

Educational (1897) Department.

ORDINARY MS.

G.O., No. 622

DATED 3-11-97

INDEXED.

1-11-97



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[Despatch Abstract.]

Informing the D.P. I that the Govt has no power to sanction the payment of an allowance to Sergeant B. Reynold of the College of Engineering for having discharged the duties of the Supt. of military students during the absence of Sergeant Goddard on leave.

BACK PAPERS.

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

FURTHER PAPERS.

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

Educational (1897)) Department.

CURRENT No.

From

The Dir. of Pub. Instruction,
Madras.

Order.

No. 10355

Dated 8 September 1897.

Received 20 SEP 1897

Registered 20 Sept 1897.

Enclosures 1.

Spare copies

SUBJECT.

Requesting that the
sanction of the Government of India
may be obtained for Sergeant Reynolds for
holding the post of Superintendent of
Military students, College of Engineer-
ing, temporarily.



BACK PAPERS.

G.O.	No.	Department.	Date.
22.8	300-A	Ed	28-10-72
"	328	"	27-5-86.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras 8th September 1897.

No. 10355-



From

J.B. Bilderbeck Esqr. M.A.
THE HONOURABLE MR. D. DUNCAN, M.A., D.Sc. LL.D.,

AG. DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

The Secretary to Government,

Local and Municipal Department,

(Thro' the Accountant General).

SIR,

With reference to the enclosed copies of letters from the Accountant-General, Madras, declining to pass to Sergeant B. Reynolds any acting allowance as Superintendent of Military Students in the College of Engineering, during the absence on privilege leave of Sergeant Goddard, I have the honour to make the following observations.

2. It will be seen from G.O. No 300-A Educational, dated 28th October 1872, that the Military students of the College were till 1872 under the supervision of a military officer styled "Sergeant Major" and that, on the abolition of this post, the students were placed in charge of a military member of the subordinate teaching staff to whom a special allowance was sanctioned as remuneration for the additional duties devolving on him. Sub-conductor Milne, the second Assistant Instructor, was the first military officer who was allowed an additional allowance of Rs. 50 per mensem for superintending the Military students. But on the reorganization of the College in 1886, the salaries of the teaching staff were revised and a special allowance of Rs. 20-40 was assigned to the Superintendent of Military students and drawn from 1st January 1886, vide G.O. No 333, Financial of the 27th May 1886. The duties of

this

this officer^{as} described in the Principal's letter, recorded in the order just referred to, show clearly that the office of Superintendent of Military students is entirely distinct from that of any Instructor attached to the College. It is ^{also} clear that the intention was that this office should always be held by a Military subordinate on the teaching staff and, consequently, the salary attached to the office must be regarded as a special allowance for special duties.

3. In his letter No 3642, dated 18th December 1891, the Accountant-General pointed out that there is no account objection to the pay of the appointment of ^{Superintendent of} military students, being changed by Government into local allowance, but that, under article 137 of the Civil Service Regulations, the sanction of the Government of India was necessary, if Conductor Comes, Instructor in Engineering, was to draw this allowance in addition to the pay of his appointment. Accordingly, Conductor Comes and Sergeant Goddard were permitted in G.Os. Nos. 250 and 411, Educational of the 21st March 1892 and 21st June 1893, respectively, to hold the post of Superintendent of Military students in addition to their legitimate duties.

4. The case of Sergeant Reynolds seems to be analogous to that of Sergeant Goddard, except that the former held the appointment temporarily during the latter's absence on privilege leave. I beg therefore that, under articles 132 & 137 of the Civil Service Regulations, Government may be pleased to sanction the payment of ~~an~~ allowance to Sergeant Reynolds as Acting Superintendent of Military students.

I have the honour to be,

Sir,

Your most obedient servant,

J. S. R. R. R.

Ag. Director of Public Instruction.

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Copies.

No P.A.D/1722.

Port Saint George,
Accountant-General's office,
Dated the 9th March 1897.

To

Sergeant B. Reynolds,

College of Engineering.

Your bill for Rs. 293-12-0 has been passed for Rs. 263-1-5 only and the difference being the acting allowance as Superintendent of Military students is under discussion. When a decision is arrived at, you will be communicated with.

(Sd) J.C. Mitra

Asstt. Accountant-General.

No I.A.B/193.

19th March 1897.

To

Sergeant B. Reynolds,

College of Engineering, Madras.

Sir,

In continuation of this office No P.A.D/1722 d/ 9th March 1897, I have the honour to inform you that your case is governed by article 136 of Civil Service Regulations and that you will not therefore be entitled to any acting allowance for acting as Superintendent of Military students in addition to your own duties as Instructor in Engineering.

I have &c

(Sd) J.C. Mitra,

Asstt. Accountant General.

No I.A.B/272.

23rd April 1897.

To

The Principal,

College of Engineering,

(Thro the Director of Public Instruction).

Sir,

With reference to your endorsement No 1841/C dated the 24th March 1897 on letter from Sergeant ~~B. Reynolds~~

*
herewith returned.

B.O. Reynolds, I have the honour to state that I see no reason to alter my opinion expressed in this office letter No I.A.B/193 dated 19th March 1897.

His argument of applying article 176 Civil Service Regulations to his case will also lead to the same conclusion, vide articles 177, 184 and 186 Civil Service Regulations.

I have &c

(Sd) J.C. Mitra,

Asstt. Accountant-General.

/True Copy/

J.C. Mitra

Ag. Director of Public Instruction.

hs. 2887

Fort St George
Accountant General's Office
18 September 1897.

Forwarded.

2. The facts of this case are these. The Government of Madras sanctioned two appointments. One is the Instructorship in Surveying and Drawing and the other is the Superintendence of Military Students carrying a pay of Rs. 20 to 40.

The Government of India under Article 182 permitted one officer to hold the two appointments. Now the Director is appointing two officers to act for the one who held the two appointments. Article 182 does not apply to such an arrangement. It contemplates one officer holding permanently two appointments, or officiating for another who holds permanently two appointments. This being so the ordinary rules apply namely Article 184. But Article 186 in this case debar Sergeant Reynolds from receiving anything. Article 187 does not apply because the Superintendentship of Military Students is an appointment with pay attached to it and is not a local allowance.

J. Harrison

Off Accountant General

To the Secretary to Government
Local and Municipal Department.

G.
25 A
500-2-9-87.

Educational DEPARTMENT

C. No. 1084 of 97

SUBJECT.

Acting allowance for Sergeant Reynolds
for holding the post of Supdt. of Military
Students, College of Engineering

FOR ORDERS.

Sergeant W. H. Goddard,
Instructor in Surveying and Drawing
in the College of Engineering is
also Supdt. of Military Students.
During his absence on privilege leave
Sergeant B. Reynolds acted as
Supdt. of Military Students and
claimed acting allowance. The
A.G. holds that the case is governed
by Art 186, C.S.R. and that Sergeant
Reynolds is not entitled to any acting
allowance and his view seems to be
correct. The D.P.O. does not seem
to have understood the A.G.'s objection.
The Govt has no power to sanction
any allowance under Arts 182 & 187
C.S.R. as the D.P.O. requests.

The pay of the appointment of
Supdt. Military Students is Rs 20 rising
to Rs 40. Sergeants Goddard and

Reynolds are members of the Prov.
Ed Service and draw pay attached
to their grades.

MA
22/10/97

Draft explaining the
point

8/2/97

[G
24]
1,0 0-18-0-07.

Ed DEPARTMENT.

Papers to be read in proceedings:--

Again G.O., No.

, dated

189 .

Again G.O., No.

, dated

189 .

Current No. 1084

of 1897, dated 8th Sept- , from the D.P.I

" "

" 189 , "

" "

" "

" 189 , "

" "

ORDER.

NO 622 of 3-11-97

mis.

The D.P.I. will be informed
that the objection of the A.-G. is
that, under art 186, C & R, Sergt. B.
Reynolds, ^{being} a member of the Staff of the
College of Engg. is not entitled to
any allowance for discharging
also the duties of another member
of the same staff. ~~and that it is~~
~~valid~~. The Govt has no power
under arts 182 & 187, C & R, to
sanction the payment of an
allowance to Sergt. B. Reynolds.

MA
27/10/97

8/2/97

To The D.P.I. 9/10 Dec/97
4/11/97

When given for copying 1/11
When copied 3 2/11
When examined
When signed

1897

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 DESPATCH
IN ORIGINAL.

N.B.—

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

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