

Educational (1896) Department.

ORDINARY MS.

G.O., No. 343

Dated 10th June 1896

INDEXED.

[Despatch Abstract.]

PRECIS-WRITING TEST.

Deciding that A.Sivakolundu Mudaliyar, Huzur Treasurer, Tanjore district, is exempt from passing the ---.

BACK PAPERS.

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

FURTHER PAPERS.

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



Proceedings of the Board of Revenue

(Land Revenue),

Dated 18th April 1896,

No. 1830 ^{Mis.} Routine.

READ *Letter from G. Stokes Esquire, Collector of Tanjore, to the Secretary to the Commissioners of Land Revenues, Madras dated 1st April 1896 Ref on Cur No 752 996.*

Resolution.

Submitted for the orders of Government with reference to G.O No 694 Educational, dated 16th August 1895, whereby the exemption of Mr R. R. Sankaralingam Mudaliar from the Precinct Test was limited to one year. His contention is that he is exempted from the Precinct Test, so far as ministerial appointments are concerned, since he was drawing more than Rs 80 per mensem on 1st July 1894. But this should have been put forward last year when the question first arose.

(True Extract)

To the Chief Secretary to Govt Educational Department with letter and 2 Encls as might be reqd.
To the Collector of Tanjore.

Reelan
By Secretary.

1896.
Board of Revenue
(Land Revenue),
MADRAS.

Current No 538.

Edcl Dept

To

The Chief Secretary to Govern-
ment (Education Dept)

694/95 = Cus 511/96

Recd 22/4/96

Proceedings, dated 18th April 1896,
No. 1830 Mis Routine.
Encls. 2

Subject.

Submitting for the orders of
Government letter from the Collector
of Tanjore regarding the exemption
from the Precis Writing Test of
Mr R. S. Sivakolunda Mudaliar
late by Sub. Registrar of Nagapattinam
and present Deputy Treasurer
Tanjore Dt.

[G.]
[25 A.]
1,000-21-3-96.

Edcl - DEPARTMENT.

C. No. 538

FOR ORDERS.

A. Sivakolunda Mudaliar, permanent
Tanjore Treasurer of Tanjore was exempted
in go. 694. Ed. 16. 8. 95 for one year, from
passing Precis - Writing Test.

He failed in the examⁿ, owing he
says (though of course this is his own
account & no report from the examiners
on the matter is available) to his
having a shillens which prevented
him from writing properly. (Candidates
are required to "write legibly").

He now comes up & says that,
as he represented to the Collector
before, he is really exempt from
passing the examⁿ. Under the rules,
& need never have been ordered to
go up for it.

His contention is ~~that~~ based on
the wording of the first item in the
special test schedule on page 38.
go. 317. Ed. 9. 5. 94. This says In July

1894 he was a Sub Registrar. Sub-Regis-

ters are clearly not ministerial officers,
(Art. 43. C.S.R.) & they are not mentioned
in the list in col. 2. of the schedule of
officers who are required to pass the
test. They are thus clearly exempt from
it, & the order of the I.G. of Reg. to
that effect quoted in these papers is right.

Had the man remained a Sub Registrar, he
B. never have had to pass the test. But

in July 1895 he was appointed Angus Treasurer.
This is clearly a ministerial post, & therefore
under col. 2. of the schedule, the man must
pass Pécia - writing to hold it. [Mr. Stokes

appears to doubt whether a man who is
qualified for service in one dept. need
pass the tests required in another dept.
before being appointed to it. There
seems to be no doubt that he must.

Otherwise a Sea Customs Supts. or a Tailors
who had passed Sea Customs or Tail Test only
might claim that as they were qualified
for promotion in their former depts. they
were eligible for appointment as Deputy
Masters, or Sub Judges. If this was
allowed the Special Test Rules might
as well cease to exist.]

The man now claims exemption on
ground that on 1st July 1894 he was in

FOR ORDERS.

H. E. THE GOVERNOR.

THE HON'BLE MR. H. W. BLISS, C.I.E.

THE HON'BLE MR. J. GROSE, C.I.E.

This contribution cannot be
allowed.

JS

30/5/96

Receipt (vide again bottom of page
38 of G.O. ^{317. Ed.} _{25.74}) of more than Rs. 80
per mensem. But this proviso
only applies to those who were
at that time, & does not seem to
help the pet'r.

It might perhaps be urged that
if it applies to ministerial officers it
surely applies to non ministerial
officers, as the latter by the positions
they hold may be assumed to be in
less need of passing the test than
the former. If this is admitted

a further question arises — whether
pet'r. can be said to have been in
receipt of a "salary" of more than
Rs. 80. per mensem on 1st July
1894. He was at that time only
in receipt of an actual salary of
Rs. 45, but he says that he
received commission which
averaged Rs. 50. He says that his
salary should be considered to be
the sum of these two amounts
under Art. 430 (b) of the C.S.R.
This article, it is submitted, has
no bearing on the question, for it

Merely says that service paid partly by Commission & partly from General Revenue is qualifying service for pension.

The question whether this commission should be considered to be salary for the purpose of the Pub. Service & Gen. Test Act has not before arisen, but it is submitted that it should not be. It will introduce an element of uncertainty into the rules.

The pet^r therefore seems to fail all along the line, & the pet^r to be required to pass précis - writing. In consideration of his sickness at the last examⁿ. he may, however, perhaps be allowed another year in which to pass.

Gov^t. when granting the 1895-96 year grace said that no further exemption would be granted. There is no doubt that the pet^r was incapacitated as alleged by him. 20
28/5/96

An exemption from the précis - writing test.

Honble Mr. Bham C J 2
12/6
AM
(for orders)

I think that in the case of sub registrars the Commission must be regarded (for these purposes) as an integral part of the pay. Sub Registrars are always provided with reference to their pay at one rate to their pay + commission. He was drawing 45 + 50. He was not required to pass in précis.

29
30/5/96
Have no objection
29
4/6/96

C 215-11/10 4/11

[G.
24.
500-22-4-96.

Edu^t DEPARTMENT.

Papers to be read in proceedings:-

Again G.O., dated	189	, No.
Again G.O., dated	189	, No.
Current No. 538	of 1896, dated	, from
" "	" 189 , "	" "
" "	" 189 , "	" "

ORDER. N^o 343 D 10^o June 1896.

The Collector of Danjore appears to entertain a doubt whether an officer who is qualified for service in a particular ^{appointment} post in one Dept. should be required to pass the tests prescribed for posts in another Dept. ^{before appointment to such posts}. The Gov^t. considers that it is clear that he should. The pet^r. in the present case accordingly rendered himself liable to the examⁿ. rules laid down for ministerial officers as soon as he left the post of Sub Registrar (which is non ministerial) & ^{took up} became the appointment of a Deputy Treasurer, ^{which is} a ministerial office. One of these rules requires certain ministerial officers (vide the first item of schedule on page 38. of G.O. 37. Ed. 9. 5. 94) to pass the précis - writing test. 2. The pet^r. however claims ^{from this test} exemption on the ground that

on 1st July 1894 he was in receipt of a salary of more than Rs 80, as he was a Sub Registrar drawing a pay of Rs 45, & earning a commⁿ of Rs 50. This exemption only applies to ministerial officers, but it may be perhaps be equally conceded to non ministerial officers as well.

3. If this be granted the only question which remains is whether the pet^r's emoluments, part of which consisted of a fluctuating commⁿ can be said to have been more than Rs 80. on 1st July 1894. The Govt. considers that this commⁿ may be considered to form part of an officer's salary for the purpose of the Commⁿ rules, & is accordingly pleased to decide that the pet^r. A. Irakolunda Mudaliar is exempt from the pecis writing.

1896 9/6/96 (from orders)
 B^d of Rev. (L.R.) Desd^d
 15/6/96
 with three enclos:

Exemption from
 pecis - writing

CS
 mis / from orders

Handwritten notes in margin, including "from orders" and "B^d of Rev. (L.R.) Desd^d 15/6/96".

Handwritten notes in margin, including "B^d of Rev. (L.R.) Desd^d 15/6/96".

Handwritten notes in margin, including "B^d of Rev. (L.R.) Desd^d 15/6/96".

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

189

READ AGAIN G.O., No. 189

DATED

CURRENT No.

ENCLOSURES TO G. No

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH BITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

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