

Educational (1899) Department.

ORDINARY MS.

G.O., No. 38

DATED 27 / 88

INDEXED.

[Despatch Abstract.]

Declining to comply with the request of J. D. ...
unfred, Clerk, D. M. ... Court, ...
he accepted the ... passing the
 requisite University examination
 in order that he may apply for the
 Readers' test

BACK PAPERS.

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

FURTHER PAPERS.

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

Judicial
Public (1898) Department.

CURRENT No. 38 5324

Encl. No. 74 d/6-1-99
Transferred to the
Educational Dept.
Admn. Secy.

From
The Registrar,
High Court of Judicature,
Madras.

Order

R. The petn. should be informed
that his requests are inadmissible
his Sat. is unable to comply
with his request.

Register No. 3003

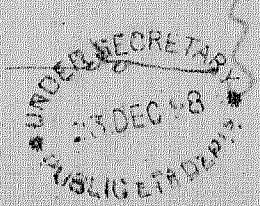
Dated 20 December 1898.

Received

Registered 26

Enclosures 2.

Spare copies



SUBJECT.

Forwarding a memorial from
J. David Winfred, clerk, District
Munsif's Court, Solapur, praying
that he may be appointed a Police
Inspector or a 2nd class Magistrate
and be allowed to appear for the
Pledgers Test without passing the
 requisite University examinations.

2. 1. 99

This is in effect a petition for
exemption from the Educational
Tests and the Ch. shall instr.
in Educational -

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The Hon. the Ch. Justice
with Ch. 3 d to.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To,

Sis Excellency

Sir Arthur Elibank Havelock,

G. C. M. G. G. C. I. E.,

GOVERNOR OF FORT St. GEORGE,

MADRAS.

MAY IT PLEASE YOUR EXCELLENCY.

Your Excellency's humble Memorialist most respectfully begs to approach the august presence of Your Excellency with this memorial, fully believing that his supplication will receive favorable consideration at Your Excellency's hands, not however from any merit of Your Excellency's Memorialist, but from the spontaneous overflow of a magnanimous and complaisant benevolence which he is fully given to understand, Your Excellency has so generously displayed. He further entreats a full indemnity for the boldness of Your Memorialist in addressing Your Excellency, and should there be any want of polites on his part in language, Your Excellency's own nobleness of heart will overlook the defect and pardon him.

2. Before proceeding to trouble Your Excellency with the subject matter of this memorial, Your Excellency's Memorialist deems it essential to recite a short account of his family, its prestige and its present abject state. One of Memorialist's ancestors named Sambira Marthandar was the minister of the Maharajah of Malayalam about 210 years ago. And from him his family can be traced down to his father's time with personages who filled various offices in their time either under Government or the Church of England. Memorialist's grand-father named Rev. S. Winfred was a well known and popular clergyman of the Church of England, honored by those who knew him. From such a stock descended Memorialist's father, Henry Martyn Winfred, who, in 1858, began his public career as a teacher in certain aided mission schools. In 1870, he was made Head Master of the Trichinopoly Government Normal School on a salary of Rs. 120 per mensem. By gradual promotion, he at last rose to be the Deputy Inspector of schools and held that office from 1884 to 1888. The career of Memorialist's father was one of a disinterested character, because he had chalked out for himself a life which tended to the benefit of his fellowmen in preference to a career in public service where his wordly prospects might have been much better. While filling the office of Deputy

Inspector of schools, his life was cut short and he breathed his last in the act of signing the returns he had to submit. His untimely death involved his large family in unexpected misfortune. He left behind him a family of 10 children and their mother without means to support them. This unhappy condition to which the family was reduced told upon the prospects of the children, whose education had to be unavoidably neglected, as the little which the father had left was consumed in a short time. Memorialist consequently had to give up his studies, with a view to eke out a means of livelihood for himself, for his little brothers and sisters and his bereaved mother. He had to content himself with having passed his Entrance examination, which he had done in 1887. Having been obliged to cater for himself and those solely dependant upon him and having met various vicissitudes of fortune, he at last got footing as a clerk in the Judicial Department on a salary of Rs. 15 per mensem, and is still holding the post.

3. Thus incapacitated from prosecuting his studies for higher University Examinations, Memorialist is spell-bound, as it were, in a very limited sphere and all his worldly prospects are blasted. To rise to higher appointments, one must have passed higher special Test examinations and to qualify oneself to pass such higher Examinations, one must be a full blown graduate. In the case of Memorialist it would appear that his present position in life is not one of choice but of dire necessity. To make the best of his situation, he appeared in 1893 for the Criminal Lower Test but was plucked to his great misfortune. That year was fixed by Government to be the very last in which Matriculates were held qualified to appear. Thus debarred, Memorialist finds himself indispensably reduced to a life of penury and suffering with a numerous family, as the income derived from his present appointment is hardly adequate to make both ends meet.

4. In this painful dilemma, Memorialist bethought himself in a happy moment, as he hopes, to lay down his grievances at Your Excellency's benignant feet, craving Your Excellency to deign to take pity upon the poor and helpless Christian family and just as at the touch of the wand of the magician, a dried plant comes into life and puts on new robe and as with the stroke of the royal blade knights and peers rise and are ennobled, so with the touch of Your Excellency's commiseration, a blighted man expects to receive new vigour and be made happier and he further hopes to expel the gloom of sadness hanging over him before the irradiating light of Your Excellency's bright and serene countenance. It is to seek such a boon, Memorialist has intruded upon Your Excellency's precious moments, for it is but reasonable that the thirsty man must hasten to the fountain to satiate his want.

5. To the fountain head of all earthly graces and to the dispenser of the temporal blessings and to the illustrious representative of Her Most Gracious Majesty in this part of her vast empire (may God grant her a long life), Memorialist has run for succour in the hour of his distress. He hopes that his prayer will not have been made in vain but that Your Excellency with the wonted benevolence and magnanimity of heart will not despise the insignificant creature that has dared to appeal so high, nay Your Excellency will indulge him in his ambitious views,

6. Your Excellency will permit Memorialist to seek one or the other of the following boons:—

Firstly. He entreats to be taken on as a Police Inspector conditionally, allowing him three years' time to pass the required tests.

Secondly. He solicits to be employed as a Magistrate of the 3rd class with the same proviso.

Thirdly. He requests to be allowed to appear for the Pleader's Test, exempting him from passing higher University Examinations.

Memorialist therefore humbly prays that Your Excellency will vouchsafe to hearken to his suppliant voice and bless him by bestowing upon him one of the boons above solicited. For which act of great mercy, he and his poverty-stricken family will offer their earnest prayers to Bountiful Heaven, entreating Him to pour down on Your Excellency's gracious head His choicest blessings.

J. David. Dinga.

Residing at Teppakulam,

Trichinopoly.

Trichinopoly,

30th November 1898.

3803

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N^o 3210

Trichinopoly, District Court,
8th December 1898.

From

L. C. Miller, Esquire,
Acting District Judge, Trichinopoly.

To

A. L. Tannay, Esquire,
Registrar of the High Court of Judicature, Madras.

Sir,

I have the honour to forward herewith the memorial
addressed to Government by J. David Winfred Pillai, clerk, Dis-
trict Munsif's Court of Srirangam, and submitted through the
District Munsif.

I have, etc.,

(signed) L. C. Miller,

Ag. District Judge.

(True Copy.)

High Court of Judicature,
Madras, 20th December 1898. }

A. L. Tannay
21/12 98
Registrar.

1898
201 Dept.
Encls. No. 1
To
3824

1898
201 Dept.
Encls. No. 1
To
C. No. 38

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From

A. L. Hannay, Esquire,
Registrar of the High Court of Judicature,
Madras.

To

The Honourable Mr. G. Stokes,
Chief Secretary to the Government of Madras.

Honourable Sir,

I am directed to forward herewith, for the orders of Government, a copy of letter No. 5210, dated the 5th instant, from the Ag. District Judge of Trichinopoly, enclosing a memorial addressed to Government by J. David Winfred, a matriculate employed as a clerk in the District Munsif's Court of Srirangam.

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

A. L. Hannay
Registrar. 2/12/95

1895
Sd/- Dist.
Encl. No. 2
To
O. No. 5324

1895
269 Dept.
Encl. No. 2
To
O. No. 38

5324

DEPARTMENT.

Papers to be read in Proceedings :—

Again G.O., No.	, dated	189
Again G.O., No.	, dated	189
Current No. 38	of 1899, dated 20 th Dec. 1898	, from The Raja Court
" "	" 189	" "
" "	" 189	" "

ORDER. No. 38 of 27. 1. 99

The petitioner's requests cannot
be granted

H T 199

24/12/98
25/1/99

20
The Honble The Chief Justice
with C.L. 30.1.99