

Home (1917) Department.

Miscellaneous

Ordinary SERIES.

G.O. No. 389

DATED 20. 4-17

INDEXED

(7)

[Despatch Abstract.]

Government Servants' Conduct Rules.-

Declining to sanction the acceptance of certain presents made by the Tambiran of the Tiruvalluvar^{va} Matt, Tanjore district, to Mr. Statham, Principal of Kumbakonam college.

Papers of the department to which the current belongs.

Papers of other departments.

C No 1133 En

C.F.—29

HOME (EDUCATION)

DEPARTMENT.

Received

191

Registered

191

Subject.

Requesting to approve of the action of Mr. Statham, Principal, Kumbakonam College, in having paid to the College Literary Society Rs.60, the approximate money value of the cloths presented to him by the Tambiran of the Tiruvavadu-thurai Mutt, Tanjore District.

ENCLOSURES.

No. _____

R. C. No. 936/1917

Spare copies.....

Station Madras, Dated the 7 March 1942

From (Name) The Hon'ble Mr. J. H. Stone, M.A., F.R.H.S.,
C.I.E.,

(Designation) Director of Public Instruction,
M A D R A S.

To The Secretary to the Government of Madras,

HOME (EDUCATION)

Department.

Sir,

I have the honour to state that on the occasion of the visit of Mr. Statham, Principal of the Kumbakonam College to the Tiruvavaduthurai Mutt temple (Tanjore District) on the 3rd February last in company with his wife, the head of the Mutt presented them with certain cloths. Mr. Statham says that though the cloths were left behind intentionally, yet the Tambiran had them despatched to him by a messenger and that as he thought he could not refuse them without giving offence to the donor he accepted the present. However, having regard to the fact that the acceptance of gifts of

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substantial value is prohibited by the Government Servants' Conduct Rules, Mr. Statham further reports that he has placed at the disposal of the College Literary Society a sum of Rs.60/- being the approximate value of the cloths. In these circumstances I beg to request that his action may be approved.

2. Mr. Statham is probably mistaken in thinking that the Tambiran would have been insulted by the cloths being sent back to him or declined on the spot, but that he would have cause of complaint if his present were returned after a considerable time.

I have the honour to be,

Sir,

Your most obedient Servant,

G. V. S. S. S.
for Director of Public Instruction

Y. V.

6.3.17.

NOTES.

OFFICE NOTE.

4

SUBJECT. Acceptance by Mr Statham of the Cloths
presented to him by the Jampiraa of
Tiruvavaduthurai Mut, Tanjore.

From
the D.P.D. no R.C. no 936/17 of the 7.3.17

Register No. 1133

Under rule 2 of the Govt. Servants' Conduct Rules
"a Govt. Servant may not, without the previous
sanction of the Govt. of India, accept any gift, gratuity,
or reward or any promise of a gift, gratuity, or
reward from any Native of India."

"When a gift of substantial value cannot be
refused without giving offence, it should, unless the
Govt. of India by special order otherwise direct, be
delivered up to the Govt."

(Y)

(XII)

Attention is solicited to G.O. no. 1212 Pub. of
the 23.11.11 and 956 Pub. of the 1.8.13 wherein Govt.
refused to sanction the retention of presents on pay-
ment of their value. In G.O. no 267 Pub. of the 15.3.
However, Mrs Austin was allowed to retain a
Silver Key presented to her on payment of its value
(this case was considered a rare exception)
to the donor. It is for consideration whether Mr
Statham should be allowed to retain the cloths pre-
sented to him as a special case.

(R₁)

Please see the
of Linty's marginal
note on p 2 of 80936 (XII)
1.8.13
CR
27/17

2. Following precedents, the orders in this case may issue in the miscellaneous section

26.3.17
1/11
27/3/17

In the cases disposed of in ~~for~~ the for at ships (Y) + (XII) there had been offers to pay the value of the presents either to the party direct ~~or~~ in some other form or in the Treasury. In the present there is ~~the~~ a proposal to pay the money to a charitable institution. Please see the Chief Secretary's (the Honble Mr. Cardew's) note on page 2 of pp. 267. & 15. 3. 11 in which it was pointed out that the object of the payment was to render the transaction less of the character of a "presentation" and more of a "purchase". The arrangement proposed in the present case will not help ⁱⁿ any such construction.

(R1)

h:2 of c

In the face of the D.P.D. remark in para. 2 of his letter it cannot be said that the acceptance of the gift is justified by the necessity of avoiding offence to the Jambian.

27/4/17

28.3.17

(Secretary to the 'Hindoo')

NOTES.

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Home (His) Sept.

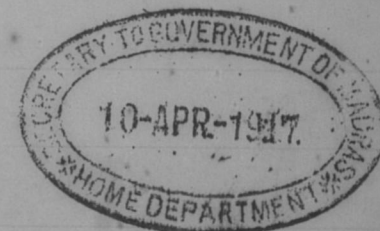
Submitted that this dept. may agree with the view expressed in the Educational dept. note on page 2 ante. There does not seem to ~~any~~ be any special grounds for sanctioning the acceptance of the present.

Mark H.M.

2-4-17 The present should have been perh. refused in the first instance; 3-4-17 it will, I submit, have now to be returned to the donor.

E.H. 4.4.17

James G. 7



Draft order is submitted. ~~Mark~~ ^{file} to be sent to the Ed. dept. for 12/4/17 perusal after issue.

Perh. 18.4.17

/SSHC E.H. 19.4.17

box 29
all 4.4.17
red 4.4.17

Declining to sanction the acceptance of certain presents ^{made} ~~given~~ by the Tambiran of the Tiruvaduthurai Math Tanjore district, to Mr. Statham, Principal of Kumbakonam College.

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C. No., From the D. P. 1, Kadas, R. C No. 936/17 dated the 7th June 1917.

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No. 389, dated 20 - 4 - 1917.

Mi

The Govt. are unable to
sanction the ^{acceptance} ~~selection~~ of
the presents by Mr. Statham
of the cloths presented to him by the
They should accordingly be
returned to the donors

Tamburan of the Tiruvavadu.
Note Kurai Matt, Tanjore St.
12-4-17 They should ~~therefore~~
be returned to the donor.

Pdch.
18.4.17

19.4.17

To
The S. P. I., Madras.
(920) Dec 10
23.41
Copy to Home (Edw) sept-

When given for copying

When copied

When examined

When signed

191

23/4

READ AGAIN G.O. No.
191

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.

A A A A A A A

N.B.—

- A = Copy in full.
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- P = Copy abstract only.
- Q = Copy heading only.