

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1054 L.

DATED 19 June 1895

[Despatch Abstract.]

Petition.

Restoring, with remarks, G. Hallatambi, late Supervisor,
Srivilliputtur range, Tinnevely district, to his former post.

BACK PAPERS.

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

FURTHER PAPERS.

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

LOCAL AND MUNICIPAL DEPARTMENT.

Current No. 1429 L (Petition).

From

G. Nalla tumbe, late Supervisor of Tinnivelly District.

FOR ORDERS.

The petitioner who was a Local Fund Supervisor on Rs 100 in the Tinnivelly District was reduced by the President of the District Board to the place of a First Grade Overseer on Rs 60 on the grounds that he was guilty of laziness in checking measuring works and that his failure to take prompt measures shows his incapacity to supervise his subordinates. Against this order of the President the petitioner appealed to the District Board but the appeal was withheld from the Board by the President.

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under the impression that there was no appeal to the Board, as the petitioner ^{had} ^{been} only reduced and not suspended or dismissed.

On this the petitioner applied for leave on forfeiture of pay for three months and when this was not granted, he submitted a resignation which appears to have been readily accepted by the President. The petitioner having then addressed Government, the attention of the President was drawn to para. 1 of G.O. 186-87 no 1150 L, in which it was held, that the reduction of a Local Fund Servant from one permanent appointment to another on lower pay is a dismissal from the higher appointment and the President was directed to place the petitioner's appeal before the District Board for consideration.

On this the District Board passed a resolution of 25th March 1895 no. 20, in which it is merely stated that "the punishment awarded to the Supervisor was more severe than the circumstances of the case demanded." On this the petitioner appears to have requested the President to restore him

* G.O. 9-2-95 no 260 L.

him to the appointment of Supervisor, but the President directed the petitioner to seek service elsewhere as the District Board's resolution does not entitle the petitioner to be reinstated in his former appointment and as he had resigned his service in the Tinnevely District. Against this order the petitioner now appeals to Government, praying for restoration.

V.R.
31/5/95 The petitioner certainly seems to have been hardly treated.

For the offence of 'laginess and failure to take prompt measurements' he was reduced from Rs 100 to Rs 60 nearly a year ago. His appeal to the District Board was withheld illegally. His repeated applications for leave on loss of pay were refused. ^{At last} Finally when, under the impression that his appeal had been finally disposed of, he added to one of them a request that if his leave was to be again refused he might be allowed to resign, this was jumped at and this resignation has been made the pretext first for refusing to put a second appeal before the Board and secondly, when the appeal had been laid before them under the orders of Government, for nullifying their "nearly unanimous" decision that the punishment was too severe.

On the facts too, the Board seem to be right and if the petitioner was somewhat lazy, the man who has been put in his place seems to be incompetent.

3. VI. The petitioner seems to have been very badly treated and to have been practically bullied out of the L. J. Engineering Estate of Dinwiddie. Whether his story about his master being a friend of his master is true or not there is nothing to show. Mr. Macleod says he is competent and he quotes Mr. Chester the L. J. Eng. in support of his opinion on any subject. I do not think much and Mr. Foster when speaking to me about Mr. Chester expressed anything but a favorable opinion of him.

Of course one has not heard Mr. Macleod's version of the pet's case but from his proceedings and supposing that the pet's statements are not absolute falsehoods the punishment inflicted was far too severe: reduction for a time or suspension or even a small fine would have been quite enough even granting that all that Mr. Macleod alleged against him was true.

The main account of how he came to at last resign is no doubt true: this was all brought about by Mr. Macleod's ignorance of what he should have known.

The pet was reduced from Engineer to the rank of lower rank 1st Rank

Petition from G. Wattatumbie
Lake Superior. Tinnelly Dist.

FOR ORDERS.

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[G.]
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600-7-5-95.

DEPARTMENT.

C. No.

FOR ORDERS.

Order 19.6.95 No. 1054

From a perusal of the District Board President's proceedings dated 18th July 1894 and of the other papers connected with this case Government is of opinion that what petitioner has already undergone is ample punishment for any fault of which he may have been guilty and accordingly directs that he be restored to his former post of supervisor.

(from orders)

C.S.
13. V.

15/6/95 12/6/95

To

The President District Board Tinnelly

The Petitioner.

Supr. 24/6/95

note for C.S.

I am sorry that it escaped my notice

overseer. It is unfortunate that the L. J. Bd. made no more direct proceedings on the appeal than it did but there cannot be any doubt as to what it meant viz that the petitioner should be restored. Mr. Macleod apparently wilfully shut his eyes to this and calmly told the pet that the resolution did not convey that he should be restored and that as he had resigned (having been driven there by Mr. Macleod's illegal treatment of his appeal and refusal to give him leave) he must seek employment elsewhere. I submit that what the pet has undergone is ample punishment for any fault of which he may have been guilty and that he should be restored.

8/6/95

Can it be that the President had no other

Ref: Frank Kaba...

14296

FOR ORDERS.

Am

10542

C.S.

(from orders)

*CH/2 P 45
1895*

READ AGAIN ORDER OF GOVERNMENT, DATED
189 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

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Miscellaneous.

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No. 1054L

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