[L. & M. 2,000-8-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1345 M

DATED 16th August 1895

[Despatch Abstract.]

Petition.

Declining to interfere on behalf of P.Govindan, late peon, Calicut Municipality, praying for restoration to his appointment.

BACK PAPERS.

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

FURTHER PAPERS.

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

INDEXED.

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 16-8-95

No. 1345 Mu.

When given for copying.

[Despatch Abstract.]

Petitions

Declining to interfere on
behalf of P. Goomidan, late peon
in Mukty. praying for reste-
ration to his appointment.

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Back Paper, No. of 189

Further Paper, No. of 189

Exhibit again Order of Government, dated 189 . No , Miscellaneous.

Enclosures.

Current No

Statement with ditto.

Order of Government

Statement with ditto.

Papers not filed up, being meant for despatch in original (not paged).

N.B.—
A — Copy in full
B — Not to be copied.
P — Copy abstract only.
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Examined by

Local and Municipal Department.

Local & Municipal Dept.
CURRENT No. 24524

From
P. Govindan Nair
Lake Peon, Calicut Munty.

No.

Dated 24-7-95
Received 31-7-95
Enclosures

SUBJECT.

Praying that under the circumstances stated, he may be reinstated in his former post as peon attached to the birth & death debtt. of the Calicut municipality.

(write order)

C.S.
Misc:

Order.

The Government cannot interfere on behalf of the petitioner.

V.P. 3/8/95 Woods 2/8
14/8/95

Note — No affect to be given in the meantime

Do to Petr (write extracts from proceedings in original)

2/9. 4/9/95 Supt. 21/8/95

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2452 Inf 95

for such a long period of 24 years, he has always been earnestly looking forward, naturally enough for a day when his Superiors would give him leave to retire from Service by granting him a pension or gratuity. But his fate unfortunately has been otherwise. He has now been summarily dismissed from Service for an alleged nominal neglect of duty which he has completely refuted & he leaves it to this respected Council to consider how far he deserves the maximum punishment which is in its power to inflict upon him. With these representations the petitioner begs to appeal to the Council against the Chairmans order of dismissal.

For this act of Charity the petitioner shall as in duty bound Ever Pray.

Sd/ Govindan Nair

(True copy)

Panoli Govindan Nair

24-7-95.

While on this point the petitioner respectfully begs to submit that this obedience of orders is an idea foreign to the petitioner as a record of his long Service of 24 years would prove & as Several Councillors Can testify to it from personal Knowledge & experience.

6. In Conclusion the petitioner respectfully begs to submit that he has an unblemished Service of extending over a period of 24 years during which he has never once been fined. Censured or warned or even called upon for an explanation. He is perhaps the oldest both in age & Service on the Municipal establishment & has always endeavoured to discharge his official duties in a Conscientious manner without any murmur or Complaint He has reason to believe that he has afforded Complete Satisfaction to all the Superiors under whom he had occasion to work in any Capacity whatsoever & he trusts that all will be so kind as to testify to the manner in which he has worked under them. Having Counted

Govindan has left

These facts are so Clear & they speak for themselves so well that Comment is Superfluous.

5 Before Concluding the petitioner also begs to Submit most respectfully that he waited on the Councillor Mr. Hoban requesting ah his leave to Submit an explanation on the Subject stated in the Proceedings in question. In the face of this admission the petitioner is at a loss to reconcile it with the latter Statement « that Govindan said the worst defaulter did not Consider it necessary to appear or tender an explanation ». Similarly it grieves the petitioner very much to see that the Chairman has also recorded that the petitioner did not appear before him on the 8th inst. as directed with a view to tender an explanation on the Subject Called for by him. With due deference the petitioner respectfully begs to Submit that in obedience to the Chairman's orders the petitioner did attend the Municipal Office & Submit an explanation. This explanation, it is believed is on record in the Office & as the fact is within the personal knowledge of the Several if not all the members of the establishment, the petitioner prays that they may be interrogated about it.

Govindan nair

thinks that this Could not be the Case, the true reason being the Notice serving peons not doing their duty". This the petitioner begs to submit is only an after thought of the Councillor Mr. Appaw Netungati and not the result of any enquiry Conducted by him & which he(petitioner) earnest ends. It is admitted in the proceedings under reference that "Mr. Appaw Netungati's attention was drawn" to this matter on the 19th February 1895 and in reply he wrote to Say "a few weeks ago I Called upon them (the peons) myself for Shoud work and I was told that it was very difficult to find out Children who were unprotected. This he thinks Coned not be the Case, the true reason being the Notice Serving peons not doing their duty". Now the petitioner respectfully begs to ask why the Councillor Mr. Netungati did not report the matter then & there to the Chairman when he found that the peons were Shirking work & if he Suspected the truth of the explanation. The real fact is that he fully accepted the explanation then and was perfectly Satisfied that no further action was necessary. Hence his Silence. But it was Subsequent to this, as admitted in the proceedings under reference, that Mr. Netungati's "personal attention was drawn" by the Chairman who "got him to meet him at office and advised him to "write officially" with the result that the Councillor Changed his views and addressed the Chairman on 2nd March

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been protected from small pox and as it was difficult to serve notices in a group and as freely as before owing to their having scattered over a larger & wider area. The petitioner cannot however assert that there are no more unprotected Children in his range but he can safely assure the Council that the few remaining cases bear an infinitesimal proportion to the number already Vaccinated and protected and that they lie in scattered in different wards & Corners of his range. This fact in itself is sufficient to prove that notices cannot be so largely & freely circulated as before & as in the previous months as the discovery of the sporadic cases & service of notices require longer time. The petitioner also begs to add that no minimum or maximum standard of work has ever been fixed and it is therefore hard that in spite of it the menial servants should be so severely dealt with. The fact that sufficiently large numbers of notices were served in previous months before Vaccination had prospered (guessed) so much lends Colour to this explanation. In this Connection it may be pointed out that this explanation which is based on facts & supported by experience is not evidently accepted by the Committee and the Chairman as in the Proceedings under appeal it is stated that the (the Committee)

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wit a view to let at rangat the intention of government must indispensably fall to the ground. More than this - It is thus conclusively established that the Chairman's orders & the intention of government were cheerfully & willingly obeyed by turning out a satisfactory & sufficient outturn of the extra work imposed upon him in addition to and without prejudice to his legitimate duties & that without giving any room for Complaint on that score.

4. Having thus completely met the more serious charge of past neglect, and gross and intentional persistent disobedience of orders, it now remains for the petitioner to meet the only other charge of present neglect of duty extending over a period of 6 weeks from 1st January to 15 February and which consists in an alleged decrease or short outturn in the Service of Vaccination notices during that period. In explanation the petitioner begs to point out, as he has already represented to the Councillor Mr. J. M. Mpow Metungati and the Chairman that it was not possible for him to show a larger outturn as most most if not all the Children in his range have already

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from 1st January to 15 February 1895 is alone noticed, reviewed and taken as the basis of the unduly harsh treatment dealt out to him. In this Connection, the petitioner begs to point out that during the last 11 months he has served on all 1500 notices, thus giving an average of ~~nearly~~ nearly 170 per mensem. No objection whatever has now or ever been taken to the petitioner's rate of work prior to January 1895 whilst on the Contrary he was once Complimented for the large out turn turned out by him as a reference to the records of the office and to the Councillor Mr. Ketungati would bear testimony to. The petitioner therefore begs to assure the Council that his work prior to January was doubtless satisfactory as no fault whatever has been laid to his door on that score. It may therefore be respectfully pointed out that according to the Chairman's own admission nothing on the part of the petitioner Can be characterised or Construed as an attempt to set at naught by persistent disobedience his orders or the intention of Government" and that any Charge of past neglect of duty by persistent disobedience of orders

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the Service of the Vaccination Notices - a task imposed upon him in addition to and without prejudice to his legitimate work in Connection with the Birth and Death Registery (vide Proceedings No. 767 of 3 April 1894). That no fault has been imputed to him in the discharge of his proper and legitimate duties abertaining to the permanent post and that the maximum punishment of dismissal has been inflicted upon him for an alleged neglect or decrease in the extra and additional work imposed upon him without prejudice to his ordinary duties

3. That a reference to the Chairman's Proceedings under appeal shows that the Council was of opinion that a separate establishment was necessary for serving Notices in Connection with Vaccination but that "Government having refused Sanction to entertain" a distinct agency the work was entrusted to the Birth and Death pens in addition and without prejudice to their legitimate duties. Though this practice has been in force for the last 11 months (that is Since April 1894) yet to the great misfortune & prejudice of the petitioner, the out turn of work turned out during a period of 6 weeks

Govindan Nair

To

The Calcutta Municipal Council
Calcutta

The humble petition of Panoli Govindan
Nair, late Birth and death peon, Calcutta
Municipality
most respectfully showeth

That the petitioner begs to acknowledge
with much regret, the receipt of the Chairman's
Proceedings no. 217/95 dated 9 March 1895 (appended
in original) dismissing him from his post
for an alleged "present and past neglect of duty"
which unfortunately for him has been
"construed to be an attempt to set at naught
by persistent disobedience" his "orders &
the intentions of Government". That against
this Proceedings the petitioner respectfully
begs to appeal to the Municipal Council
wherein he has been faithfully, honestly
& conscientiously serving for a long
& uninterrupted period of 24 years.

2. That in prima the petitioner begs to
invite the kind attention of the Council to the
important fact that the legitimate and
permanent post which he held under it
was a Birth and death peon, whilst the
alleged neglect of duty for which he has
been so severely dealt with referred to

Panoli Govindan Nair

5. That in Conclusion your humble Memorialist begs to add that he is a poor man with a large family to support and who has practically earned nothing during his long Service (he having throughout drawn only a paltry ~~Sum~~ pay of Rs6 per mensem)

For which act of Kindness your humble Memorialist shall as in duty bound Ever Pray.

Govindan Nair

Calicut
24th July 1895

begs to append a copy of the appeal submitted by him to the Cuddalore Municipal Council on the 20th March 1895 in which have been clearly set forth the nature of the most trivial charge which has been made the basis of his dismissal and the long and unblemished Service of the memorialist which is almost Contemporaneous with the age of the Cuddalore Municipality. That the memorialist humbly trusts that a perusal of this appeal (which is respectfully sought) will Convince the Government that the most severe punishment meted out to him is not at all Commensurate with the nature of the offence imputed to him and that the benign Government of Madras will therefore intercede on behalf of the humble memorialist and extend to him that usual Kindness and mercy which is generally shown to poor and aggrieved Subjects by reinstating him in the post from which he was dismissed.

5.

Govindaswami

of Madras (vide G.O. Dy 10 april 1895 No. 653. M. Miscellaneous). on the receipt of the above G.O, the memorialist again petitioned the Calicut Municipal Council requesting that he may be reinstated in to his former post, as Government had merely declined to Sanction gratuity to him without prohibiting his re-employment in the Service, with the result that the Chairman to his great misfortune directed that "the petitioner Cannot be reinstated".

3. That against this last order your humble memorialist now respectfully begs to appeal to the Government of Madras and prays that in Consideration of his admittedly long and unblemished Service, he may be reinstated in his post from which he was so cruelly and mercilessly dismissed for no fault of his.

4. That with a view to place before the Government of Madras the Circumstances under which he was so mercilessly dealt with, your humble memorialist respectfully begs

Govindan nair

Local & Municipal Dept
CURRENT No. 2455 M

CHIEF SECRETARY'S
29 JUL 95
MAS

To.

The Chief Secretary to the Government
of Madras.

Local and Municipal Department.

The humble memorial of Pandi Govindan Nair
late Birth and Death peon, Calicut Municipality
Most respectfully Showeth.

1. That the memorialist was the Birth & Death peon attached to the Calicut Municipality until the 9th March 1895 on which date he was dismissed from his post by the Chairman. That against this order the memorialist respectfully appealed to the Council with the result that the latter "altered the order of dismissal to an order dispensing with his services and in consideration of his past services Government be addressed to Sanction a year's pay as gratuity".

2. That the Calicut Municipal Council accordingly addressed the Government of Madras on the lines of its altered decision which unfortunately for the memorialist was not Sanctioned by the Government

Pandi Govindan Nair

When given for copying ____
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When examined ____
When signed ____
} 189.

READ AGAIN G.O., No. DATED
189 ,

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT.								
STATEMENT WITH DITTO.								
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.								

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