.

3. In his appeal, on pages 61 to 96 c.f., the appellant has submitted an elaborate explanation of the points arising from the charges framed against him. The Commr. of the Mty. and the D.P.I. have forwarded the appeal with their remarks. Before noting on the points arising from the Commr's proceedings, the appeal etc., it seems to be necessary to mention two points of a general nature concerning the enquiry which the appellant mentions in the appeal.

In the first place the appellant points out that the Commr's action in suspending him was wrong as the charges against him amounted only ^{to} negligence and that nothing grave was alleged against him. It may be conceded that the appellant was only charged with neglect of duty, and not defalcation of money ^{anything} involving moral turpitude and that therefore suspension should have been avoided in this case.

Secondly, the appellant complains that the charges framed do not contain the grounds on which they are based as required by the rules and that the final orders have been passed by him without holding an enquiry, which is also a requirement under the rules. In para 2 of his letter the ^{Commr} ~~Commr~~ attempts to refute

-11-
this complaint. A few at least of the charges appear to be somewhat vague (charges 9, 11, 12 & 13), one or two overlap; and one is based upon hearsay (charge 10). There seems therefore to be ~~no~~ force in the complaint that some of the charges are not definite. As regards the requirement regarding the holding of an enquiry, the appellant's reply did not cover the point regarding the oral enquiry, in the charge sheet. From this omission on the part of the appellant to reply to the point, the Commr. appears to have concluded that no enquiry was required. Rule 4 of the rules relating to the appointment and punishment of municipal servants requires the affording of an adequate opportunity of defending himself ^{to the person charged}. For the purpose of satisfying this rule, it would appear to be necessary for the Commr. to require the appellant specifically to state whether he did not require to be heard in person and whether he would cite witnesses in his defence. As this procedure has not been followed, it cannot be stated that an adequate opportunity has been given to the aggrieved person in this case. In this view, the proceedings of the Commissioner should be deemed to be vitiated and are liable to be set aside.

4. On merits, the charges and the points urged in reply to them are noted on below:-

Charge (1) - Loss of Rs. 751/- plus 95-2-6 to municipal funds through theft: The charge is that through the Headmaster's negligence and carelessness a theft occurred of cash amounting to the above figures, from the ^{School} iron safe and this might have been prevented if he had remitted the collections to the Treasury ^{on the day of the collection itself}, which was not done or in the alternative ensured sufficient precautions for the safe custody of the money. The appellant's explanation is that on the 7th January 1949 the fee collections were heavy and went on till late in the evening and that the amounts could not be remitted into the treasury, that on the 8th which was a Saturday he specially attended the school though it was a school holiday only to complete the accounts and remit the money to Treasury and that the remittance could

not be made on that day as the Clerk did not complete the reconciliation of the accounts on that day. It was not possible to remit the money on the next day as it was a Sunday. The appellant asserts that in the circumstances he had no alternative but to keep the cash in the school safe and provide for adequate watch which he arranged for. He explains that two peons were set for night watch, that ~~the~~ peons signed the attendance register on the 7th and 8th but not on the 9th on which date evidently the theft occurred. His case is that in the circumstances the failure to remit the cash into the treasury on the 7th and 8th was unavoidable, that in spite of his precautions, the theft occurred and that it was a case of planned burglary. The two points which need examination in connection with this charge are:-

(i) whether he was justified in keeping the cash in the safe;

(ii) whether he did take sufficient precautions.

On the first point, it would appear from the coherent account of the happenings given in the appeal that there was no alternative for the appellant but to keep the cash in the safe.

As regards the second point, the appellant's explanation in his appeal is elaborate and plausible. The Commr's reply to the appellant's point is that he did not give a written order.

A written order was evidently not given but it is doubtful whether such an order would have made any difference. The facts seem to indicate that the appellant's arrangements were sufficient and that the theft which happened was apparently a planned one. It will be relevant in connection with this charge, to mention a matter referred to in charge (10), namely, the loss of the duplicate keys of the safe. The Headmaster had kept the duplicate keys in the drawers of the safe; but he states that the keys had been in the drawers of the safe, for ten years. The Director thinks that there was neglect on the part of the Headmaster in respect of the keys. As observed by the Director, no suspicion is attached in the matter of the theft as such. It is for consideration whether the Director's view should be accepted or whether the proved inefficiency of

the part of the Headmaster in respect of the keys. As observed by the Director, no suspicion is attached in the matter of the theft as such. It is for consideration whether the Director's view should be accepted or whether the proved inefficiency of

para 32
p-51 y
K top 2 p 90 y
p 92 y

para 35-38 on
A pages 88/89
p 91-92 y

B on p 82 y
6-50

p 9 ante
p 81 y

para 4 on
p 47 y

P
Please see
para 5 on p 12 ante
P.T. Chatter

of the clerk, ^{and} the circumstances connected with the burglary which appears to have been committed by the school menials, can be considered to provide extenuating circumstances in favour of the Headmaster.

Charges (2), (3), (4) & (5) - Loss due to failure to collect fees from certain pupils and other irregularities in respect of fee collections.

Of these four charges, charge (2) relates to the Headmaster's failure to collect fees from six children of Govt. servants admitted into the school in the middle of a term and his causing a loss of Rs. 20/- thereby. The appellant's explanation is that the children were admitted in the middle of a term and there was a bona fide doubt whether they had to pay fees for the month of admission or the succeeding month. He had the point verified and was able to recover Rs. 15-4-0 out of Rs. 20/- referred to as loss. The irregularities alleged in the other relate also to the Headmaster's failure to collect tuition fees, games fees or special fees. The Headmaster is no doubt responsible for the collections, but his plea is that the clerk was slack in his work and that he had been denied proper assistance in the matter.

~~The Commr's reply seems to contain only a series of assertions in respect of these charges.~~ If, as observed by the D.P.I., sufficient allowance is made for the incompetence of the clerks, and changes in the personnel of the clerk, the charges cannot be considered serious, as these are extenuating circumstances. There is evidence to show that the Headmaster had been complaining to the management about the ~~man~~ inadequacy of the clerical assistance he had been given. In the circumstances, these charges do not appear to have been proved.

Charge (6). - Collection of subscriptions from pupils for an excursion to Mettur Dam without the permission of the Commr. The charge is that the appellant without the Commr's permission arranged for an excursion of the boys to Mettur. The explanation is that the excursion was

pages 8-9 ante

para 9
on p 88 y

M on p 73 y

para 3
on p 47 y

vide para 3
on p 47 y

p 9 ante

para 77-78
y.

arranged by the pupils and not by the Headmaster whose only concern was to encourage them and give them proper guidance and provide for escort. The funds remained the property of the pupils, though later he forwarded a rough account of the Excursion expenses to the Commr. The D.P.I. thinks the charge to be frivolous. The Govt. may agree with him. The charge need not have been framed at all.

Charge (7) - Permission for a meeting in the School without the orders of the Commr.

The absolute frivolousness of this charge can be observed from the fact that the so called unauthorized use of the school rooms for a meeting was for the purpose of holding a prayer under the auspices of the Dy. Insp. of Schools (Women) in connection with a meeting of Munl. school children. She had already arranged for in the High School playground itself with the Commr's permission. The Director considers this charge also to be frivolous. The Govt. may agree here also.

Charge (8) - Failure to remit a short collection of Rs. 9-7-6 relating to 7-1-1949.

The appellant states that the charge is not definite and that, if the collection was short, the shortage should be made good before remittance. He explains that there was no such shortage in fact. Due to the defecting accounting of the clerks, the accounts showed a shortage. This seems to be evident from 'M' in the Audit objection extracted on p.79 c.f. & 'I' on page 80 c.f. This charge against the Headmaster does not seem to deserve to be taken notice of..

Charge (9) - Lack of proper care in regard to the furniture, equipment etc. of the school.

The appellant denies this. The only basis given for this charge is that the doors of some of the rooms in the school were framed by the Commr. to have not been properly locked when he visited the school at 7 P.M. on a particular day. This is far too vague and can hardly be a charge against the Headmaster of a High School. Moreover the appellant states that he had already reported to the Commr. about the defective locking arrangements for the rooms. The Commr. however makes a feeble

denial of having received such a report. This is one of the charges described as frivolous by the D.P.I. in the matters in which an enquiry would have been made.

The charge is vague and cannot be held to have been proved. The D.P.I. holds the view that this charge should have been made against the mental staff in the first instance. Charge (10) - Failure to report to the Commr. the loss of the keys of the iron safe.

The first portion of the charge is vaguely worded and the latter part is based upon hearsay. The appellant denies this charge too. The charge, as such, has a bearing on the theft of the school money from the iron safe (charge (1)). The Headmaster had reported about the theft to the Police & other authorities and he states that it was only after some days he searched for the duplicate keys. The failure to report the loss of the keys does not appear to have been intentional. The D.P.I. however considers that this was a serious omission on the part of the headmaster. The point has been dealt with in connection with charge (1) and it does not appear necessary to treat this as a separate charge.

Charge (11) - Disobedience of orders in the matter of maintenance of the personal and other registers, and failure to change the caste of certain pupils in the registers.

The appellant in para 28 of the appeal denies this charge too. It is not known whether the Commr. wants the personal and other registers the maintenance of which is enjoined by the Dt. Bd. Office Manual. If so, the Headmaster should have been given adequate clerical assistance which, as already observed in connection with charges (2), (3), (4) & (5), has been denied in this case. The Director thinks though there is some negligence, such defects are bound to occur where there is no proper clerical assistance. The charge cannot be considered to have been proved.

Charge (12) - Failure in regard to the maintenance of the Games Fund accounts properly.

What the defects in the accounts were, should have

been definitely stated in the charge. The D.P.I. observes that though there might be some negligence, something like this is bound to occur so long as the Headmaster is not given an efficient clerk. The charge need not be taken as proved.

Charge (13) - Misuse of powers under the Rules by unauthorizedly extracting fees from pupils and sending away pupils on the alleged failure to pay fees.

The appellant states that the charge is a wild generalization from the single case of a girl pupil ^{by name} Lakshmi. In his elaborate explanation in the appeal on pages 84-85 c.f., the appellant has shown that the girl was in arrears which owing to the negligence of the clerk were not collected and had to be collected subsequently. This seems to be quite acceptable. ^{DPD also holds the same view.} The charge cannot be considered proved.

Charge (14) - Intentional and deliberate disobedience of the orders of the Commr. to admit a girl.

The girl referred to in the charge is the one referred to in charge (13). The Headmaster states that he refused to admit the girl as she was in arrears. The Headmaster was within his rights and the Commr. should not interfere in the matter in the manner in which he did, by issuing a direction in to the Headmaster. The Director observes that the Headmaster is right in claiming discretion in the matter of admissions.

5. It will be seen from the above

(a) that there was not much of a case for suspending the Headmaster, ~~even after the charge sheet was framed;~~
(b) that he does not appear to have been afforded a full opportunity to defend himself as no oral enquiry was held;

(c) that in respect of charge (1), it cannot be stated that negligence is proved against the Headmaster except probably in regard to his omission to safeguard the duplicate keys;

(d) that the other charges relate either to remissness due to the inefficiency of the clerk or do not contain ~~any~~ much force or validity.

The Director's conclusion is that the Headmaster was negligent to the extent mentioned in (c) above and he should make good the loss due to the theft (that is, Rs. 846), and that any punishment beyond that will not be called for. The appellant's plea is that even in respect of the 1st charge no negligence can be laid at his door and that the theft would not have occurred if the clerk had been more efficient in accounting. It is for orders whether the Director's view will be accepted in respect of this charge or the appellant's plea. If the Director's view is to be accepted, the proceedings of the Commissioner will have to be modified into one of recovery of the amount referred ^{to (Rs 846)} cancelling the portion relating to the reduction of the appellant to the status of an Asstt.

6. Having regard to the manner in which the complaints have been made and charges framed against the appellant and punishment inflicted on him, it is clear that the appellant would again be in trouble if he is restored to duty and allowed to remain in Tirupattur. ^{please see in this connection para 20 on p 59 of.} It is for consideration whether the Director's view that in the interests of the school the Headmaster may be transferred to another school may be accepted and proposals invited from the Director in that regard.

7. H.M.(E.& L.) and H.M.(L.A.) may see the case for orders.

^{perhaps}
Para 5 and 6 above. The appellant may be ^{perhaps} restored as the Headmaster of the school and one half of the loss (Rs 423) may perhaps be recovered from him. As the school year is coming to a close, it seems undesirable to effect transfers at the end of the year. The DPD may be asked to submit proposals for transfer to be given effect to during the ensuing summer vacation.

Will it not be possible to secure A above by

para 4 on p 47 of A
Vide especially sub para (vii) on pages 84-85 of
Having regard to P on pages 12-13 ante, the recovery may perhaps be limited to one half of this amount. He may also be restored to his post of Headmaster.

As Headmaster pay - Rs 2000
GAs Asst - Rs 145/-

Please see below

para 5 on p 47 of
pages 47-48 of

para 3 of
on p 16 ante

p. 12 ante =
A

(PTD)

continuing the order of the
reduction till the end of the
year

This is an appeal against the orders of the
Commissioner, Tiruppattur municipality dated 21-5-1949
reducing the appellant from the status of the permanent
Headmaster of the Municipal High School to that of an
Assistant and ordering recovery from his pay at the
rate of Rs 50/- a month in respect of the loss of funds.

On account of the reduction in status,
there has been a loss of Rs 55/- to the appellant (the
pay of the Headmaster is Rs 200/- and the maximum pay
of the L.T. Assistant is Rs 145/-). As the Government
is the Appellate Authority, orders have to be issued
on this appeal. From the latest letter received from
the appellant (p. 159 c.f.) it looks as if he is on
long leave at Vellore.

The question of transfer referred to at 'A' on p. 17 ^{ante}
~~has arisen out of~~ the recommendation of the D.P.I. on page
49 c.f.

Secretary's idea is apparently that the existing
arrangement should continue and that there should be
no disturbance until the close of the year. It is
submitted that the appellant is a Headmaster with long
experience whereas the ^{present} acting Headmaster had all along
been ^{the first} Assistant of the school until his promotion
in the present vacancy from last February. By conti-
nuing the existing arrangement till the close of the
year there will be hardship to the appellant both in
status and emoluments.

W
7-2-50

S

Wm (E.H.)
W. (L.A.)

The Headmaster of the Tirupattur Municipal
High School has been reduced to the status of an
Assistant and asked to make good the amount of

page 61-96

p4854 (A)

p3254 (A)

p4854 (A)



p4854 (A)

Rs.846/- which was stolen due to his carelessness.
The D.P.I. considers that it will be enough only to
recover the amount stolen and to transfer the Head-
master to another school.

Fourteen charges were framed against the Head-
master by the Commissioner. The D.P.I.'s report at
pp.47-49 c.f. contains a fair criticism on the find-
ings of the Commissioner, which are on appeal. It
appears established that the Headmaster could have
exercised more care to prevent the theft of money
and the loss of income from uncollected fees. His
explanation that his subordinates are to blame cannot
be wholly accepted. In the circumstances, we may
accept the D.P.I.'s recommendation and allow him to
transfer this Headmaster to another school immediately
or if this will involve dislocation, from the next
academic year. Until the Headmaster takes over
charge in the new school, he should be subject to the
reduction in Grade according to the orders of the
Municipal Commissioner.

H.M.(E. & L.)
H.M.(L.A.)

The Commr also does not
seem to be free from blame
The recommendation of the
D.P.I. may be accepted

18/2

11/2

A draft order on the lines of the D.P.I.'s
recommendations is submitted for approval.

With regard to the recovery of the loss, the
Commr's order is that recovery should be made from
the Headmaster at the rate of Rs. 50/- a month. The
Director does not make any recommendation on this
point. This rate of recovery may perhaps cause hard-
ship. If this view is accepted, the recovery may be

by instalments of Rs. 25/- a month. The point is for orders. In view of the impending transfer, the number of instalments may be fixed by the Commission. Necessary attention has been made in para 2 of the draft.

1/11/50
17.2.50

17-2-50

S / 20/2

[Faint handwritten notes, possibly bleed-through from the reverse side]

28.2.50

14242/82/50

p 1 ch
p 5 ch
p 3 ch

para 4 on p 1624/F

A

28/2



28/2

Education - Secondary - Ml. High School -
Tirupattur - Restoration of Headmaster Sri
P.Lakshminarayana Naidu - Protest of -
Councils resolution

Ref:- From the C.M.C. Tirupattur ROC.No.C2.5948/49 dated 23-2-1950.

From the Commissioner, Tirupattur Mty. Roc. C2.5948/49 d.24/2/50

The Chairman, Municipal Council, Tirupattur has forwarded a resolution of the Council protesting against the restoration of Sri P.Lakshminarayana to the Head mastership of the Municipal High School. The Council has resolved to send a deputation consisting of five members including the Chairman to meet Secy. and H.M.(E & L.). Evidently the Council does not want him to continue as Headmaster of the High School at Tirupattur. The question of transferring the Headmaster is to be pursued and the D.P.I. has already been asked to submit proposals in the matter. The Commr. may be informed of this proposal. There may be no need to receive the deputation. It is for orders whether the Commr. may be replied to as above.

2. With reference to the Commr's letter on p.5 of, he may be informed that the orders contained in G.O at (F) should be given effect to immediately -

3. Hm (E & L) may see the case for orders on A above and para 2 above.

25.2.50

25/2/50

2/22

14.7 (E & L)

Above may be done by the Chairman still want to see me the morning on a legislative day after 5 P.M.

orders on the previous 1-7-
 The drafts below are
 for approval -

1/3.50

2/3/50

5/2/3

2. With reference to the
 letter of 1.2.50, the
 information that the
 division of (F) should be
 effect to immediately
 3. After (24.2) with
 for reference on above

22.5.50

1/3/50

2/3/50

104