

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 809.

Dated 20th Apr 1895.

INDEXED.

[Despatch Abstract.]

PETITION.

Informing Mangapathi Aiyangar and others of Madura that they should address the High Court regarding the irregular procedure alleged to have been pursued by Mr. Dumergue, the District Judge, in the admission of candidates for the public service.

BACK PAPERS.

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

FURTHER PAPERS.

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

UNCLAIMED LETTER—FREE.
FROM THE MARSHAL'S DEPT. LETTER OFFICE.
To: 10-12-1894

To

RECEIVED

Her Majesty's Service only.

No 8891

Managers of the Agency and others of
the Agency
Madras

Contra Visting

Not given copy
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500-16-4-94

Current
CONFIDENTIAL No. 1692

Jud DEPARTMENT.

From

Mangapattay anicun
1 then of Madras

No.

Dated

Received

Enclosures

SUBJECT.

Citing instances
showing that Mr. Demerque
the D. Judge of Madras
has ignored the rules
prescribed for the admission
of candidates for the
public service

Ref. Ser. Note
C. 19

C. 19

20 April 1895. No. 80
(M)

[Parts I & II of the
rules (C)]

The pet. should address
High Court.

8
8.4.95

7/4/95
To the memorialist

DESPATCHED
23 APR 95
IN M.S.

C. 19
23/4.

CHIEF SECRETARY
4 APR. 1895
GOVERNMENT OF MADRAS

To,

HIS EXCELLENCY The Right Honorable
Belby Baron Wenlock Esquire G. C. I. E.
Governor in Council,
Fort Saint George

The Humble Memorial of the undermentioned resident of Madura.

RESPECTFULLY SHOWETH.

1. That while your Excellency's Government has framed rules for the admission of candidates into the public service upon passing the requisite tests, those rules are either ignored or treated with silent contempt by Mr. Dumergue the District Judge of Madura, to the prejudice of those who have claims on the consideration of the Government.
2. That for the present your Memorialists beg leave to draw your Excellency's attention only to two instances in which the rights of others have been disregarded by Mr. Dumergue in a manner of questionable principle and character.
3. That under the rules of Service an officer appointed to a certain post is required to do the duties of that post for which he draws the prescribed salary.
4. That Mr. Dumergue having created a vacancy in the office of the Head Clerk of the District Court by transferring the permanent incumbent to another Court, appointed to the vacant post a subordinate named Natesa Aiyar who was till then borne on the Establishment as Session Court Translator.
5. That having been promoted to the grade of the Head Clerk of the District Court, Natesa Aiyar's connection with the office of Session Court Translator ought to have come to an end, but for reasons best known to Mr. Dumergue, Natesa Aiyar still continues to do duty as Session Court Translator while he draws the higher pay of the Head Clerk of the District Court and this is against the rules of the public Service as may be ascertained by a reference to the Accountant General.
6. That Natesa Aiyar is a man not unknown to the authorities, may be gathered from the fact that when Mr. Dumergue tried to remove the present Sherestadar of the District Court, Natesa Aiyar's name was introduced into the correspondence which ensued on an appeal by the Sherestadar.

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Lalivianan chess

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Dr. H. A. S. S. S.

Mamm.

Gopal Krishna

Ranchera Valley.

[Handwritten text in Tamil script, likely a petition or official communication, covering the left page.]

CURRENT No 1692
Duplicate
(1895) DEPARTMENT.

From R.C.C. Carr Esq J.C.S.
The PRIVATE SECRETARY TO THE
RIGHT HONORABLE THE GOVERNOR,
To The CHIEF SECRETARY
TO GOVERNMENT,
Judicial DEPARTMENT.

Dated 4
Received }
CHIEF SECRETARY
9. APR. 1895
GOVERNMENT OF MADRAS
1895.

ENCLOSURE.

Subject.

TRANSFERS a petition from M. Ramesami
ziyar and other residents of
Madura praying that a
Commission may be appointed
to enquire into the conduct of
Mr. Dummer in regard to sub-
ordinate appointments in the
District Court of Madura.

Petition from M. Ramasami
Aiyar and other residents of
Madura.

DATED _____ 189 -

TRANSFERRED to the Chief Secretary to
Government for disposal.

(By Order.)

W. C. C. C.
Private Secretary.

GOVERNMENT HOUSE,
Quindry.
4 April 1895.

To.

HIS EXCELLENCY The Right Honorable
Belby Baron Wenlock Esquire G. C. I. E.
Governor in Council,
Fort Saint George.

The Humble Memorial of the undermentioned residents of Madura.

RESPECTFULLY SHOWETH.

1. That while your Excellency's Government has framed rules for the admission of candidates into the public service upon passing the requisite tests, those rules are either ignored or treated with silent contempt by Mr. Dumergue the District Judge of Madura, to the prejudice of those who have claims on the consideration of the Government.
2. That for the present your Memorialists beg leave to draw your Excellency's attention only to two instances in which the rights of others have been disregarded by Mr. Dumergue in a manner of questionable principle and character.
3. That under the rules of Service an officer appointed to a certain post is required to do the duties of that post for which he draws the prescribed salary.
4. That Mr. Dumergue having created a vacancy in the office of the Head Clerk of the District Court by transferring the permanent incumbent to another Court, appointed to the vacant post a subordinate named Natesa Aiyar who was till then borné on the Establishment as Session Court Translator.
5. That having been promoted to the grade of the Head Clerk of the District Court, Natesa Aiyar's connection with the office of Session Court Translator ought to have come to an end, but for reasons best known to Mr. Dumergue, Natesa Aiyar still continues to do duty as Session Court Translator while he draws the higher pay of the Head Clerk of the District Court and this is against the rules of the public Service as may be ascertained by a reference to the Accountant General.
6. That Natesa Aiyar is a man not unknown to the authorities, may be gathered from the fact that when Mr. Dumergue tried to remove the present Sherestadar of the District Court, Natesa Aiyar's name was introduced into the correspondence which ensued on an appeal by the Sherestadar.

In Ramasami

7. That, when the Head Clerk of the District Court was transferred to the East Sub Court, Natesa Aiyar's name again appeared prominently in Appeal as the man for whose sole benefit the vacancy was created by Mr. Dumergue.

8. That in the recent case of murder, Mr. Dumergue's conviction of one Alagiri Tevan was set aside by the Higher Court on the ground that the prisoner had not had a fair trial and one of the Local Journals mentioned the fact that the Vakil who defended the prisoner was a man who had had the monopoly of undefended cases since Natesa Aiyar's appointment as Sessions Court Translator under Mr. Dumergue as Session Judge.

9. That Mr. Dumergue's conduct in still retaining Natesa Aiyar to do duty in the lower grade of Session Court Translator while he draws the pay of the higher office of the Head Clerk lays Mr. Dumergue open to grave remark and institutes the demand for an enquiry why no other Translator will be appointed to relieve Natesa Aiyar when, from the public of Madura, numbers can be found to fill that office with greater efficiency.

10. That the said incident to which your memorialists crave attention is one of an earlier date and one which perhaps Natesa Aiyar can explain.

11. That about two or three days before the Courts of the District closed for the summer recess in May 1893, one C. Srinivasa Aiyangar a student of a School in Bangalore was appointed by Mr. Dumergue as a permanent attender on 8 Rs. a month and an acting clerk in the District Court on 15 Rs. per mensem.

12. That the effect of this seemingly simple arrangement was, that when the Courts were closed a couple of days after his appointment, Srinivasa Aiyangar drew pay for two months for doing absolutely no work; whereas the object of the Government is that the two months recess are to be enjoyed by those servants who had already worked for the previous ten months; that not satisfied with such a violation of the first principles of propriety or decency, Mr. Dumergue went so far that on the reopening of the Courts after the recess, this Srinivasa Aiyangar was immediately granted six months leave to complete his course of studies at Bangalore during which period of leave and while a student in the College he was promoted as a permanent Clerk on the rolls of the District Court.

13. That this conduct again is open to construction in a variety of ways and tends to shake the confidence of the people of Madnra in the integrity of rules framed for admission to and promotion in the public Service.

14. That while your Memorialists submit these facts for your Excellency's consideration, they have no hesitation in praying for an opportunity of substantiating all their allegations for which purpose they pray that a commission may be appointed.

For which, as in duty bound, your Memorialists shall ever pray.

In Ramasamy Iyer

His Excellency The Right Honorable
Belby Brown Wrenlock Esquire C. I. E.
Governor in Council
Fort Saint George.

1. That when your Excellency's Government has framed rules for the admission of candidates into the public service upon passing the requisite tests, those rules are either ignored or treated with slight contempt by Mr. Dumergue the District Judge of Madura, to the prejudice of those who have claims on the consideration of the Government.

2. That for the present your Memorialists beg leave to draw your Excellency's attention only to two instances in which the rights of others have been disregarded by Mr. Dumergue in a manner of questionable principle and character.

3. That under the rules of Service an officer appointed to a certain post is required to do the duties of that post for which he draws the prescribed salary.

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6. That Natesa Aiyar is a man not unknown to the authorities, may be gathered from the fact that when Mr. Dumergue tried to remove the present Sheristadar of the District Court, Natesa Aiyar's name was introduced into the correspondence which was sent as an appeal by the Sheristadar.

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this District, Natesa Aiyar's name again appeared prominently in Appeal as the man for whom
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8. That in the recent case of murder, Mr. Damargue's conviction of one Alagiri
Tevan was set aside by the Higher Court on the ground that the prisoner had not had a
fair trial and one of the local journals mentioned the fact that the Vakil who defended
the prisoner was a man who had the monopoly of undefended cases since Natesa Aiyar's
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Dr. Ramaswamiyer

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RECEIVED

ENCLOSURE

ORDER

LETTER

PAPER

Handwritten notes in Tamil script, including names like Rengadaram, and other illegible text.

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

N.B. -
A = Copy in full.
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Q = Copy heading only.

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