[L. & M.
9,000-8-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1849/M

DATED 7th November 1895.

[Despatch Abstract.]

Municipal Council.

Informing P.S. Muhammad Mukhdum Ravuthar, Municipal Councillor, Dindigul, that the Government cannot consider communications received from individual members of Council on such matters as those referred to by him.

BACK PAPERS.

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

FURTHER PAPERS.

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

From,
M. R. Ry. P. S. Mohomed Meytheen
Rowther Avergal,
Municipal Councillor,
Dindigul.

To,
The Chairman,
Municipal Council,
Dindigul.

Sir,

Adverting to your letter no. 182 dated 13. 9. 95. regretting your inability to submit to Government papers connected with the appeal of Subbramonia Asary, Accountant on suspension, I have the honor to inform you that for the following reasons, I shall have to address Government myself direct, if you should decline a second time to do so.

2. The suspension of a Municipal Servant is a matter [illegible] sufficiently important and as such the papers connected therewith must have been sufficiently well gone through by the Councillors before being required to vote in the matter. As a matter of fact, the papers in question were hurriedly circulated as ordinary rountine papers and the Councillors with all their other engagements

Contd.

Could not have devoted enough time as the Case deserved. Nothing could have been lost if each of the Councillors had been allowed a day, appeals especially, those of the kind in question being of very rare occurance. Such being the case a Councillor moved for an adjournment in view to properly Scrutinize the papers, but the motion was lost to the detriment of the appellant.

3. Now supposing appellant desires to move Government to review his Case on the ground that the judges in the appeal did not properly Study his Case, that is to say, were not allowed sufficient time to Study it, will not the facts of the motion and its loss be very material for the Consideration of Government? In fact Government would desire to know, if any of the Councillors pleaded want of time and if so might order a reconsideration of the Case, irrespective of the fact that a motion in that direction was put to vote and lost.

4. I am pretty sure you now understand the importance of this portion of the resolution passed that day. Its omission from the minutes book, as I Consider, Seriously prejudiced appellant. I am therefore of opinion that the entire

resolution,

resolution on the appeal is void by reason of the serious omission. If you do not think so too, please send up these papers to Government so that, independant of this Case, we may obtain a definite ruling if a motion duly put to vote and lost has not to be duly recorded and if it not recorded, accidentally or otherwise, whether Such omission does not invalidate the entire proceedings in the matter thus Calling for a reconsideration.

I have &c.

(Signed) P. S. Mohomad Mugdhoom.

M. Councillor

25. 9. 95 }
Dindigul }

(True Copy.)

P S Md Mugthum

Councillor

16. 10. 95.

1895

Dindigul Municipal Office

From, M. R. Ry. T. Rajagopal Naidu Garu.
Chairman
Municipal Council
Dindigul

To,
M. R. Ry. P. S. Mohomad Mujdhoom
Rowther Avergal.
Municipal Councillor
Dindigul

Dated 3rd
Despatched 3rd } October 1895
Received

No. 215

Enclosure

Subject

Sir,

In reply to your letter dated 25. 9. 95, I have the honor to inform you that I am unable to find any irregularity or informality in the decision arrived ~~that~~ at by the Council in regard to the appeal of Subbramonia Aiyar to warrant a reference to Government on the matter.

2. It is unnecessary that you should

should have written this letter to me in the face of this Office letter no 182 dated 13·9·95. Subbramonia Asary is able enough to obtain justice for his cause. By your advocacy of his case in this manner you seem to desire to promote insubordination among the servants of the Municipality.

3. Further, I learn that the said Subbramonia Asary is in your employ since suspension. If so, I regret to observe that you will be least qualified to advocate his cause.

I have &c.

(Signed) T. Rajagopal

Chairman

(True copy)

Councillor

16·10·95.

20

Local & Municipa
CURRENT No. 3170

From,

M. R. Ry P. S. Mohomad Mugathoom
Rowther Avergal,
Municipal Councillor,
Dindigul

To,

The Chief Secretary
to Government
Fort St. George

Sir,

I have the honor to submit the following Case with the request that you will be pleased to obtain the orders of Government on it.

2. I submit this myself direct as the Chairman peremptorily declined on more than one occasion to make the reference himself.

3. The Municipal accountant, K. Subbramonia Asary had been suspended by the Chairman on a charge of misappropriation. The said Asary appealed to the Council but without success. When disposing of the appeal one of the Councillors then present moved that the papers relating to the appeal were not given sufficient circulation and hence

Suggested

that the hearing of the appeal adjourned till the papers were properly perused by all the Councillors. As a matter of fact, the papers were not left at the hands of Councillors for more than a few hours. I may add that many other papers were also in Circulation with those in question. The motion above referred to was duly put to Vote but was lost by the Casting Vote of the Chairman.

4. The facts of the motion and its loss were somehow not recorded with the ~~min~~ minutes of that day's proceedings. Happening to go through the minutes later on I discovered the absence of the motion from the minutes book and requested the Chairman to let me know if it must not find a place in the book and if its omission does not operate to invalidate the entire proceedings concerning their subject and to obtain the orders of Government in the matter if he did not concur with me (Vide Copy of my letter dated 25. 9. 95)

5. The Chairman, without replying to the point, said there was nothing irregular

in the

in the decision of the Case—(this was not ~~a~~ I wanted to be referred to Government) and the he declined to make a reference to Government, at the same time making a sweeping remark, that I was actuated by a desire to promote insubordination among the servants of the municipality". I need~~ed~~ hardly point out the undesirable tone of the above remark (Vide Copy of his letter No. 215, dated 3. 10. 95) as in no portion of my Communication to the Chairman is there anything to warrant such an unpleasant remark. The Chairman is entirely mistaken in holding that I advocate the Cause of the appellant in question while in fact I do not question the Council's decision on his appeal but simply want some important general questions incidental to the appeal be decided.

6. In this Connexion I beg to submit that of the 9 elected Councillors, I am the only one except the Chairman who knows English and I Consequently feel bound to take to the notice of Government such matters as deserve its attention and orders.

7. In fine I beg to solicit the orders of Government as to whether a motion relevant

to

proceedings of the Council duly

it to vote has not to be recorded in the minute book and whether the Chairman is not bound to obtain the orders of Government on a question like this at the instance of a councillor.

I have the honor to be,

Sir,

Your most obedient Servant,

Councillor

16. 10. 95.
Dindigul

[9]

LOCAL AND MUNICIPAL DEPARTMENT

Local [illegible] Municipal Dept.
CURRENT No. 3170 M

[illegible] 93
4432 [illegible] 99

From

P. S. Muhammad Makhdum
Rowther Avergal
Municipal Councillor Dindigul

C.S / mis

Order No. 1849 Mis. 7-11-95

The Government cannot consider communications received from individual members of councils on such matters as those referred to. Should the council as a body or the chairman feel any doubt upon the subject a reference can be made to Government.

V.S. 30/10/95

W. Craig.

6/11/95

No.

Dated 16-10-95

Received 21-10-95

Enclosures

SUBJECT.

Soliciting the orders of Govt. as to whether a motion relevant to certain proceedings of the Council duly put to vote has not to be recorded in the minutes book and whether the Chairman is not bound to obtain the orders of Govt. on a question like that at the instance of a councillor.

Note – [illegible] please [illegible]
dated 29-10-1895

D.O. ✓

To
M.R.Ry. P. S. Muhammad Makhdum Rowther Avl.
Despd. 8/11/95

(with an order)

25/10 [illegible]

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hen given for copying ______
hen copied ______
hen examined ______
hen signed ______ } 189 .

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

URRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT .. .. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT F[illegible]ED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

N.B.—
A = Copy in full.
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