

1950
Edn. (~~194~~) Department.

Ms. SERIES.

G.O. NO. 719 Edn.

closed

Dated

4-3-50.

~~182~~
Suplt.
~~Sf.~~

(14)

[Despatch Abstract.]

Schools - Secondary-Aided - Danish Mission High School,
Tiruvannamalai - Termination of service of Sri S. Subramanyam,
Tamil Pandit - Petition for reconsideration of the Director's
orders - Rejected.

Back Papers.

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

Further Papers.

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

From

S. Subramanian,
Tamil Pandit,
Gandhi Memorial High School,
Tiruvannamalai.

To

The Honourable Minister for Education,
Fort Saint George, MADRAS.

Sir,

While thanking you very much for your kindness in granting me an interview, I wish to place the following for your kind consideration and favourable orders:--

*1. I was serving in the Danish Mission High School, Tiruvannamalai, since 1943 as tamil pandit.

2. I applied for a seat in the Teacher's College, Saidapet, for Pandits' Training in May, 1948, through the Headmaster and the same was duly recommended by him.

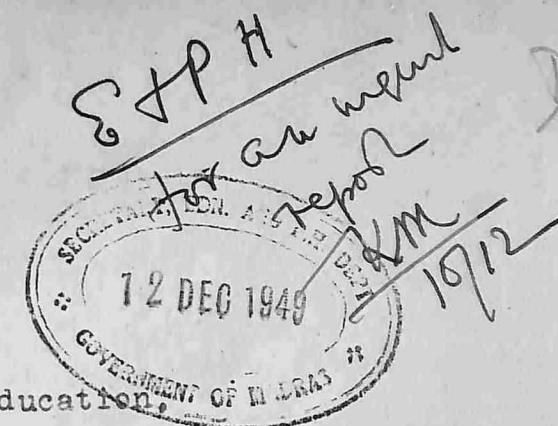
3. On 18th June, 1948, the headmaster called for me to his office room at about 10 a.m. and told me that my services in the school were terminated from that hour.

4. At that time I had not even received an order of admission from the Teachers' College nor was I sure of getting it.

5. I told the headmaster that I had not received the order for admission to the college and impressed upon him the fact that even if I got the order I would not be in a position to join the college owing to the serious illness of my father and lack of funds to prosecute my studies and requested him to continue me in service. But all my appeals fell on deaf ears.

6. Consequently I had to find job elsewhere. But I was offered only Rs.40/- the basic salary for untrained pandits. Therefore, in despair, I had to join the Teachers' College in spite of the many handicaps. God knows what troubles I had to undergo!

P.T.O.



96847
8/12

-2-

7. I appealed to the Director to direct the management to treat my period of training as study leave and to take me back in April, 1949.

8. The Director directed me to approach³ the management for reinstatement. I put in an application but received no reply. The District Educational Officer, North Arcot District, whom I met, advised me to see the headmaster in person. I did so but he was so discourteous as to refuse me even an interview.

9. Then again I wrote to the Director for redress. The only reply I got was "The Director could not interfere in the matter".

10. So, once again I had to search for a ~~broken~~ berth elsewhere. My five years service in the school has gone to waste.

11. My only prayer now is that I may be reinstated in the Danish Mission High School, Tiruvannamalai, for the following reasons:--

1. I was sent out of the school unceremoniously, without any cause being assigned for the same.

2. At that time I was a permanent servant of the school, having put in five years of hard and useful service. I was also contributing to the Provident Fund.

3. As per the terms of the contract between the management of an aided secondary school and a teacher, teachers can be sent out for the following reasons:--

1. Wilful neglect of duty; serious misconduct; gross insubordination; mental unfitness; suspension or cancellation of teachers' certificate by the Director of Public Instruction under the Madras Educational Rules.

2. With three months' notice or three months' salary
in lieu thereof for the following reasons:-
Incompetence; retrenchment; physical unfitness; or
any other good cause.

~~Moreover~~
Accordingly I should have been given a chance to defend
myself. No such thing was done.

4. I applied for Training only to satisfy the requirements
of the department of education. So the period of training
should be treated as study leave with leave to join the school
after training.

Pray for justice and fair play.

Thanking you,

Madras, 0
10-12-49.0

Yours faithfully,
S. Subramanian.

E & P.H.(B.)

Endorsement No. 96847B, /49-1 Edn. dated 13-12-49.

Referred to the Director of Public
Instruction for very urgent report.

(By order)

V. Rangaswami
Assistant Secretary to Govt.

To
The Director of Public Instruction.

Vidwan. S. Subramanian,
TAMIL PANDIT,
GANDHI MEMORIAL HIGH SCHOOL,
TIRUVANNAINALLUR.

4

14
17 JAN 1950
SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC INSTRUCTION
TAMIL NADU

To The Honble Minister of Education,
Government of Madras.

Sir,

16 JAN 1950
SECRETARY, LDR. AND P. I. DEPT.
GOVERNMENT OF MADRAS

Ref: Memorandum submitted in
person on 10.12.49.

2825
500 Sub: Removed from service with
-out proper notice - appeal against
the order of the Director of Public
Instruction - Early final order req-
-ested.

I pray the Honble Minister
for Education for his early
favourable final orders.

Thanking the Honble Minister.

Yours obediently,
S. Subramanian.

E.P.H.(B)

The matter has been referred to the B.P.G for
remarks in Emde. No. 96847B, 149-1 En dated
13-12-49 sent to him in original. He was reminded
on 16-1-50. His reply may be awaited till
13-2-50

14/1/50
17/1/50
12-1-50

18/1/50

S. A. Devanayagaiyah, M.L.A.,
NATIONAL WORKER

100, SANNIDI STREET,
TIRUPAPULIYUR.

Date 28.11.1949.

To

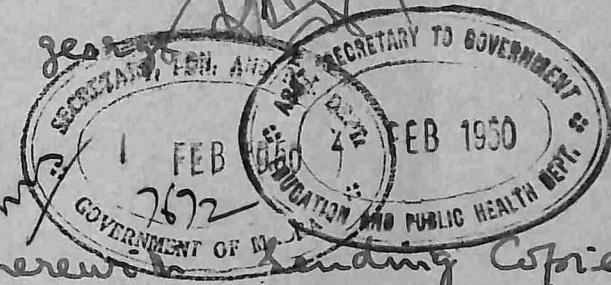
The Hon'ble Minister for Education
Fort St. George
Madras

Sir

I am herewith sending copies
of the representation sent to you
by one Sri Subramanyam S/o
Selva Sagar of Ichuvannamalai
North Arcot Dist. Sri Selva Sagar is a
very old Congress worker and has been
to jail for several times. Hence this request.

Moreover I hope the matter is also
is a very simple one and can be
redressed with out any trouble. So, I hope
you will not mind understanding
taking the opportunity of sending this
personally. Hoping to hear from you in return.
Thanking you

Yours truly
S. Devanayagaiyah



NATIONAL WORKER

100, SANNIDI STREET,
TIRUPAPULIYUR.

Date 28. 11. 1949.

96

The Hon'ble Minister for Education
Fort St. George
Madras

Swi

I am herewith sending copies
of the representation sent to you
by one Sri Subrahmanyam S/o
Setha Iyer of Ichuvannamalai
North Arcot Dist. Sri Setha Iyer is a
very old Congress worker and has been
to jail for several times. Hence this request.

Moreover I hope the matter is also
is a very simple one and can be
redressed with out any trouble. So, I hope
you will not miss understand but
taking the opportunity of sending this
personally. Hopeto hear from you in return
Thanking you
Yours truly

S. Aswananagru

From

S. Subramanian,
Tamil Pandit,
S. H. High School,
Tiruvannamalai. C.S. 1-4
South Arcot
The Hon'ble Minister for Education
Madras

ஆயா, தீய காரணம் உருவாகிவிட்டால்
மேன்மை யான பார்வைக்கு இன்னும்
சுருட்டுப் பணம் போன

[illegible]

சென்னைப் பல்கலைக் கழகம்
பொதுக் கல்வித் துறை
சென்னை

பொதுக் கல்வித் துறை
23.7.49 }
பொதுக் கல்வித் துறை,
சென்னை,
ச. சுவாமிநாதன்.

Proceedings of the Director of
Public Instruction, Madras. 8
Roc 862 B/3-48 dt 17.6.1949.

Sub: School Secondary - Aided
Service Conditions - D.H. High
School, Tiruvannamalai

Read: Endt. R.C. 689 B/48 dated
21-9-48 of the Divisional Inspector
Coimbatore.

The petitioner is informed
that the Director cannot
interfere in the matter.

V. K. Krishnamoorthy
For Director of Public Instruction

E&P.H(B)

Please see the interim reply from the D.P.I
at p. 3 ante. His final reply may be awaited
till 24.2.50.

Sd/
3/2/50.
1881
3/2/50

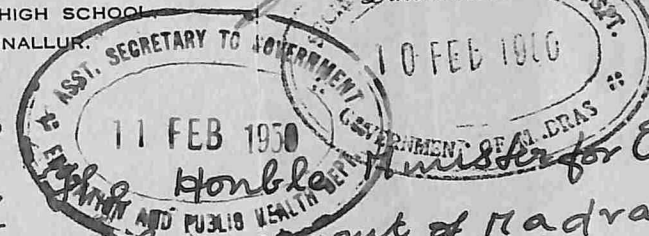
W/150

Vidwan. S. Subramanian,

TAMIL PANDIT,

GANDHI MEMORIAL HIGH SCHOOL
TIRUVANNAINALLUR.

E.P.H. To
AM
W



Government of Madras,
Madras.

Sir,

Ref:- Memorandum dated 10.12.49
10639/50 submitted in person

Sub:- Removed from service without
proper notice - Appeal against the order
of the Director of Public Instruction.

I request the Honble Minister
for Education for his favourable
early orders.

Thanking the Honble Minister,

yours obediently,
S. Subramanian

E & P. H. (B₁)

The remarks of the D.P.I. may be awaited
till 24-2-50 (vide orders at p7 ante)

15/2/50
4826
15/2/50

17/1/50

10
187
OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, M A D R A S.

Roc.No. 976 D3/49 dated 20-2-1950.

Sub: Schools - secondary - aided - service conditions - D.M.
High School, Tiruvannamalai - appeal from Sri S. Subrahmanyam, ex-Tamil Pandit.

Ref: Government Endorsement No. 96847 B1/49-1 Education,
dated 13th December 1949. *** p3 ante 10

Resubmitted.

13871
\$/
2. Sri S. Subrahmanyam was a Tamil Pandit in the D.M. High School, Tiruvannamalai from 26-7-32 to 20-6-48. He was ~~retired~~ ^{relieved} on 20-6-48 to better his prospects by undergoing the Pandit's Training at Saidapet. After joining ^{the training} course, the Pandit claimed salary in lieu of notice on the plea that the management abruptly terminated his services. After ascertaining the management's view in the matter, the Pandit was given an opportunity to get himself reinstated. The management did not take him back into their service, in the circumstances explained in the correspondent's letter No. 57/48-49 dated 3.6.1949 (copy enclosed.)

3. In the absence of any record to show that the relief was one relating to grant of leave and in the absence of the terms of leave in the agreement entered into, the relief was deemed to be by mutual consent, the management deciding the date of relief in view of their having waived the requirement of notice by the Pandit. The Pandit has therefore no claim for three month's salary in lieu of notice nor for reinstatement. The Pandit was therefore informed in Proceedings Roc. 862 D3/48 dated 17-6-49 that there was no case for the Director's interference in the matter.

4. The memorial now preferred by the Pandit does not deserve any reconsideration of the orders already passed, as no fresh grounds have been advanced.

S. P. S. S. S.
for Director of Public Instruction.

To
The Secretary to Government,
Education and Public Health Department,
Fort St. George, M a d r a s.

MB/21-2.

Copy of letter from the Correspondent, D.M. High School, Tiruvannamalai No. 57/1948-49 dated 3rd June 1949 to the Director of Public Instruction, Madras.

Sir,

Ref: Roc. 862 D3/48 dated 22-2-49 and 23-5-49.
Sub: Service conditions - Sri S. Subramanyam-
Ex-Pandit of this institution.

Sri S. Subramaniam was expected to show a change of heart after training. It may be recalled that he was relieved to go for training when the school re-opened during June 1948 as he got a seat in the Teachers' College, Tamil Pandits' Course. Immediately on relief he demanded three months' notice or three months' salary in lieu of notice and instead of asking the headmaster he sent copies of letter to the Director of Public Instruction and District Educational Officer. In as much as he has made such a demand with no reason whatever, it is clear that he has no desire to serve the institution and merely wants to tease the management and other authorities. Further it is needless to point out that he has violated the conditions of the management and has thus forfeited his claims to the institution in making such a demand.

2. This is more than confirmed by his attitude and behaviour throughout this year towards the management and the school. He has spared no efforts to spoil the reputation of the institution by distorting facts and talking in a most irresponsible manner. This is quite against the expectation of the management that he would withdraw his unfounded charges and cease to work in a defiant attitude.

3. It seems that the District Educational Officer at the time of his camp here, advised Sri S. Subramanyam to interview the correspondent, but he came to me at an inconvenient hour and that too in my house. I invited him to meet me in the office, where I can interview him with some responsible persons. For in a previous interview he did not conduct himself properly but rather gave a different colouring to what had taken place. But he did not turn up.

4. Further I understand that he has applied for work elsewhere and got even orders. If he had really meant to serve here, he would have met me in person in my office or ~~who~~ would await the orders of the department over his petition. His intention is to tease the management having no idea to serve here.

5. He wanted to be relieved some months after the re-opening of the school in 1947 although he was then a permanent member of the staff. Again in 1948 he wanted to be relieved to join the training course. When relieved, he turned upon the management and demanded three months' notice or salary in lieu thereof. He has already clearly indicated that he has no intention to serve the institution for a long time.

6. In the interest of the school, a teacher of this type would spoil the co-operation among the staff much less the tone of the school. The existing corporate spirit and homogeneous way of understanding things that are of vital import for the proper atmosphere inside the school and the good relationship between the staff and the management, would be marred, if Mr. S. Subrahmanyam is taken back. Hence I regret it is not possible to appoint him.

Sd. X
CORRESPONDENT. X

(TRUE COPY)

for Director of Public Instruction.

MB/21-2.

Copy of letter from the Correspondent, D.M. High School, Tiruvannamalai dated 27-1-49 dated 27-1-49 to the Director of Public Instruction, Madras.

Ref: No. 282 D3/48 dated 22-2-49 and 22-2-49.
Sub: Service conditions - Sri S. Subramanyam.
Ex- audit of this institution.

Sri S. Subramanyam was expected to show a change of heart after training. It may be recalled that he was relieved to go for training when the school re-opened during June 1948 as he got a seat in the Teachers' College, Tamil Nadu, Coimbatore. Immediately on relief he demanded three months' notice or three months' salary in lieu of notice and instead of asking the headmaster he sent copies of letter to the Director of Public Instruction and District Educational Officer. In as much as he has made such a demand with no reason whatever, it is clear that he has no desire to serve the institution and merely wants to leave the management and other authorities. Further it is needless to point out that he has violated the conditions of the management and has thus forfeited his claims to the institution in making such a demand.

This is more than confirmed by his attitude and behaviour throughout this year towards the management and the school. He has spared no efforts to spoil the reputation of the institution by distorting facts and talking in a most irresponsible manner. This is quite against the expectation of the management that he would withdraw his unfounded charges and cease to work in a defiant attitude.

It seems that the District Educational Officer at the time of his camp here, advised Sri S. Subramanyam to interview the correspondent, but he came to me at an inconvenient hour and that too in my house. I invited him to meet me in the office where I can interview him with some responsible person. For a previous interview he did not conduct himself properly but rather gave a different colouring to what had taken place, but he did not turn up.

Further I understand that he has applied for work elsewhere and got even orders. - If he had really meant to serve here, he would have met me in person in my office or would have sent the orders of the department over his petition. His intention is to leave the management having no idea to serve here.

He wanted to be relieved some months after the re-opening of the school in 1947 although he was then a permanent member of the staff. Again in 1948 he wanted to be relieved to join the training course. When relieved, he turned upon the management and demanded three months' notice or salary in lieu thereof. He has already clearly indicated that he has no intention to serve the institution for a long time.

In the interest of the school, a teacher of this type would spoil the co-operation among the staff much less the tone of the school. The existing corporate spirit and homogenous way of working things that are of vital importance for the proper functioning inside the school and the good relationship between the staff and the management, would be marred. If Sri S. Subramanyam is taken back, I regret it is not possible to appoint him.

2/4/50

12

Edn (B) Deptt.

Schools - Secondary - Aided - Danish Mission High School, Tiruvannamalai - Termination of service of Sri S. Subramanyam, Tamil Pandit - Petition for reconsideration of the Director's orders - Rejected.

M-34

Petition dated 10-12-49 from Sri S. Subramanyam, Tamil Pandit, Gandhi Memorial High School, Tiruvannamalai.

10/4

From the B.P.S. No. 976 D3/49 dated 20-2-50.

A 3/2/50

Order No. 719 Ms Edn. dated 4-3-50

The petition is rejected

To The petitioner The D. R. 23/50. 6/3/50 2/3/50 2/3/50

Schools - Secondary - Aided-Danish Mission High School, Tiruvannamalai-Termination of service of Sri S.Subramaniam, Tamil Pandit - Appeal.

Petition dated 10-12-49 from Sri S.Subrahmanyam, Tamil Pandit, Gandhi Memorial High School, Tiruvannai-nallur.
From the D.P.I. Roc.No.976 D3/49 dated 20-2-50.

Sri S. Subramanyam, Ex-Tamil Pandit in the ~~Danish Mission~~ High School, Tiruvannamalai, has petitioned to the Govt.against the termination of his appointment in June 1948, when he proceeded for undergoing Pandits' training in the Teachers College, Saidapet. He points out that he underwent Pandits' training only to satisfy the departmental requirements and requests that he may be reinstated for the reasons given in the concluding para of the petition.

2. He is not eligible for any study leave and if he had no leave to his credit according to the ^{terms} of agreement entered into with the management, he should have settled with them before he proceeded for the training as to how the period of absence would be treated and whether he will be allowed to have ~~lien~~ a lien on his appointment. The D.P.I. has reported that the petitioner was relieved by the management, ~~at his own request to enable him to undergo Pandits' Training to better his prospects and that subsequently he claimed three months' pay on the ground that he was discharged from service without proper notice. When this matter was represented by the petitioner to the D.P.I., the latter suggested to the management to consider the question of reinstating him. But as the conduct of the Pandit was not satisfactory and as his reinstatement might ~~disrupt~~ disturb the smooth working of the school, the management expressed their inability to take him back -vide correspondant's letter on page 11 cf. The Director was apparently satisfied by their explanation and passed~~

M-1-3 cf

p10 cf

M-1-3 cf

p3 cf

M-2-3 cf

Gao.No 694 Edn/B
30-3-48

p10 cf

p11 cf

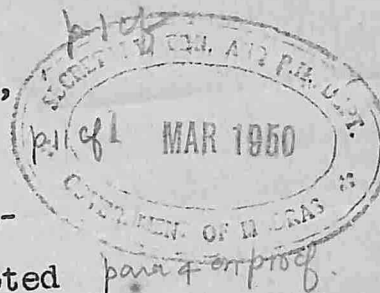
para 3 on p10 cf

orders that he could not interfere in the matter.

3. The D.P.I. is the appellate authority and he has declined to interfere. He considers that there is no case for revising his orders in the matter as the petitioner has not adduced any fresh grounds for reconsideration. As the petitioner is already employed elsewhere and as the management of the D.M. High School, Tiruvannamalai seem to have sufficient justification in having refused to reinstate him, it is for consideration whether the Director's recommendation may be accepted and the petition may be rejected.

The file may be circulated to H.M.(E.&L) for orders with reference to his minutes on page 1 of.

C.No 9684TB/49



28-2-50

May agree with DPT
14.17 (E & L)

1/2
1/3

A draft order is submitted below for approval

28/3/50

2/3/50