Educational (1896) Department.

ORDINARY MS.

G.O., No. 199

Dated 1st April 1896

INDEXED.

[Despatch Abstract.]

PETITION.

Declining to interfere on behalf of Rempen, a peon of the Government Training School, Coimbatore, claimimg arrears of pay.

BACK PAPERS.

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

FURTHER PAPERS.

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

RR 11,284/95

Edn.

Current No. 686

From

Kemper
Peon for Training
School
Coimbatore

Rd 24/8

Public Instruction 23 AUG 95 Madras

Endt. No. 1948

Referred to the Director of Public Instruction for report as to where the original of the petition is.

(By order)

Ag Under Secretary.

Ootacamund
20th August 1895

Dated 6.6.95
Recd. 12/6
Encls 2.

Subject.
Appeal against his transfer on reduced pay.

R.S.
13.vi.95

Contd. G.O. [illegible] No. 2165/96

Duplicate

Current No. 686

TO

His Excellency the Governor-in-Council,

FORT ST. GEORGE,

OOTACAMUND.

CHIEF SECRETARY
8 JUN. 1895
GOVERNMENT OF MADRAS

The humble petition of Kempan Peon Government Training School, Coimbatore and late Peon, Office of the Sub-Assistant Inspector of Schools Coimbatore and Nilgiris.

MOST RESPECTFULLY SHEWTH,

1. That the Petitioner is charged with having addressed Government regarding his undisbursed pay when he had received arrears of pay due to him and therefore he is transferred on reduced pay, from Peon, Sub-Assistant Inspector's Office on Rs. 8 to Peon, Training School on Rs. 6 (Vide enclosure in original); and it is against this order of reduction that Petitioner begs to appeal.

2. Petitioner was in the Office of the Sub-Assistant Inspector of Schools and accompanied him in a certain tour which gave rise to false diary by the Sub-Assistant Inspector, which was enquired into by the Inspector of Schools, before whom Petitioner had to speak the truth, though it was against the Sub-Assistant his immediate superior. Consequently the Sub-Assistant Inspector did not, out of grudge, give him his pay for December 1893, January, April and May 1894, and without obtaining orders for suspending Petitioner even required Petitioner not to come to Office from 16th April.

3. And upon this the Inspector simply ordered Petitioner to do duty in the Office of the Assistant Inspector of Schools, pending disposal by the Director of Public Instruction of the *False Diary Case* against the Sub-Assistant.

4. The Petitioner at first asked the Sub-Assistant in writing for his pay, then appealed to the Assistant Inspector and the Inspector, and lastly to the Director of Public Instruction and even telegraphed to the last afterwards. Petitioner had no order till 10th May. Then *and only then* Petitioner addressed Government—the only course open to all Government servants. This petition was returned to Petitioner with G. O. No. R. 81, dated 19th May 1894, for resubmission through the Director; and it was so resubmitted. And the disposal of the said petition to Government was the Director's order reducing Petitioner from Rs. 8 to Rs. 6.

5. Your Excellency's Petitioner appealed to Government on 11th May 1894. A part of arrears of pay due to him was disbursed to him only in September following. Hence Petitioner cannot be said to have addressed Government, having had his arrears of pay. There is still a balance of Rs. 13—8—8 due to Petitioner.

6. Petitioner in conclusion, respectfully prays that your Excellency, will be graciously pleased to direct Petitioner's reinstatement as Peon in the Office of the Sub-Assistant Inspector of Schools, Coimbatore, and payment to him of arrears of pay still due to Petitioner.

7. For which act of kindness, Petitioner shall, as in duty bound, ever pray.

Coimbatore
(6th June 1895)

கெம்பன்

Peon Training School,
Coimbatore.

L. S. PRESS, COIMBATORE.

Ed. Cor. / 17. 2,000—29-3-94.

CURRENT No. 295

189 .

Educational Department.

From

THE DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To

THE HONORABLE THE CHIEF SECRETARY
TO GOVERNMENT,
Fort St. George.

DESPATCHED
-3 MAR. 96

No. 2165

memo 1948 / 26-8-95

42/96

Dated 2nd }
Despatched 3rd } March 1896.
Received 4.3.96
Reg. 4.3.
Incl. [illegible]

CHIEF SECRET
4 MAR. 189
No.
GOVERNMENT OF

ENCLOSURES. 16/17

Subject.

Returning with remarks appeal petition from Kempan, peon, Government Training School, Coimbatore, and late peon, office of the Sub Assistant Inspector of Schools Coimbatore and Nilgiris claiming arrears of pay due to him.

42: 22-1-96 [illegible]

Read cno 686 of 95 & this

[illegible]

Order / misc No. 199 d/1 April 96

28/3/96

The Govt. declines to interfere in the petrs behalf

21/3/96

28.

13/3

Note

This is another case arising out of the disagreement between the Sub-Asst Inspector of Coimbatore & Nilgiris and this Office - vide G.O. no 42 Ed. d. 22 Jany 96 -

To

The letter }
- D.P.I. } [illegible] } Desp'd 6/4/96
with enclos. retd.

Educl. Clerk

[illegible] the [illegible] - [illegible] [illegible] [illegible] [illegible]

31/3

The enclos. except cno 686 of 95 may be returned to the D.P.I.

TO

His Excellency the Governor-in-Council,

FORT ST. GEORGE,

OOTACAMUND.

The humble petition of Kempan Peon
Government Training School, Coimbatore and
late Peon, Office of the Sub-Assistant Inspec-
tor of Schools Coimbatore and Nilgiris.

MOST RESPECTFULLY SHEWTH,

1. That the Petitioner is charged with having addressed Government regarding his undisbursed pay when he had received arrears of pay due to him and therefore he is transferred on reduced pay, from Peon, Sub-Assistant Inspector's Office on Rs. 8 to Peon, Training School on Rs. 6 (Vide enclosure in × original); and it is against this order of reduction that Petitioner begs to appeal.

× attached to the Duplicate copy of petition to Government.

2. Petitioner was in the Office of the Sub-Assistant Inspector of Schools and accompanied him in a certain tour which gave rise to false diary by the Sub-Assistant Inspector, which was enquired into by the Inspector of Schools, before whom Petitioner had to speak the truth, though it was against the Sub-Assistant his immediate superior. Consequently the Sub-Assistant Inspector did not, out of grudge, give him his pay for December 1893, January, April and May 1894, and without obtaining orders for suspending Petitioner even required Petitioner not to come to Office from 16th April.

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6. Petitioner in conclusion, respectfully prays that your Excellency, will be graciously pleased to direct Petitioner's reinstatement as Peon in the Office of the Sub-Assistant Inspector of Schools, Coimbatore, and payment to him of arrears of pay still due to Petitioner.

7. For which act of kindness, Petitioner shall, as in duty bound, ever pray.

Coimbatore
6th June 1895

கெம்பன்

Peon Training School,
Coimbatore.

L. S. PRESS, COIMBATORE.

Enclosure II

1896
Dl.
Enclos. No. 14
O. No. 298

(Encl. to D.P.I's
letter No. 2165/96)

Enclosure 3.

PUBLIC INSTRUCTION OFFICE
MADRAS.

Proceedings of the Director of Public Instruction.

Dated 19 Feb. 1895.

REFERENCE.—

No. 1984

Officer.—

No.—

Date.

Read the following Endorsement of the Inspector of schools, Southern Circle Nos. 4814 and 6577 dated 7th July and 9th October 1894.

Kempen having received the arrears of salary due to him the Director does not consider it necessary to submit his petition to Government

2. The conduct of Kempen towards the sub Assistant is most reprehensible. He should be transferred to the Training school Coimbatore or elsewhere on reduced pay

(Sd.) D. Duncan
Director of Public Instruction

(True Copy)

To
The

D Duncan
Director of Public Instruction

Ed. Cor. 1 (a) 5,000—29-11 95.

Enclosure III

From

THE DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

THE INSPEC OF SCHOOLS,
Circle, and others.

No.

Dated
Despatched
Received

ENCLOSURES.

Subject.

1896
Edl. Dept
Enclos. No. 13
To
G. No. 295

ndo. D.D.P.I's
tter no. 2165/96

295

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras, 2nd March 1896.

No. 2165

From
THE HONORABLE MR. D. DUNCAN, M.A., D.Sc.,
DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To
THE HONORABLE THE CHIEF SECRETARY TO GOVERNMENT,
FORT ST. GEORGE.

SIR,

In returning endorsement No. 1948, Educational, dated 20th August 1895, I have the honour to submit the original petition of Kempen, peon, Government Training School, Coimbatore, and late peon, office of the Sub-Assistant Inspector of Schools, Coimbatore and Nilgiris, Enclosure II with the following remarks.

2. What the petitioner alleges in paragraph 1 of the petition is as misleading as it is untrue; for it it will be seen from this office Proceedings No. 1984, dated 19th February 1895 (Enclosure III) and from the Inspector's official Memorandum No. 2258, dated 31st March 1895, that his transfer on reduced pay from the Sub-Assistant's office to the Training School, Coimbatore, was intended as a punish-

ment

Ed. Cor. 15 (b) 1,500—17-11-94.

punishment for gross insubordination to the Sub-Assistant and neglect of duty, and not for his having addressed Government as he alleges. He was entertained in the office of the Sub-Assistant Inspector of Schools, Coimbatore, in February 1890. Between 1890 and 1894 he absented himself from duty seven times for an aggregate period of nearly six months, on the plea of illness or private affairs, and he did so just when he had to accompany the Sub-Assistant to the Hills or to malarious parts. Besides frequent absence and neglect of duty, Kempen behaved impertinently towards his superiors and the relations between him and the Sub-Assistant became so strained that the latter had to suspend him from duty and finally to request his transfer elsewhere. Owing to the malarious character of a part of the Coimbatore Range the peon attached to this Range was in receipt of Rs 8 per mensem while the peons on the establishment of the other Sub-Assistants draw only Rs 6. Taking into consideration the insubordinate conduct of Kempen, his poor health and the excuses he put forward when required to accompany the Sub-Assistant through the Kollegal and Satyamangalam Talugs, I had to direct his

transfer

transfer to less important work.

3. In paragraph 2 of the petition Kempen compl that the Sub-Assistant Inspector had a person grudge against him and withheld his pay for December 1893 and January, April and May 1894. This statement also is misleading. It will be seen from Kempen's petition to the Assistant Inspector of Schools, Eighth Division, dated 25th May 1894 (Enclosure IV) that he received his pay up to 19th December 189 and that he refused to take Rs 12-3-1 drawn for portions of January and February 1894, the balanc of pay for the rest of the time being withheld for absence without leave, pending the orders of the Inspector of Schools (Vide the Sub-Assistants letters Extra No. 1 and No. 355 dated 19th February and 16th March 1894 and the Assistant Inspector letter No. 2941 of the 2nd July 1894, Enclosures V, VI & VII). On the 30th July 1894, Kempen was paid Rs 7-13-10 being the pay due to him from 1st to 14th April and from 16th to 31st May. The interval i.e. from 15th April to 15th May was the period during which he was under suspens from duty for gross insubordination; for which no pay was drawn, pending the order

of

of the Inspector of Schools (Vide the Sub Assistant's letter no. 546, dated 16th April 1894, Enclosure XII. The periods of absence without leave and suspension should be considered as time spent on leave without allowances

4. With reference to paragraph 3 of the petition, I beg to observe that Kempen was transferred to the Assistant Inspector's office after the period of suspension from duty at the special request of the Sub Assistant that this troublesome person might not be sent back to him. (Vide paragraph 8 of the Assistant Inspector's letter, Enclosure VII). This peon was a mere tool in the hands of the clerk, whose petition was disposed of in G.O. no. 42, Educational, dated 22nd ~~ult~~ January last as is evident from paragraph 9 of the Assistant Inspector's letter (Enclosure VII).

As to the false diary case referred to, there was no evidence against the Sub Assistant who was, however, transferred to another Range.

5. As regards paragraph 4 of the petition I find that ~~that~~ the first petition of Kempen to the Director, though dated 22nd April 1894, was received in this office only on the 22nd May 1894 (Enclosure XIV) and was referred on the

His petn was received direct; but Govt. said he should submit it thro' the D.P.I. vide G.O. 81/19-5-94 R.; so he submitted one thro' the D.P.I. after the receipt of the G.O.

same

same date to the Inspector of Schools, Southern Circle, for remarks. Without waiting for orders for a reasonable time he submitted on the 8th June 1894 a petition to Government dated 11th May 1894 (Enclosure XV) which was also referred to the Inspector of Schools for early report. In July following the Inspector returned the petition with his remarks on the Assistant Inspector's report and with the recommendation that the peon be transferred to another Sub-Assistant's office as a punishment. On receipt of further report from the Assistant Inspector (enclosure XVI) that the arrears of pay due for portions of January and February were disbursed to the peon, it was considered unnecessary to submit the first petition dated 11th May 1894 to Government.

6. The balance of Rs 13-8-8 claimed by the petitioner as being still due to him relates to the different periods during which he was absent without leave, and on suspension from duty (Vide Enclosures VII paragraph 11 and Enclosures VIII and XIII), and the claim is therefore inadmissible

7. In these circumstances I consider it inexpedient to retransfer Kempen to the Sub

Assistant

assistant Inspector's office & prayed for by him. When he absented himself frequently the Sub Assistant should have replaced him by a competent man. It was the Sub-Assistant's weakness I think which set his clerk and peon against himself and emboldened them to prefer false complaints against that officer.

I have the honour to be,

Sir,

your most obedient servant

D Duncan

Director of Public Instruction

When given for copying ______
When copied ______
When examined ______
When signed ______
} 189

Read again G.O., No. 189 , DATED

Current No.

Enclosures to C. No

Order of Government .. .. .. A A A A A A A

Letter of Government.

Statement with ditto.

Papers not filed up, being meant for despatch in original.

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only