

Educational (1895) Department.

ORDINARY MS.

G.O., No. 731,

Dated 3rd Sep. 1895.

INDEXED.

516

[Despatch Abstract.]

EXEMPTION FROM THE EXAMINATION RULES

Informing the Lieutenant-General Commanding the Forces that there is no longer any necessity to make applications to this Government for the -- of unpassed men who may be temporarily employed as clerks in the Military offices in the Madras Command.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	CN ^o 828/97						

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FOR ORDERS

In the accompanying telephonic message, the Lieut.-General Commanding the Forces, Madras, enquires whether in view of changes in army re-organization from 1st April last, it is still necessary to obtain sanction of the Madras Govt. to the temporary employment of unpassed men as clerks in military offices in his command.

The point which is raised is apparently that the local Govt. has now no control over military establishments inasmuch as they are directly under the control of the Govt. of India and his consequently no power to require that clerks employed in the military offices should have passed the educational tests necessary in the case of clerks in Civil Offices subordinate to this Govt. It is submitted that this contention must be admitted. The power of Govt. to exercise control in this respect prior to last April is apparently based upon sec. 31 of the Statute 38 of George III, Chap. 5.

This

The Govt of Madras has no power to interfere with regard to clerks in military offices but the Govt of I will probably allow our exam. rules to stand provided if the Lt Genl asks.

JG
26/8

Ed. Clerk

I suppose the point is that
the local Govt. has no control
of military establishments
now as they are under the
Govt. of India & has consequently
no power to require redemption
from opium sales, as it had
before the 1st April - and the
matter of requiring it may be
left to the Govt. of India
or may be referred to the
Govt. of India for their
to consider the matter of
the opium sales.

1-5-11

NOTE FOR THE UNDER SECRETARY.

The point is as rightly presumed by the U.S. that the military establishment is now under the direct control of the Govt of India and that it need not conform to ~~the~~ Enam's rules of the Govt of Madras.

The A.G.'s office is under the direct control of the Govt of I. and is subject to the Enam's rules of the Madras Govt. Please see the Govt. letter printed in G.O. No 29th Oct 1879 no 2065 Financial. For the reasons there set forth for the enforcement of the Enam. rules in the A.G.'s office - the military offices in the Madras Presidency should ^{now} be held ^{now} subject to the Enam's rules.

I doubt

Know how the Army reorganization
Scheme affects the position of the
military office clerks but there
seems to be no necessity to consider
the point.

7/18
17/8

Code
(Class.)INDIAN TELEGRAPHS. Monthly
Number.

To

(Office)

Telephonic from message

Words.

Day.

Hour.

Minute.

Of

Instructions.

To

(Person)

The Chief Secy to Govt

From

(Person)

The Lt Genl Comdg

No-1397 B D 14th August 1895 x

82 Word Form.

In view of changes in Army reorganisation from 1st April last please say whether it is still necessary to obtain sanction of Madras Govt to temporary employment of unpassed men as clerks in military offices in his command.

Recd. from

I.N.

Sent to

I.N.

At

Hrs.

Mts. by

At

Hrs.

Mts. by

Telegraph Master.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	CN 828/97						

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FOR ORDERS

In the accompanying telephonic message, the Lieut.-General Commanding the Forces, Madras, enquires whether in view of changes in army re-organization from 1st April last, it is still necessary to obtain sanction of the Madras Govt. to the temporary employment of unpassed men as clerks in military offices in his command.

The point which is raised is apparently that the local Govt. has now no control over military establishments inasmuch as they are directly under the control of the Govt. of India and has consequently no power to require that clerks employed in the military offices shall have passed the educational tests necessary in the case of clerks in Civil Offices subordinate to this Govt. It is submitted that this contention must be admitted. The power of Govt. to exercise control in this respect prior to last April is apparently based upon sec. 31 of the Statute 33 of George III, Chap. 52.

This

The Govt of Madras has no power to interfere with regard to clerks in Military Offices but the Govt of India will probably allow our exam. rules to stand good if the Lt Genl asks.

JG
26/5

This has however been repealed by the
Madras and Bombay Armies Act, 1893,
56 and 57, Victoria, Chap. 62, and under
para 19 of the notification of the
Military Dept. of the Govt. of India,
dated 26th October 1894, No. 981, **vide bound file*
Organization. Questions which have hitherto

"been referred by the Commander-in-

"Chief of the Madras and Bombay Armies

"to the Military Departments of the

"Govts. of those Presidencies will in

"future be decided locally or referred,

"where necessary through the Commander-

"in-Chief in India to the Govt. of

"India." Questions of exemptions

from examination rules were prior to

the first of April last referred by

the Commander-in-Chief to the Military

Dept. which in turn transferred the

paper to the Educational Dept. from

which it was ultimately transferred

to the Military Dept. and then com-

municated to the Commander-in-Chief.

It appears therefore that Govt. has

no longer any right to insist upon

educational qualifications in the

clerks employed in the Military offices

in this Presidency. It is strange

that the matter was not brought to

notice

notice at an earlier date; but there
appears no doubt as to the answer which
should be given to the Lieut.-General.

22/8/95

Re. the employment of unpassed men

in Military Offices

When given

When or

When

Educational

ORDER D 3^d Sept 1895, No 731.

(FOR ORDERS)

The Lieut.-General Commanding the Forces will be informed that the Govt. ~~Command~~ ^{Authority} has no longer ~~to~~ insist upon educational qualifications in the case of clerks employed in the military offices in the ^{Madras} Command. Prior to the introduction of the Army Re-organization scheme, control of this ^{matter} ~~was~~ was legal under sec. 24 of the Statute 38 of George III, Chap. 53, the material portions of which have however since been repealed by the Madras and Bombay Armies Act of 1893, (56 and 57, Victoria, Chap. 63.) Further, para 19 of the notification of the Military Dept. of the Govt. of India, dated 26th October 1894, No. 987, organization, expressly states that "questions which have hitherto been referred by the Commander-in-Chief of the Madras Army to the Military Dept. of the Govt. of that Presy. should in future be decided locally or referred where necessary through the Commander-in-Chief in India to the Govt. of India Questions relating to exemption from examination

C23/6
2/7/95

Examination of 1277 under this
 and there is this to larger
 application for
 exemption to the Govt. of India
 rule of 1857 apply to the
 in military service without the
 of the Govt. of India.

(From order)
 2/9/55
 The Lieut. Genl. Comd. Dept.
 Copied 2/9/55
 5/9.

CS
 (FROM ORDERS)
 ms

When given for copying
 When copied
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189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
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LETTER OF GOVERNMENT.							
STATEMENT WITH DITTO.							
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