

(1) Number of pages

16

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MADRAS RECORD OFFICE.

Government of Madras.

Judicial

DEPARTMENT.

G.O. No. 841

Press
Mis.

Dated 24th April 1895.

Not to be folded or roughly handled

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 841.

Dated 24th Apr 1895.

INDEXED.

[Despatch Abstract.]

RULES RELATING TO THE RECRUITMENT OF THE SUPERIOR RANKS OF
THE POLICE DEPARTMENT.

Communicating to the Inspector-General of Police letter from the Government of India replying to letter from this Government submitting certain questions in connection with the compilation of revised--in the Madras Presidency, and directing him to submit, for publication, a set of rules revised with reference to the Government Orders quoted and the present communication from the Government of India.

N.B.—There are papers connected with this
order in the confidential records.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2813		22-11-94				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
50	653R		31-5-95				
56	1193/4		4-June/95				

CONFIDENTIAL.

To be filed with G.O. No. 8741, Judicial,
dated 24th April 1895.

India says that preferably
natives should be promoted by
selection from among the ranks
of the Insps, & leaves it open to
Local Govt to determine who shall
be nominated & compete - Taking
the two ^{statements} together it appears that
India does not wish natives
to be nominated & compete. I
must say that I think that,
as a general rule, they are
quite right, though there are
some pure natives to whose nomi-
nation I should see no objection -
e.g. the Padmabhat Raj's brother,
who is understood to be seeking
respectable employment under
this Govt -

BD
10/4/95

Under these instructions
natives should be nominated
only in very exceptional
cases.

JG 10/4

I do not read India's letters to
mean that no native sh^d. be
appointed to the upper ranks of
the Police, but that their introduction
may be undertaken gradually & with
very careful selection.

W
20 Apr

C. N^o 1600

3

Please see draft order subm^{itted}
for approval on the current.
The G. of I. talks of "strong
objections" to allowing persons
now in the Police & more than
24 years old to appear
for the Local Competitive
Exam. but it does not ex-
plain what these objections
are.

The Local Competitive Exam.
is open only to candidates
who have been nominated
by Govt & it seems to be
India's wish that no native
of India should be nominated
& that no European should
be promoted from the
ranks. The latter wish the
G. of I. expresses clearly
but it seems to be afraid
to give open expression to
the former.

Draft Rule 18 on p. 14 of
Col. Porteous' draft rules
under cover of G.O. of 22
Nov 1894, N^o 1813, says that
the Local Competitive Exam.
is open alike to Europeans
& natives. Surely India does
not object to such a
statement? (apparently it does).

W
4 Apr 95
BD 5/4/95

Reverend
Dear Sir
I have the honor
to acknowledge
the receipt of your
letter of the 10th inst.

Yours truly
(D. D. D.)

Confidential

ORDINARY, MS.

Ind. DEPARTMENT.
G.O., DATED 24.4.95
No. 841

When given for copying.

[Despatch Abstract.]

Recruitment of Police

Papers connected with
the above go

ms

SENT No 1600
Ind

43: 19/94 Pub

From

The Govt of India
Home Dept.

207

Date 26.3.95
Recd 21.3.95
Rep 1-4-95

Subject

Replying to letter No 2516
22/1/94

From: Certain questions
in connection with the comple-
tion of revised Rules relating
to the recruitment
of the superior ranks of
the Police Dept in the Madras
Presy

Recd from
1/50 580/94
1/50 580 Pub advice
all papers to be kept
3/4

Go. 2813/4 22.4.94
1761 17. vii 94
H. papers
P. 580 5.6.94 (Am)

Order 24 April 10/4/95
10/4

Comd to the S.G. of Police
who will submit for publication
in the Gazette a set of rules
revised with reference to
G.O. 22 Nov 1894, No 2813, S.O. 2
31 Jan 1895, No 194, Ind. & this
letter from the G. of I.

Letter S.G. of Police (S.C.)
26/4 10/4/95

Note: It remains uncertain what
are the "strong objections" to the
grant of the higher commission
suggested by this Govt. ~~It would appear~~
~~that the G. of I. wants to confine~~
~~appointment by local competitive~~
~~exam. to Europeans & appointment~~
~~by promotion from the ranks~~
~~to Natives & that it is a fair~~
~~to express the~~
~~former intention~~
~~openly. The local competitive exam.~~
~~is open only to candidates nominated~~
~~by Govt.~~

101. (with for copy)
6
No. 27.

FROM

J. P. HEWETT, Esq., C.I.E.,

Offg. Secretary to the Government of India,

TO

THE CHIEF SECRETARY TO THE GOVERNMENT OF BENGAL.

Home Department.
Police.

Calcutta, the 11th January 1895.

SIR,

I AM directed to acknowledge the receipt of your letter No. 1838-A.D., dated the 17th October 1894, with which was submitted a representation from the Secretary to the Indian Association containing a prayer that Natives of India should be declared eligible to appear as candidates at the examination for Police appointments held at Calcutta in December 1894 and at similar examinations held hereafter in this country, or in England, for recruiting the superior staff of the Police Service.

2. I am to observe that the maintenance of law and order and of security for person and property is one of the most important duties of the Government, and that it was recognised by the Public Service Commission (paragraph 117 of their Report) that no *à priori* considerations in favour of the admission of all classes to equal chances of employment in the public service should be allowed to interfere with this primary duty. As the Commission pointed out, among the first duties of a good Police officer is the maintenance of the public peace among populations liable to be set at variance by dissensions arising out of race or religion. These weighty considerations point to the conclusion that it is more important that a District Superintendent of Police should have the faculty of command and of maintaining order than that he should be of high detective ability (which the Indian Association consider to be a chief requisite for the position), and this conclusion is reinforced by the fact that under the Police reorganization now in progress, the Police of each district comprises a large body of armed men instructed to some extent in drill and possessing to some extent a Military organization. It has to be remembered that even if it were allowed that Native officers have the superiority in respect of detective ability over European officers, still the District Superintendent of Police does not ordinarily, or except in rare cases, investigate cases, and it is in the ranks of investigating officers (Inspectors and Sub-Inspectors) that detective ability is required as an essential qualification and not in ranks superior to them.

3. The Public Service Commission, in leaving the question to the Government of India as the only authority capable of judging how far the larger employment of Natives could be safely extended to the Police, expressed their opinion that for many years to come the European element in the higher ranks of the Police should predominate, though Natives of India ought not to be excluded from those ranks, but should be employed in them in a reasonable proportion.

4. The arrangements for recruiting the Superior Police Service, which were described in the Despatch* from the Government of India, No. 321 (Financial), dated the 11th October 1893, and were approved by the Secretary of State in his Judicial Despatch* No. 14, dated the 15th March 1894, provide for the employment of Natives as well as Europeans. The opinion was indeed expressed by the Governor General in Council to the Government of Bengal in paragraph 3 of the letter of the 16th June last, that it is preferable that those vacancies which can be assigned to Natives should be filled by the promotion of Inspectors who have rendered long and approved service. But there is no prohibition against the nomination of Natives of India to compete at the examinations held in India, and it rests with His Honour the Lieutenant-Governor, having due regard to the opinion of the Governor General in Council above referred to, to determine how he will distribute his nominations to appear at the examination.

5. It is reported in your letter under reply that, in accordance with the wishes of His Excellency in Council, His Honour the Lieutenant-Governor has decided to promote Inspectors who may be found qualified from time to time to the grade of superior control. As a provisional arrangement, Sir Charles Elliott has determined that two Native Assistant Superintendents shall be appointed in every three years. The present proportion of Natives to Europeans in the Superior Police Service in Bengal is stated to be about one to twenty, and the proportionate recruitment in future, under these orders of the Lieutenant-Governor, will be one Native to six Europeans.

6. I am directed to say that, having regard to the limited European controlling staff in the Bengal Police, the Government of India consider the action taken by the Government of Bengal to be at the present time sufficient; and that they decline to interfere with the complete discretion regarding the class of Natives to be appointed which was left to the Lieutenant-Governor by the letter from this Department of the 16th June last, or to recommend to the Secretary of State a change in the Regulations recently approved by him. It is not the wish of the Government of India to keep the offices of control in the Police Department entirely in the hands of Europeans: their intention is to introduce Native officers also to a reasonable extent, and provided the proper material is forthcoming. But, having regard to the *quasi*-Military functions, as well as the functions of organization, direction and control in purely Police matters which District and Assistant District Superintendents exercise, it is necessary that the increase of the Native controlling staff should be carried out gradually and not ordinarily as an experiment with untried material: but by way of extending the function of men whose suitability for the work has already been tested. For the present the Government of India do not consider it advisable to do more than has been directed as a provisional arrangement by the Lieutenant-Governor. Should the practical results of His Honour's orders be satisfactory, it may become possible to take further steps in the same direction.

7. I am to ask that a copy of this letter may be forwarded to the Secretary to the Indian Association.

I have the honour to be,

SIR,

Your most obedient Servant,

J. P. HEWETT,

Offg. Secretary to the Government of India.

No. 207.

FROM

J. P. HEWETT, Esq., C.I.E.,

Offg. Secretary to the Government of India,

TO

THE CHIEF SECRETARY TO THE GOVERNMENT OF MADRAS.

*Home Department.
Police.*

Calcutta, the 26 March 1895.

SIR,

I AM directed to reply to your letter No. 2814 (Judicial), dated the 22nd November 1894, submitting, for orders, the following questions in connection with the compilation of revised rules relating to the recruitment of the superior ranks of the Police Department in the Madras Presidency, namely,—

- (1) whether there is any objection to the insertion in the new rules of a provision to the effect that Military officers appointed to the Police should have the right to return to military duty at any time within six years, after giving three months' notice of their intention; and
- (2) whether it is possible to relax Rule II of the rules for the examination for admission to the Police Department in India (which lays down that the age of a candidate, when examined, must not exceed twenty-four years), so as to give power to the Local Government to permit deserving men already in the Department to appear for the examination up to the age of thirty-four years.

2. With regard to the first question, I am to say that the existing rules on the subject of the employment of Military officers in the Police and other Civil Departments are contained in Articles 279 and 280 of the Army Regulations, India, Volume I, Part I. The former Article refers to temporary, and the latter to permanent, employment. It will be observed from Article 281 that a Military officer would be held to be permanently appointed to the Police Department on his being struck off the strength of his regiment on expiry of the two years for which he was seconded. I am to explain that a Military officer struck off the rolls of his regiment, under Article 280, has no absolute right to throw up his civil appointment and revert to military duty at any time during the period of ten years that his name is borne on the effective list of the Army; but that in ordinary cases an officer desiring to revert to military duty would probably be allowed to do so, subject to the convenience and exigencies of the public service. I am to say that the appointments of Military officers to the Madras Police must necessarily be regulated in accordance with these rules, which govern their claim to obtain employment in the Army on reversion to it from civil duty. So far as the Civil Police Administration is concerned, if the Government of Madras see no objection to a Military officer leaving police duty at any time within six years after giving three months' notice, the Government of India have no wish to prevent this being allowed, but it must be understood that he has no absolute right to return to military duty under such circumstances.

3. The recommendation contained in paragraph 4 of your letter that the Local Government should be empowered to permit deserving Inspectors already

in the Department to appear at the examination up to the age of 34 years is made in the interests of several graduates who have entered the service of late years, and who will, if the concession asked for is not made, be debarred owing to age from appearing at the examination. It appears to the Governor General in Council that there are strong objections to the adoption of this course. A general relaxation in favour of the class mentioned is, in the opinion of His Excellency in Council, undesirable; and the exemption of individual officers from the rule would be open to still greater exception. In so far as the proposal would apply to Natives of India, I am to observe that the extent to which the Government of India consider it desirable at present to appoint Natives of India to the superior ranks of the Police service has been explained in paragraph 3 of Mr. Lyall's letter No. ^{3 Police} 309, dated the 16th June 1894. I am also to forward, for the information of His Excellency

* No. 27, dated the 11th January 1895.

the Governor in Council, the accompanying copy of a letter* addressed to the Government of Bengal, which contains a further expression of the views of the Government of India on the subject. If the graduate-Inspectors referred to in your letter under reply include Europeans, I am to say that the Government of India are not in favour of promoting European Inspectors to the superior ranks of the Police service, which can, in their opinion, be better filled by officers who have had a more suitable training. For these reasons the Governor General in Council regrets that he is unable to relax the rule as to the age-limit in the manner suggested by the Government of Madras.

4. I am to request that copies of the revised rules may be sent to this Department, as soon as they are ready, for transmission to the India Office.

I have the honour to be,

SIR,

Your most obedient Servant,

J. P. Hewett

Offg. Secretary to the Government of India.

Why?
22
480 No. 175
17.2.94
(Hewett)
(22.2.94)

226.05
7/10/05
4/5/04 ✓
1-3-05 ✓
24-8-05
3-4-08 ✓

3-10-12 ✓
1-4-13 ✓

19-8-13
14-6-20

12-6-23 13 ✓