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[Edl.
6.]
500—24-8-97.

Educational (1898) Department.

ORDINARY MS.

G.O., No. 774

DATED 14-12-98

INDEXED

C

35-35

[Despatch Abstract.]

Stating that ~~G.~~ the claims of Mr. K. A. Vaidhyanathan Aiyar to be treated as a Govt. servant must be admitted

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 (1898) Department.

CURRENT No. 1095

787/98 Ed

925 M
5.6.95

DESPATCHED 22 AUG. 1898

Put up rel 23.8.98 — S.R.

for papers quoted here 23/8

Fr. C. 1475 of 98

From The Dir. of Pub. Instn, Madras

~~Order~~ O.M. No. 1939 d/ 9-9-98.

With ref to his letter no. 9485 d/ 20th Aug. 98, the D.P.I. is requested to ~~state in what connection~~ submit a copy of Mr. Gregg's Pro. no 7069 d/ the 28th Oct. 1885 and to state in what connection they were passed. ~~and to submit a copy of the Pro. for the information of Govt.~~

ade 9/9/98

M.A. 7-9-98

To the D.P.I. Despd 13/9/98

No. 9485

Dated 20th August 1898.

Received 23 AUG. 1898

Registered -Do-

Enclosures 8 (eight) sent R.C. 26.8.98

Spare copies

Reg. 925 M 5.6.95

SUBJECT.

Subg for favour of orders a letter from M.R.Ry. A. S. Vaidyanatha Ayyar B.A. Headmaster, Municipal High School, Cuddapah as regards his claim to be treated as a Govt. Servant.

Note. - M.R.R. Vaidyanatha Aiyar says that the Pro. were not communicated to him but if the connection in which the Pro. were passed were known it would be easy to say whether it was one which would have been communicated to V. in the ordinary course. vide para 2 of the D.P.I's letter.

BACK PAPERS.

G.O.	No.	Department.	Date.
	785 Mis.	Edl.	26-9-95
	925 M.	L & M	5-6-95

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Enclosure to D.P.I.'s letter No. 9485 d/ 20 August 95

No. 5538.

PROCEEDINGS OF THE DIRECTOR OF PUBLIC INSTRUCTION, dated 11th August 1883.

Appointments.

THE Director is pleased to appoint A. S. Vaidyanatha Aiyar, B.A., sub. *pro tem.* Third Assistant, Calicut College.

2. A. S. Vaidyanatha Aiyar will be confirmed on his undergoing training in the Madras Normal School when called upon to do so.

(A true Extract.)

Sd/ H. B. Grigg,
Director of Public Instruction.

To the Acting Inspector of Schools, Sixth Division.
,, Accountant-General.
,, Treasury Officer, Malabar.
To M. R. Ry. A. S. Vaidyanatha Aiyar, B.A., through Head Master, High School, Kumbakónam.

(True Copy)

D. Duncan

Director of Public Instruction

1883.

Public Instruction,

MADRAS.

To
THE ACTING INSPECTOR OF SCHOOLS,
SIXTH DIVISION,
AND OTHERS.

Dated August 11th.

Despatched

Received

PROCEEDINGS, 11TH AUGUST 1883, No. 5538.

AUGUST.
No. —.

Appointments.—Making an appointment in the Calicut College.

8
Edl
No 1
1095

Enclosures to O P I. letter report No 9445 d 20

2

No. 63.

Proceedings of the Director of Public Instruction, dated 8th January 1885.

Appointments.

The Director of Public Instruction is pleased to make the following appointments:—

A. S. Vaidyanatha Aiyar, Sub pro tem Third Assistant, Calicut College, to be fourth Assistant, Salem College.

S. Venkateswara Aiyar, Third Assistant, Kurnool High School, to be Sub. pro tem. Third Assistant, Calicut, vice P. P. D'Rozario.

A. Padmanabha Aiyar, ~~Fifth~~ Assistant, to be Sub. pro tem. ~~Fourth~~ Assistant, Calicut.

2. The above Appointments will take effect from 1st January 1885.

(A true Extract) Sd/ H. B. Grigg
Director of Public Instruction

To the Inspector of Schools, 4th, 6th and 2nd Divisions
" Accountant General.
" Treasury Officers, Salem, Malabar & Kurnool.

(True Copy)

D Duncan

Director of Public Instruc

1898
52 Dept.
No. 2
To
1095

Enclosure to D.P.I.'s letter No 9485 dt 20 [illegible]

3

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras, 31st August 188

No. 6472.

From

THE HONORABLE MR. D. DUNCAN, M.A., D.SC., LL.D.,
DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To

The Chairman,
Municipal Council, Cuddapah.

SIR,

With reference to your letter dated 25th instant No 767 I have the honour to recommend to you A.S.Vaidyanatha Aiyar, B.A. 2nd Assistant, Municipal College, Salem, for appointment as Headmaster, Municipal High School, Cuddapah, on a salary of Rs.150 rising to Rs.200 by five annual increments, subject to the payment of the usual contribution to Government by the Cuddapah Municipality towards Vaidyanatha Aiyar's pension and absentee allowance, should the Accountant-General consider such contribution necessary. On hearing from you that the nomination has been confirmed, I will request the Chairman of the Salem Council to order Vaidyanatha Aiyar to proceed to Cuddapah.

I have &c

(Sd) H.B.Grigg,

Director of Pub. Instruction.

/True Copy/

D Duncan

Director of Public Instruct

28-10 97.

Enclosure to D.P.I.'s Letter No 9485 of 20 Aug 98

No 1582.   18th December 1897.

To

The Director of Public Instruction,

Madras.

Sir,

In reply to your letter No 13479, dated the 4th instant, I have the honour to inform you that no reference has been made to the Accountant-General, Madras, regarding the payment of pensionary contribution on behalf of M.R.Ry. A.S. Vaidyanatha Aiyar B.A. Headmaster, Municipal High School, Cuddapah.

I have &c

(Sd) T. Ranga Rau,

Exofficio Councillor,
Municipal Council, Cuddapah.

/True Copy/

D Duncan

Director of Public Instruction.

Exd

1898
Edn Dept
No. 3
To
1095

189 8
Edn
No. 4
To
1095

Endorsement to D.P.I.'s letter No 9485

5 No 23.

To 16th Febr

The Chairman,

Municipal Council, Salem.

Sir,

With reference to the letter of the Director of Publi Instruction No 13484, dated 4th December 1897 and your endorsement thereon, I have the honour to inform you that there is nothing on record to show that the Proceedings, in question, was communicated to A.S.Vaidyanatha Aiyar, but as he was an Assistant in this College at the time that the Proceedings (which appears on the College file) was received by the Headmaster of the College, it is to be presumed that in the regular course of business it must have been so communicated.

I have &c

(Sd) Spencer A.Shutie

Headmaster. Salem College.

/True Copy/

D.

e &c

Dir tor

(Sd) J.O.B.Power,

Chief Superintendent.

/True Copy/

D. Du

Director of Public

1095

Endorsement to D.P.I.'s letter No 9485 d/ 20-8-98

No I.A.E/109-C. 8th August 1898.

To

The Director of Public Instruction,

Madras.

Sir,

With reference to your letter No 8165, dated the 27th ultimo, I have the honour to state tha, in the Annual return for 1884, M.R.Ry.A.S.Vaidyanatha Aiyar is shown to have held the post of 3rd Assistant in the Government College, Calicut (sub-protem) on a salary of Rs.60 a month, the date of appointment to that post being given as 24th August 1883. But in the return for the subsequent year, his name appears as 4th Assistant in the Salem College on the same pay, the date of appointment thereto being given as 1st January 1885. In the absence of the words "subprotem" or "acting" prefixed to his name, he should be regarded as a Government servant holding a permanent appointment.

In the annual returns for the years prior to 1884 and subsequent to 1885 his name does not appear.

I have &c

(Sd) J.O.B.Power,

Chief Superintendent.

/True Copy/

Director of Public

Enclosure to D.P.I.'s letter No 9485 dt 20-8-9

MUNICIPAL HIGH SCHOOL,
CUDDAPAH,

No.

Dated 22nd November 1896.

Enclosures One

From
A. S. Vaidyanatha Ayyar, B.A.,
Head Master,
Municipal High School,
Cuddapah.

To
The Director of Public Instruction
Madras.

PUBLIC INSTRUCTION 23 NOV 96 MADRAS

SIR,

In obedience to your Official Memorandum, No 8315, dated 4th August, calling upon me to explain certain points in the history of my service, I beg to state as follows;—

2. In the Proceedings of the Director of Public Instruction, No 5538, dated 11th August 1883, I was appointed sub-pro-tem 3rd Assistant, Government College, Calicut, and informed that I should be confi on my undergoing training in the Madr Normal school when called upon to do s

I humbly beg to solicit your kind atten to the clause "When called upon to do so in the said Proceedings. It precluded me fro obtaining admission into the Normal Scho on my own responsibility and I, therefore, had simply to await orders Calling upon me to proceed to the institution. But, although I was in the Calicut College for such a long period as over one year and four months, no order was received from the Director regarding my training. I have reasons to believe that Mr. Grigg the then Director, might have, during that period, changed his mind on the subject of my normal training and decided upon exempting me from it as he exempted several others in the Department. Mr. W. Sconce, the then Head Master of the Calicut College, in his letter to the Director No 312, dated 28th November 1883 (of which I took a private copy at the time, of which a copy is herewith submitted) mentioned in detail my qualifications and abilities and requested the Direc to exempt me from Normal training

Certifying that it was unnecessary in my ca I also requested him several times to exempt me from it as a special case. All this must, I beg to submit, have made him dispense with it in my case; for, in Proceedings No. 63, dated 8th January 1885, he appointed me permanent 4th Assistant of the Government College, Salem. I humbly beg to point out that this Proceedings should be construed as tantamount to a waiving of the original condition of my appointment as regards my Normal training and an exemption for me from the same since there is no mention whatever in it of my training. That this is the Constructio to be put upon the Proceedings is plain from the fact that, even after this my Confirmation in the Department, no order was ever issued by the Director havin any reference to my Normal training, although the Salem College continued as Government institution for 9 months sub sequent to it and as a Quasi-Governme one afterwards. ~~But~~ Further, apart from all such considerations, I respectfully beg to point out that the fact remains that I was appointed a permanent member of the staff of the Government College, Salem and was, as such, subsequently transferred to the Municipal Council, Salem, along with the College, in October 1885. It is on these grounds, therefore, that I beg to state that I am a Government Servant transferred to Local bodies. ~~My~~ I shall submit my Service Book ~~is herewith submitted~~ for kind reference ~~and return~~, if ordered to do so.

3. I beg to add that, subsequent to my transfer to the Salem College, I secured an Ordinary Teachers' Certificate of the Collegiate Grade and that, when I communicated this fact to Mr. Gregg, he expressed his satisfaction at, and approval of, my having done so, and said nothing with reference to Normal training.

4. When, in 1888, the Municipal Council

Council of Cuddapah requested the Director to select a competent person for the Head Mastership of the High School under its management, he selected me and, in recommending me to the Municipal Councillors of Cuddapah, in his letter No 6472, dated 31st August 1888, distinctly informed them that they must contribute to Government towards my pension, since he knew full well that I was a Govt. servant. Some further correspondence also passed through the office of the Director subsequently on the subject of my pension. At last, the Municipal Council of Cuddapah, at its meeting held on the 12th October 1888, passed a resolution binding itself to pay the necessary contribution towards my pension, and it was only after that resolution was communicated to the Director that he ordered me to take up the Head Mastership of the Cuddapah High School.

5. I humbly beg to point out

that

that, when he was arranging with the Municipal Council of Cuddapah, about my pension and when all the correspond on the subject was passing through his office, Mr. Grigg could not, as is supposed in your Official Memorandum, No $\frac{8315}{4/8/96}$, have been under any misapprehension as to my being a Government servant, as he must have been fully aware of all the circumstances connecti with my service from the beginning, being himself the authority that gave me my first sub-pro-tem appointment in the Department on condition of my undergoing training and subsequently confirmed me without insisting on that condition. I beg also to add that if his impressions regardi my service, ~~if they~~ happened to be wrong in any respect, it could not have failed to be pointed out to him at the time when the whole correspondence on the subject was not going on demi-offici but passing through the office.

6. As to the Cuddapah Municipality

Municipality paying contribution towards my pension in accordance with its resolutio of the 12th Oct. 1888, I beg to state that no contribution is being paid by it, as G. O., No 238 L, Local and Municipal, dated 25th January 1889, issued a very fe days after my transfer to Cuddapah when the first instalment was about to be remitted to the Accountant-General, ruled such contribution unnecessary in the case of officers originally transferred, like myself, to Local bodie with their Colleges or schools.

7. I humbly beg to urge upon your kind attention the fact that thus I have, throughout my long service in the Department, been considered and treated by all concerned as a Govt servant without any doubt being raised on the subject. When, on severa occasions, I submitted my applicati for an Assistant Inspectorship, no do was entertained as to my being a Government

Government Servant and the applicatio were duly recorded in your office. In the list of Government teachers transferred to Local bodies recently submitted by me to your office annually, I have been, as a matter of course, including my own name, and no exception wa taken to it at any time. Also, the Inspector of Schools of this circle, in his Tabular Inspection Report on the High School under my charge for 1894-9 distinctly wrote that I was an officer who had been in the Provincial Service and subsequently lent to the Municipa Council, and recommended my re-transf to the Provincial Service; and, in you Review on the same, no objection was taken to these statements.

8. I shall submit copies of the several documents referred to by me, if ordered to do so.

9. Having thus explained the whole of the history of my service and grou

grounds on which I am to be considere
a Government servant, I most humbly
beg that you will graciously be please
to take my hard case into your kin
consideration and to confer on me
a place in the Provincial Educational
Service, the reorganization of which is
about to be put into force, and to
thus give me a transfer from Cuddapa
where I have been suffering for
nearly 8 (eight) years now.

I beg to remain,
Sir,
Your most obedient Servant
W. Vaidyanath
Head Master.

1564
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1095

Enclosure to DPI's letter No 9485- of 20-aug 97

Government College, Calicut
28 Nov. '83.

No. 312.

From The Head Master,
Government College, Calicut.

To The Director of Public Instruction,
Madras.

Sir,

With reference to para. 2 of your Proceedings, No. 553 G. of the 11th August 1883, I have the honor to state that I venture to hope you will be able to make an exception in Mr. A. S. Vaidyanatha Aiyar's favour. It would be a great boon to him to be exempted from Normal training and it would be a great loss to the College to be deprived of his services.

In future, he will have to do a good deal of the most important work of the 8th class, for which Normal training is not so necessary as for a teacher of younger boys.

Mr. Vaidyanatha Ayyar was 2nd in the 2nd class in the B.A. list of his year. As his strong point is Mathematics and as he has taught Science ever since he took his degree, I could scarcely get so good a man for my College. I should feel more sanguine for the result of the year's work if you will allow me to retain his services.

I have listened to him while teaching a class and I do not think he could do so more clearly or efficiently by undergoing Normal training.

I have the honor to be,
Sir,
Your most obedient Servant
(Sd) W. Scouce,
Head Master.

(True copy)

A. S. Vaidyanatha
Head Master,
Ml. High School,
Cuddapah,
2/11/96.

R.No. 1564/96

From

A.S. Vaidyanatha
Aiyar, B.A.,
Head Master,
Ml. High School,
Cuddapah.

To

The Director of
Public Instruction,
Madras.

Dated: 22nd Novr. 1896.

Received: 23 NOV 96 MADRAS

Enclosures. One.

Subject.

Explaining certain points in the history of his service and showing that he is a Government servant.

8
[illegible]
8
1095

CURRENT No. 1095

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras, 20 August 1898

No. 9485

From

THE HONORABLE MR. D. DUNCAN, M.A., D.SC., LL.D.,
DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To

THE SECRETARY TO GOVERNMENT,
Educational DEPARTMENT,
Fort St. George.

SIR,

I have the honour to submit, for favour of orders of Government, the enclosed letter from M.R.Ry.A.S.Vaidyanatha Aiyar, B.A. Headmaster, Municipal High School, Cuddapah, as regards his claim to be treated as a Government servant transferred to a local body.

2. The late Mr. igg appointed M.R.Ry.A.S.Vaidyanatha Aiyar, subprotem Third Assistant, Government College, Calicut, in this office Proceedings, No 5538, dated 11th August 1883, subject to confirmation on his undergoing training in the Madras Normal School, when called upon to do so. He was subsequently transferred to the Salem College as Fourth Assistant in this office Proceedings, No 63. of the 8th January 1885, but the condition precedent to confirmation was, through some oversight, it seems to me, omitted. M.R.Ry. Vaidyanatha Aiyar bases his claims to be treated as a Government servant on this omission, which, he

cal

contends, should be construed as being tantamount to a waiving of the condition altogether by the late Mr. Grigg. This contention can hardly be admitted. For, in the first place, a condition formally laid down must be treated as holding good until it has been formally withdrawn, and this has not been done; and, in the next place, that Mr. Grigg had no idea of waiving the condition as to training is clear from his Proceedings No 7069, dated 28th October 1885 on the subject which runs thus:-

" As the Government College (Salem) has been transferred to the Municipality with effect from 1st January 1886, it no longer rests with this Department to require him" (M.R.Ry. A.S. Vaidyanatha Aiyar)" to undergo training, but it is ~~not~~ hoped that he will apply to the Municipal Council for permission to join the Normal School in February next".

From the above Proceedings it is quite clear that the statement made by M.R.Ry. A.S. Vaidyanatha Aiyar in paragraph 2 of his letter viz, that after his transfer to the Salem College the late Mr. Grigg issued no order about the normal training, is not correct. The Headmaster, Salem College, informs me that there is nothing on record to show that the Proceedings in question was communicated to M.R.Ry. A.S. Vaidyanatha Aiyar; but as he was an Assistant in the College, it is to be presumed, that in the regular course of business, the Proceedings, being on the College file, must in any case have come to his knowledge. It has never been the custom of this office to communicate Proceedings direct to assistant teachers and it was M.R.Ry. A.S. Vaidyanatha Aiyar's interest to have raised the question or to seek for formal exemption from training through the Headmaster.

3. It is true that on the application of the Municipal Council Cuddapah, the late Mr. Grigg recommended M.R.Ry. A.S. Vaidyanatha Aiyar in 1888 for the Headmastership of the Municipal High School, Cuddapah and that there was some reference in Mr. Grigg's letter to the Chairman to the question of pensionary contribution on behalf of M.R.Ry. A.S. Vaidyanatha Aiyar by the Municipal Council, but this reference was apparently made under a misapprehension that he was a Government servant transferred to a local body. The nonpayment of pensionary contribution on behalf of M.R.Ry. A.S. Vaidyanatha Aiyar, without proper enquiry, does not seem to me to raise any presumption in his favour, nor can his explanation as to why no contribution is being paid by the Municipal Council be accpeted. The G.O. quoted by M.R.Ry. A.S. Vaidyanatha Aiyar, viz, G.O. No 238 L, dated 25th January 1889, does not seem applicable to Government servants, who had not been confirmed in their appointments before their transfer to a local body, with the schools in which they were employed.

This begs the question. ~~was~~ That action was taken under this G.O. is cited as evce of Confirmn. H.

This was then a condition precedent of confirmn, & became abrogated by actual confirmn.

There was a waiver. See office note H.

4. As M.R.Ry. Vaidyanatha Aiyar has not undergone training as required in this office Proceedings, No 5538, dated 11th August 1883, and as he has not applied for permission to join the Normal School as suggested in Proceedings, No 7069, dated 28th October 1885, I did not see my way to treat him as a Government servant transferred to a local body, especially as this would

13

make the Government liable to accept his pensionary claim for the whole period of his service, while he was not formally exempted from training or confirmed in the service according to my opinion.

He was literally confirmed.

5. M.R.Ry.A.S.Vaidyanatha Aiyar failed to induce the Chairman Municipal Council, Cuddapah, to address the Accountant-General on the subject of his pensionary contribution, or to raise the question of normal training formally during Mr.Grigg's time; but from the records it is, I think, clear that he cannot be considered to have been transferred with the Salem College as a permanent Government servant.

not necy from his view.

The AG so treats him, see next para.

6. At the request of M.R.Ry.A.S.Vaidyanatha Aiyar, I requested the Accountant-General to let me know what was the status, as shewn by the records of his office, of M.R.Ry.A.S.Vaidyanatha Aiyar, who was on the staff of the Government College, Salem, on the date of his transfer to the Municipality under G.O. No 590 M, Financial, dated 30th September 1885. A copy of his reply No J.A.E/109-C of the 8th instant is submitted from which it will be seen, that in the absence of the words "subprotem" or "acting" prefixed to M.R.Ry.A.S.Vaidyanatha Aiyar's name he should be (or rather, was-to speak correctly) regarded as a Government servant holding a permanent appointment. The Accountant-General is not aware of the late Mr.Grigg's Proceedings, No 7069 of the 28th October 1885, and the correspondence connected with it.

7. Copies of the papers referred to herein are also submitted.

8. Although, I have never regarded Vaidyanatha Aiyar as a Government servant, I may say here that if Government should decide in his favour, I shall not be disappointed. He is an able man and has proved himself a good teacher and headmaster.

I have the honour to be,

Sir,

Your most obedient servant,

D Duncan

Director of Public Instruction.

Exd

Educational
~~Local & Munl.~~ (1898) Department.

CURRENT No. 1475

Memo 1939/98

10 NOV 98

From The Director of Public
Instruction
Madras

Order

No. 12684.

Dated 8th November 1898

Received
Registered } 10-11-98

Enclosures five.

Spare copies

SUBJECT.

Replying to a referen
on the question of Norma
Training which M.R.Ry
A.S. Vaidyanatha Ayya
failed to undergo.

DESPATCHED
8 NOV. 1898

ED 10/11

BACK PAPERS.

G.O.	No.	Department.	Date.
Memo 1939: 9-9-98 and Connected papers			

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Encl. (2). to D.P.I's letter No 12684 d/ 8-11-98.

Government College,
Calicut, 3rd August 1885.

No 160.

From

The Headmaster,
Government College,
Calicut.

To

The Inspector of schools,
VIth Division.

Sir,

With reference to your order regarding the Proceedings of the Director I have the honour to state that I thought that Mr. A. S. Vaidyanatha Aiyar had first to join his appointment at Salem and from there to proceed to the Normal School when that institution opened in March. The day before Mr. Vaidyanatha Aiyar went away I received the Director's Proceedings appointing Mr. Vaidyanatha Aiyar at Salem. If there was any mistake in his going to Salem it could have been at once rectified on his joining that institution. The headmaster of Salem can best explain why Mr. Vaidyanatha Aiyar was detained there instead of joining the Normal school.

I have &c &c
(Sd) W. Sconce,
Headmaster.

/True Copy/

D Duncan

Director of Public Instruction.

1898
Edl. Dept.
Enclos. No. 5
to
G. O. No. 1475

Encl. 3' not available
No. 12686 of 8-11-98.

Inspector's Office,
No 4941. 7th August 1885.

From

The Inspector of schools,
6th Division.

To

The Director of Public Instruction,
Madras.

Sir,

In reference to your Proceedings No 5047 dated 24th July 1885 requesting explanation as to why A.S.Vaidyanatha Aiyar of the Calicut College was permitted to proceed to Salem instead of to the Normal School, Madras, I have the honour to submit the enclosed explanation received from the Headmaster of the Government College, Calicut.

not available

I have &c &c
(Sd) L.Garthwaite,
Inspector of schools,

/True Copy/
D Duncan
Director of Public Instruction.

Exd

1898
Edl Dept.
Enclsr. No 4
D.
G. No 1475

Encl. (4) to D.P.I.'s letter No 12654 d/8-11-98.

Salem College,
No 153. 31st August 1885.

From

The Headmaster,
Salem College.

To

The Inspector of schools,
4th Division.

Sir,

In returning the enclosures sent with your Memorandum No 3783 dated 25th August 1885, I have the honour to inform you that the only orders received with reference to A.S. Vaidyanatha Aiyar are contained in the Director's Proceedings No 63, dated 8th January 1885.

I have &c &c
(Sd) E.E. Perrett,
Headmaster.

/True Copy/
D Duncan
Director of Public Instruction

1898
Edl Dept.
Enclos. No 3
To
G. No 1475

Encls: to the D.P.I's letter
No 12684 of 8-11-98.

No 3901 4th September 1885.

To

The Director of Public Instruction,
Madras.

Sir,

With reference to your endorsement No 0/58, dated 13th instant regarding A.S.Vaidyanatha Aiyar having been permitted to proceed to Salem instead of to the Government Normal school, Madras, I have the honour to forward herewith letter No 153, dated 31st August 1885 from Headmaster, Salem College on the subject.

2. I have to state that A.S.Vaidyanatha Aiyar is willing to join the Madras Normal school and that he may be directed to proceed there at once.

I have &c &c.
(Sd) C.W.Burrough

/True Copy/
D Duncan
Director of Public Instruction.

Enclo. to G.O. to letter
No. 12686 d/ 8-11-88.

Proceedings of the Director of Public Instruction

Dated 28th October 1885
No 7069.

Reference —

Officer — Inspector of Schools, 4th Division
No — 3901
Dated — 4th September 1885.

Subject.

Requesting to direct A. S. Vaidyanatha Ayyar of the Salem College to proceed to Madras to undergo training at Government Normal School, Madras.

As the Government College has been transferred to the municipality with effect from the 1st January 1886, it no longer rests with this Department to require him to undergo training, but it is hoped he will apply to the Municipal Council for permission to join the Normal School in February next.

(Signed) H. B. Grigg
Director of Public Instruction

(True Copy)

D Duncan

Director of Public Instruction

1898
Edn Dept.
Enclos. No 2
To
G. No 1475

R Rec 343 ½ Ms 97

Proceedings of the Director of Public Instruction

Dated 28th October 1885
No 7069

Reference —

From — Inspector of Schools,
4th Division
No — 3901
Dated — 4th September 1885.

Subject

Requesting [illegible] A.S.
Vaidyanatha Aiyar of the
Salem College to proceed to
Madras to undergo training at
the Government Normal School
Madras

As the Government College has been transferred to the Municipality with effect from the 1st January 1886 it no longer rests with this Department to require him to undergo training but it is hoped he will apply to the Municipal Council for permission to join the Normal School in February next.

(Signed) H. B. Grigg
Director of Public Instruction

(True Copy)

189 8
Ed Dept.
Enclos. No 1
To
G. O. No 1475

Ed CURRENT No. 1475

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras, 8th ~~November~~ 1898

No. 12684.

From

THE HONORABLE MR. D. DUNCAN, M.A., D.SC., LL.D.,
DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To

The Secretary to Government,
Educational Department,
Fort Saint George.

SIR,

With reference to official memorandum No. 1939, Educational, dated 9th September last, I have the honour to submit copies of Mr. Grigg's Proceedings No. 7069 of the 28th October 1885 and the marginally noted correspondence connected with it. It will be seen from ~~the~~ these that in this office Proceedings No 5047 of the 24th July 1885, the Inspector of schools, Sixth Division, was requested to explain why M.R.Ry. A.S. Vaidyanatha Aiyar was permitted to proceed to Salem instead of to the Government Normal School, Madras. In reply, the Inspector submitted the explanation of the Headmaster of the Government College, Calicut, to the effect that he thought that M.R.Ry. A.S. Vaidyanatha Aiyar had first to join his appointment at Salem and from there to proceed to the Normal school when that institution opened in March, and that, if there were any mistake in going to Salem, it could have been at once rectified on his joining that institution. The late Mr. Grigg referred for report the explanation of the Headmaster to the Inspector of schools, Fourth Division, within whose jurisdiction the Salem College was located.

1. Letter from the Headmaster, Government College, Calicut, No 160, dated 3rd August 1885
2. Do from the Inspector of schools, 6th Division No 4941, dated 7th August 1885.
3. Do from the Headmaster, Salem College, No 153, dated 31st August 1885
4. Do from the Inspector, 4th Division No 3901, dated 4th September 1885.

Thereupon the Inspector, Fourth Division, in his letter No 3901 of the 4th September 1885, requested the Director to direct M.R.Ry.A.S.Vaidyanatha Aiyar to proceed to Madras to undergo training at the Government Normal School, Madras, and it was on this that Mr.Grigg issued Proceedings No 7069, dated 28th October 1885 in the hope that, as it had been in the meantime decided by Government, vide G.O. No 590 M, dated 30th September 1885, that the Salem College should be transferred to the Municipality, M.R.Ry.A.S. Vaidyanatha Aiyar would apply to the Municipal Council for permission to join the Normal School.

I have the honour to be,
Sir,
Your most obedient servant,

D Duncan

Director of Public Instruction.

CURRENT No. 1497

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,
Madras, 11 November 1898.

No. 12917

From

THE HONORABLE MR. D. DUNCAN, M.A., D.SC., LL.D.,
DIRECTOR OF PUBLIC INSTRUCTION,
Madras,

To

The Secretary to Government,
Educational Department,
Fort Saint George.

SIR,

In continuation of my letter No 12684, dated 8th instant, I have the honour to report that I am not able to submit a copy of Mr.Grigg's Proceedings No. 5047 of the 24th July 1886, as it cannot be traced either in this or in the Inspector's office records. I regret to bring to the notice of Government that the whole of the correspondence submitted with my previous letter was obtained from the Inspector's office and from the Chairman, Municipal Council, Salem. It is very strange and suspicious that these important papers relating to the normal training of M.R.Ry. A.S.Vaidyanatha Aiyar should have disappeared. I regret that I am unable, at this date, to fix the responsibility on any one in this office. The disappearance of these papers should, I think, be taken into account in deciding whether M.R.Ry.Vaidyanatha Aiyar can be considered a Government servant.

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I have the honour to be,
Sir,
Your most obedient servant,

D Duncan

Director of Public Instruction.

Ed. Cot. 4 1500-28-10 97.

[G/24 .]
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1. C. 7-12-98
D 9-12-98.

DEPARTMENT.

Papers to be read in Proceedings :—

Again G.O., dated 189 , No.
Again G.O., dated 189 , No.
Current No. 1095 of 1898, dated 20th August , from the D.P.I
" " 1475 " 1898, " 8th November , " " "
" " 1497 " 1898, " 11th " , " " "

For ORDERS

With the first of his letters read above the D.P.I submits for orders a letter from M.R.Ry A. S. Vaidyanatha Aiyar B.A. Headmaster, Municipal High School Cuddapah regarding his claim to be treated as a Govt. Servant.

A. 2 In his proceedings no 5538 dt 11th August 1883, the D.P.I appointed M.R.Ry A.S. Vaidyanatha Aiyar Sub Pro tem third Assistant, Calicut College and stated that he would be confirmed on his under going training in the Madras Normal School when called upon to do so.

B 3 In his proceedings no 63 dt 8th Jany 1885, the D.P.I appointed him Fourth Assistant Salem College. This appointment was permanent but in making it, the condition that M.R.Ry A.S. Vaidyanath

2.

should undergo normal training was overlooked.
Mr. Grigg however subsequently found out
this mistake and in his proceedings no 5047 C
dt 24th July 1885 called upon the Inspector
of Schools 6th Division to explain why
M.R.Ry A.S. Vaidyanatha Aiyar was
permitted to proceed to Salem instead of
to the Normal School Madras. In reply
the Inspector submitted an explanation
from the Head Master Calicut College ~~saying~~
to the effect that he was under the impression
that Vaidyanatha Aiyar had first to join
his appointment at Salem and then
proceed to the Normal School. The Inspector
of the 6th Division was then asked about D
the matter and he submitted in reply a
letter from the Headmaster of the Salem College
to the effect that he was not aware of the
orders given to Vaidyanatha Aiyar to undergo
training. The Inspector however added
that Vaidyanatha Aiyar was willing to
join the Madras normal School.
Mr. Grigg then said in his proceedings no 7069
dt 28th October 1885 that as the Salem College E.
was transferred to the Municipality with
effect from 1st Jany 1886 it was not for him
to require Vaidyanatha Aiyar to undergo training. Mr. Grigg
~~He~~ hoped however that ~~he~~ Vaidyanatha Aiyar would apply to the
Munl Council for permission to join the Normal
School. These Pros were not specially communicated

3. to Vaidyanatha Aiyar as [illegible] he was an assistan
the College & they were on the College [illegible] communic
was not under such circumstances [illegible]

4. M.R.Ry A.S. Vaidyanatha Aiyar
continued in the Salem College till he becam
second assistant and was in 1888 transfer
to the Cuddapah High school as Headmas
subject to the payment of the usual contribu
for pension or absentee allowance should
the Accountant General consider such
contribution necessary. Vaidyanatha
Aiyar still remains at Cuddapah but
no contribution is being paid and no
steps have been taken to obtain the
sanction of Govt. to do so. He claims
however to be still a Govt. servant.

5. Vaidyanatha Aiyar's contention
is that because he was appointed
permanent 4th Assistant in the Salem
College, the original condition as regards
normal training should be considered
to have been waived. As shown abov imposed above,
however, his appointment as permanent
4th Assistant in the Salem College was
a mistake inadvertently committed.
The D.P.I is not in favour of his claim
being admitted and brings to notice in
his third letter read above that the
whole of the correspondence on the subjec
of Vaidyanatha Aiyar's normal train
is missing from the records of his office

in the case of officers "originally transferred)
N. 1 6 [illegible] 28

4.

Should we!
Says also that the disappearance of these papers is suspicious and must be taken into account in deciding whether M.R.Ry A.S. Vaidyanatha Aiyar can be considered a Govt. servant. The concluding portion of para 5 of Vaidyanatha Aiyar's letter to the Director referred to in para 1 above seems to bear ample testimony to this opinion of the D.P.I. It is submitted therefore ~~that~~ the claim may be rejected. If however the claim is admitted, the question of pensionary contribution does not arise as under G.O. No 238 L. dt 25th Jany. 1889, his pension will be borne proportionately by Munl Funds & Provincial Revenues.

F

G

From the first proceedings of the D.P.I in the case it is clear that the appointment of Vaidyanatha Aiyar was only conditional. In subsequent proceedings the condition is omitted. aidyanatha Aiyar says that this omission makes him a t. servant. The D.P.I thinks was a mistake, & from the ubsequent correspondence it appears that Mr. Grigg had no intention of waiving the condition.

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Flag B

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he was an Assista
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d.

H.M.

Vaidinatha Ayar's Points.	How met by D.P.I:
1. In 1883 Mr. Grigg appd. him Subpro tem Asst. Govt. Coll. Calicut, with promise of confirmn. on his undergoing Normal training when called upon to do so. He has never been so called upon	The condition must hold good until formally withdrawn
2. In Jan. 85 Mr. Grigg appd. him perm. Asst., Govt. Coll. Salem – he having in the meantime applied & been recommended by his Head-master for exemption.	This was apparently an oversight
3. For 9 mo. the Salem Coll. remained a Govt. institution, yet nothing was said abt. Normal training	In July/85 Mr. Grigg enquired why V.A. had not been sent to the Normal Coll. instead of to Salem. The Inspr. suggested V.A. might now be sent, as he was willing to go. In Oct. Mr. Grigg held, in view of the impending transfer of the Coll. to the Municy., he could no longer require training, but he hoped V.A. wd. take the permission of the Municy. to join the Normal School. (Remark. Here is a waiver. – V.A. also asserts, & is not contradicted, that later he secured an ordinary Teachers' Certif. of the Collegiate Grade & informed the ~~Coll~~ Director who expressed satisfaction & said nothing more about Normal training.
4. In Oct. 85 when the Coll. was transferred to the Municy., he was transferred as a perm. member of the Staff.	
5. In /88 Mr. Grigg, when recommending V.A. for the Headmastership of the Cuddapah H. School, told the Municy. it wd. have to contribute to V.A's pension, & that body agreed. (The contribn. was not paid as in Jan. /89 a G.O. came out rendering it unnecy. in the case of officers "originally transferred")	→ "Apparently made under a misapprehension". (Remark. There is cogent evce. in favour of V.A's contention.

N.1. 6/12/98

6. Several official papers treating V. A. as a Govt. teacher transferred to a local body, have come before the Director, & the latter has never objected.

The claim must be admitted.

N.A.G. 8.12.98

has always regarded him as a Govt. Servant (para. 6. Director.) Nor does the Director object to the consequences of this view (para. 8)

N. 1. 6.12.98

not referred to.

Note by Secy.

V. A. was formally appd. to the Govt. Service in Jan. 85. When in July of that year Mr. Grigg discovered that V. A. had not gone to the Normal College, he had the power to (cancel his order or to) require him to do so, but refrained as the Salem Coll. was abt. to be transferred to the Municy., & expressed only a hope he wd. get himself trained. It must be assumed Mr. Grigg was aware that V. A. wd. be transferred to the Local Body as a perm. Govt. Servt., & this is strengthened by his later telling the Cuddapah Council that it wd. have to pay pensionary contribn. for V. A.

I must say V. A. seems to have proved his case to the hilt, & he is supported by the A. G. who

Educational (1898) Department.

CURRENT No. 1497

12 NOV 98

From The Director of Public Instruction Madras,

No. 12917.

Dated 11th November 1898.

Received
Registered } 14-11-98

Enclosures

Spare copies

SUBJECT.

Reporting that the papers relating to the normal training of M.R.Ry A. S. Vaidyanatha Aiyar can not be traced out either in this or in the Inspector's office records.

DESPATCHED 11 NOV 1898

C. Nos 1095, 1475 & 1497

Order / mis No. 774 d/ 14-12-98

The Govt. considers that M.R.Ry A. S. Vaidyanatha Aiyar's claim to be treated as a Govt. servant must be admitted.

| For orders |

13/12/98

Ptd 9/12/98

12/12/98

To the D.P.I. Desp. 14/12/98.

13/12

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

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500—24-

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When signed

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

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