7-3-07
82-08

[L. & M. 3,000—4-4-97.]

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 1686 M

DATED 28-7-97

INDEXED

DESPATCHED

[Despatch Abstract.]

Petition

Informing Mr. Chapman, manager of the Mul: Office Ellore, that Govt. sees no reason to interfere with the action of the Mul: Chairman in suspending him from his appointment for his gross insubordination.

BACK PAPERS.

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

FURTHER PAPERS.

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

[L & V]
150—30-6-97.

Papers to be read in proceedings :—

Again G.O., No. dated 189 .

Again G.O., No. dated 189 .

Current No. 394 M of 1897, dated 21st January 1897 from the Collector, Godavari Dt:

" " 1889 M " 1897, " 15 April 1897, " " Chairman, M.C. Ellore.

" " " 189 , " , "

Misc ORDER. No. 1686 M. mis. dt 28-7-97.

The petitioner will be informed that the Government sees no reason to interfere on his behalf.

(From Orders)

V.R.
26/7/97

To

The Chairman, M.C. Ellore.

" Petitioner.

Desp — 2/8/97

appeal petition of Mr Chapman, manager of the municipal office, ... against the Chairman's order of suspension from his appoint

Again G.O., dated 189 , No.

Current No. 394 M of 1897, dated 21st January 1897 from the Collector, Godava Dt.

Current No. 1889 M of 189 , dated 15th April 1897 from the Chairman M.C. Ellore.

SUBJECT.

FOR ORDERS.

L

In his Proceedings of the 6th October 1896, the Chairman of the Municipal Council of Ellore, suspended Mr. E. J. Chapman, the Manager of the Municipal Office, for six months from 8th October 1896, on account of his neglect of duty and grossly impertinent and insubordinate conduct towards the Chairman on the 19th May 1896, and called upon him to show cause why he should not be dismissed for it.

2. Against this, Mr. Chapman appealed to the Municipal Council, which in its Proceedings of the 28th December 1896 confirmed the Chairman's Order of ... nsion for six months and disd ... the appeal as his Explana... was ..., an... most unsatisfactory, and his con... most o... bjectionable.

M

In the budget of the Munici-
lity for 1897-98, the Municipal Coun-
proposed to reduce the Office
anager's pay from Rs 50 to Rs 40
th an annual increment of Rs 2
to Rs 50, with a view to increase
he salaries of the clerks, and in
ara 4 (5) of G.O. No 636 M dated
0th March 1897, the proposed reduc-
tion in the pay of the Manager was
pproved by Government, but not
the proposed increases in the sa-
laries of the clerks (except the third clerk), though the
Collector in para 10 of his Endorse-
ment remarked that the reduction
did not seem to be advisable in
a Municipality like Ellore where the
Manager had to perform outdoor
duties in addition to Office business.

4. In the first of the currents
read above, Mr. Chapman appeals
to Government against the order of
the Chairman referred to in para 1
and the decision of the Municipal
Council mentioned in para 3, on
the ground that the Chairm
and the majority of l
acted against him fully,
though he was n lt.

5. The l Council

* Vide para 7 of the Chairman's letter in G.O. 636 M / 20-3-97 N

N (page 16)

N (page 13)

for whose remarks Mr Chap 's ap-
peal to Government was p d,
O states in the second current read
above that he was guilty of gros
neglect of duty and insubordina-
tion, for which he deserved the
punishment inflicted on him,
and that there is no appeal to
Government against the order of
suspension passed on him by
the Chairman or against the
Council's decision to reduce the
Manager's pay, which was consid-
ered to be necessary and desirab
in the interests of Municipal ad-
ministration.

6. Under No 2 of the rules
regulating the appointment and
punishment of Municipal ser-
Q vants issued in G.O. No 918 L
dated 25th April 1889 and amen
P suspe G.O. No 1654 M dated 6th
issued
Oc was , an appeal shall lie
most o

to the Municipal Council in the case of all Municipal servants fined in sums exceeding one Rupee, suspended or dismissed (by the Chairman) and a second appeal shall lie to Government only in the case of dismissal of a Municipal servant whose appointment requires the sanction of Government. The reduction of the Manager's pay from Rs 50 to Rs 40 rising again to Rs 50 by annual increments of Rs 2 ~~was~~ ~~perhaps~~ however does not appear to have been absolutely necessary, but it was approved by Government in para 4 (5) of G.O. No 636 M dated 20th May 1897 reviewing the budget for the current year, and it is for consideration whether this order should be now revised.

V.R.
12/7/97

K.H. I see no reason whatever to interfere. The Municty's reduction of the Manager's pay was approved, & they do not propose to raise it, nor have funds been provided for an enhancement.

S.K. 16/7/7

19/7/97

Rec 19/3/97.
C.S.

Local & Munl. (1897) Department.

CURRENT No. 394 M

Rec 19/3/97.
Translate for circulation.
C.S. 19/3/97.
Put up references C.S. 19/3/97

C 304/wey of 97
P.a

TO BE RETURNED WITH REPLY

~~Order.~~ No. 282 d/ 8-2-97

Refered to the municipal council, Ellore, for remarks, which should be submitted through the Collector at an early date

Secretary to Government.

From the Collector Godavari District

SECRETARY TO GOVERNMENT
30 JAN. 1897
LOCAL & MUNICIPAL DEPARTMENT

No. 87/Eng of 1897.

Dated 21-1-97.

Received 2-2-97

Registered 3-2-97

Enclosures 9

Spare copies

COLLECTOR
12 MAR 1897
GODAVARI

12-3-97

P.R.
4/3/97

Fort St. George }
6th March 1897 }

Dis No. 304/ser of 17-3-97. des 17-3-97.

Forwarded

for Collector

Dis 15-3-97

Dr 15-3-97

To the Chairman M.C. Ellore through the Collector of Godavari.

16/3/97. a 3/3

inf 12-3-97

SUBJECT.

Forwarding appeal petition of E. G. Chapman manager, Ellore Municipality.

BACK PAPERS.

G.O.	No.	Department.	Date.
Cuo	1864/97		
fo	2148-49	M	21-12-96
fo	1795	M	23-10-96
fo	1947	M	22-11-95
fo	1738	M	24-10-95
fo	597	M	8-5-94
fo	278	M	8-3-94
fo	1654	M	6-10-91
fo	918	L	25-4-89

FURTHER PAPERS.

G.O.	No.	Department.	Date.
fo	853	M	4-8-88
fo	1150	L	18-1-87

Proceedings about the conversation between the Municipal Manager and the Chairman at his house on 19.5.96 at about 5 P.M.

At about 5. P.M. on the 19th Instant, I asked the Manage Mr Chapman, at my house what steps he had taken for carrying out certain instructions contained in the Budget as I received some reports about some matters from some Councillors. In an indifferent and careless manner the Manager said "what is there to be brought to your notice, there is nothing; Government asked for some information which was sent already." I then told him that he should before tomorrow evening send a memo showing what points require immediate attention, and pointed out to him the importance and the urgency about the Market loan for Rs 30,00 He then replied in a most insolent manner, the plans and estimates are with the overseer, and he might be warned submit them at once for being placed before the Council. I then questioned him whether as the Head of the Office he had taken the trouble to find out what became of those Estimates and plans to which he coolly replied he did not. I then dropped the conversation with an order to the Manage to send me a memo of the points requiring execution as pe Budget.

The next point I asked him was about the Administration report materials. He said they were not ready. I the

aske

3/394 M of 1897

[illegible] to me next day in whatever condition they were to enable me to attend myself (as I had reasons to suspect that there was an intentional delay in the preparation of the Annual reports), and then dropped the subject.

The next point I asked him about was what steps he had taken with regard to the acquisition of land at Jammapatta for metal and gravel quarrying. I gave to the hand of the Manager to be given to the Overseer an order asking him to accompany two Councillors to the site and to give them necessary help. I further remarked that that was an important matter which he knew to be urgent, that the matter had already been long delayed, that he himself under my orders sent some reminders to the Collector about the same, and that the same was unnecessarily delayed long in the Tahsildar's Office and that the roads were very bad. All on a sudden he got wild and said in a rude and impertinent tone "well, I gave your order to the overseer that very day in your presence then and there, why could you not have sent for him yourself and ask him what became of your order instead of asking me". I then quietly questioned him whether he keeps a register of my orders and references, and on his replying yes, I again asked him whether it was not his duty as Manager and head of the Office to see whether my orders were carried out or not and to bring to my notice the result of my orders, and whether it was not in an urgent matter like this his duty to take care to see that effect was given

to

to my orders. On this he almost half rose from his chair, in an insolent and insubordinate attitude and with wild looks spoke as follows:- "Well you may do what you like. It is quite as much your duty to send for the Overseer and find out what became of your orders to him instead of teasing me about it, why you could have easily sent for him and ascertain from him the result of your orders instead of wasting so much time about it now. I did not find out what became of your order to the overseer and I don't see I am bound to find it out". During the above conversation his gestures were most disorderly, tone most insubordinate, insolent and attitude most unbecoming. All this took place in the presence of the Civil Apothecary, the Inspecting Schoolmaster, the Proprietor and editor of the Vibudharanjani Press and the third Clerk of the Municipal Office. I would have then and there taken notice of his conduct but for fear of the Administration report getting delayed for submission to Government. Due notice of it will be taken soon.

That is on the 19th May/96.

!

True Copy
(Sd/) C. Sita Ramayya
Chairman
7/10/96

True Copy
E J Chapman

Proceedings

Proceedings of the Chairman of the Ellore Municipality dated 6th October 1896.

× Copy of the proceedings enclosed

Referring to the conduct and conversation of the Ellore× Municipal Manager Mr. E. J. Chapman at the Chairman's house at 5 P.M. on the 19th May 1896 in the presence of the Municipal Civil Apothecary and 3 others, about the Administration report and the Budget details, I regret to observe that his conduct was so insolent, impertinent, and insubordinate as to deserve instantaneous dismissal. But for the urgency to submit the administration report then, the subsequent audit of the Municipal Accounts and the advent of the Sanitary Commissioner afterwards immediate notice of his conduct would have been taken.

2 I may just refer here to some of my important orders to the Manager in 1895 and 1896 directly bearing on some matters referred to in the above conversation. If with these orders the Proceedings of the 19th May were read it will be clear that the Manager was not only directed to furnish the information required but was also bound to submit an explanation for not bringing such matters to the notice of the Chairman. The orders are as under:-

I Office note dated 16.9.95 Paras 2 and 3.

Para 2. Prepare and submit a list of all resolutions requiring execution since I first became a Chairman within a week, showing which of those resolutions were executed, ~~and which~~ of ~~of those resolutions were executed~~, and which of these were not with a remark or explanation why they were not executed.

Para 3. Keep a register of all prosecutions ordered showing the result of each prosecution ordered, when lodged, and if not lodged, why not. This from the beginning of this year 1895. Send this also within a week. 16.9.95.

Enter these in a note book to be kept for the purpose. 20.9.95.

II Order dated 8.11.95 Para 1.

The Manager should in future see that the resolutions passed at every ~~each~~ meeting are given effect to within a week from the date they are communicated to the Divisional office. He should send a list of all resolutions requiring execution with an office note as to the manner of execution. He should also see that a book is kept for the purpose in which it should be stated the result of what was done according to the resolution.

III Order dated 17.1.96

Have you Manager, any book, in office showing what orders are sent to the Municipal Subordinates and servants in 1895. Send it at once if you have

IV Order dated 24.4.96.

Enter all my orders in a book to be kept for the purpose state the result of each and communicate the same to me once a week.

5. The effect and result of all the above orders was his insolent and insubordinate conduct as disclosed in the proceedings

inattention of the Manager of the Municipal Office to the
Chairman's orders which appears habitual, the Chairman
should be advised to deal suitably with him in the interests
of discipline." I have already fined him once a rupee for
having in spite of my orders not to license, licensed certain
bandies which has again resulted in a Toll Contractor giving
notice to the Council to sue for damages sustained by him
by licensing certain bandies against the provisions of the
Municipal Act and in spite of his protest. That petition
I believe is still pending enquiry and disposal.

7 It is hardly necessary for me to mention here that it is
impossible for me to remember and to carry out my various
orders in connection with Municipal Administration and
that it is the bounden duty of the Municipal Manager, as
such, to see to the carrying of my orders and to bring to my
notice from time to time the result of such orders.

8 When I find that I can place no confidence in him
for the faithful discharge of his duties as a Municipal
Manager and when I find that he is impertinent insubor-
inate, and unwilling to work for the credit of the Municipal
Administration, it is impossible for me to manage with
ch a subordinate, the onerous and the responsible duties
a Chairman.

There is further his own report that insubordination
a grave offence requiring serious punishment and that
sider dismissal as the only punishment for that
nce, in 1892.

I have therefore suspended Mr. E. J. Chapman Municipal
ager for six months from the 8th October 1896 and resolved
upon him to show cause why he should not be

Ellore 28-10-96

dismissed for his impertinent and insubordinate conduct.
He is directed to deliver all Office papers, records &c. in his
charge to the Second Clerk and to take a receipt from him.

True Copy

Sd/ C. Sita Ramayya
Chairman
7-10-96

No. 193.S.
7-10-96

Forwarded to Mr. E. J. Chapman, Manager
of Ellore Municipal Office for information and guidance

Sd/ C. Sita Ramayya
Chairman 7.10.96

True Copy

E J Chapman

Ellore 28-10-96

A

To

The Councillors of the Municipality of
Ellore

Gentlemen,

I beg to submit my appeal against the order of the Chairman dated 7-10-96, Suspending me for six months and to show cause why I should not be dismissed.

; Referring to the proceedings of the Chairman dated 19-5-96 regarding the budget I beg to state that I do not remember one word that took place at his house; where I go to get papers signed by him and who the Municipal Servants or others that were present. If I behaved as described by the Chairman on 19-5-96 and I do not remember doing so; the Chairman should I believe have called upon me to explain my insubordinate Conduct, then and there instead of waiting till 7-10-96 or for nearly 5 months after the said occurrence all the time I was left in total ignorance of the proceedings dated 19-5-96. I have been serving in this Municipality for nearly 17 years as Manager and can any of you gentlemen say that I ever behaved to any of you, at any time, in the way described by the Chairman. The testimonials given to me by several Head Assistant Collector Chairman, both Europeans and Natives will also show that I always did my best to please my superiors and even this Chairman recommended me very favorably to the Collector, on my application ...nship of the Cocanada Municipality was

4/394 No of 1897

the following are the words "commanded for favourable consideration from the vast and varied experience of the applicant in several branches of Municipal work. I think he deserves a fair trial and this may be a fitting opportunity. The several certificates he holds from my Predecessors in Office will testify to his efficiency". on 2.8.94 or after nearly three years' Chairmanship.

ii Regarding the preparation of the administration report I beg to submit that the Chairman was wrong in suspecting, that I was intentionally delaying the preparation of the annual report. For the Chairman was told that the D.C.B. Statement did not tally with the demand registers and that the 2nd clerk being a new man, the acting Head Clerk and myself had to check all the demand registers, the result being that we had to close accounts by transferring from House tax and Private Scavenging fees (a few annas from each head) to Deposits. Surely I know the importance of the report I would not wilfully delay it, nor would I wilfully get myself into trouble. After all the report was placed in the meeting of the 28th May 1896, and therefore compares favourably with the date the administration reports are usually passed through meetings.

iii Regarding acquisition of land at Javampettha for quarrying purposes, the only delay that occurred in this case was due to the Overseer being new to work and unable consequently to push on soon until this Office assisted him in this matter. In this connection the Chairman says I behaved in a very insubordinate, insolent manner and assumed most unbecoming attitude. The only reply I could give to this charge is, that I know nothing about it nor do I rem[illegible] nor had

I the slightest knowledge, that I behaved in the manner described by the Chairman in his proceedings of 19th May which was only communicated to me on the morning of the 8th October 1896. The Civil Apothecary, the Inspecting School Master and the 3rd Clerk are Municipal servants and the Editor of the Vibhudharanjini Press is the Municipal Printer and publisher. Therefore I must appeal again to you all and ask whether I have ever acted like this during my long service to any of you. Whether it was my duty or not, I did every thing I was ordered to do, for instance, when the Sanitary Commissioner was expected the Chairman wanted the roads to be put in order, culverts, drains, platforms and parapets of wells, the Traveller's Bungalow and the Hospital out houses repaired and put into order, all this although it was not my duty proper but that of the overseer and in the face that I was relieved of overseer's duty for the past three years, still with all, I did the work and put everything into order before his coming and though not my duty I did it simply to please the Council and Chairman. This was in August and September and long after 19th May.

Regarding proceedings of the Chairman dated 6th October 1896

iv With reference to para 1, I can say I never acted as stated by the Chairman, nor do I remember nor was I told by any of the witnesses cited by the Chairman.

Para 2(1) Lists of all resolutions requiring execution &c. were prepared and submitted from time to time.

Para 3. Register of all prosecutions was kept by the 3rd Clerk and Registrar.

Para ii Th[illegible] Chairman's orders were entered in a boo[illegible]

[illegible] hairman wanted the return of his orders

[illegible]

with the action taken upon each.

Para ii order dated 8-11-95 Clause 1. Lists were prepared and sent from time to time with the necessary columns for information required and information given.

Para iii Order dated 14-1-96 File books were kept and they were sent as required.

Para iv Order dated 24-4-96. For a time a book was kept and afterwards the order papers were ordered to be returned with the necessary information. The order book will show that these orders were very much impeding my work and I asked it to be sent to the Clerks concerned.

(3) Regarding this para I would only say, if I did not carry out the Chairman's orders, how was all the work of the Office done during the year (will not the records show). As Manager of the Office how could I frustrate and suppress, the Chairman's orders or the resolutions of the Council and how could I cause such inconvenience to work and loss to the Council. The Council are well aware how the Chairman used to prosecute all those working against the act, the law charges incurred during the last 5 years of his Chairmanship will show, how many prosecutions were instituted and how much money was spent under law charges whereas in previous years such items hardly found a place in Municipal accounts, this the annual reports will also show.

Referring to para 4. When the Chairman knew, that I was not removing encroachments &c why was no action taken for such a long time, he could have ordered the Overseer or Sanitary Inspectors to do so, instead of blaming me the Manager of the Office, who is ignorant of what is bei[illegible] in the town.

To my knowledge all resolutions passed by the Council were communicated to the departments and parties concerned and if there is anything undone it will on investigation be found due, not to my neglect of duty, but of some one else. In two or three stubborn cases of removal of encroachments, the Overseer and Inspectors were unable to carry out orders. I was ordered to the front and executed the order without the slightest of difficulty. In V. Venkatachellum's case, the proceedings of the District Munsiff will give you all an idea of how an exparte-decree was given. Further it was not due to my neglect that S.T. No. $\frac{12}{1893}$ resulted in the dismissal of the Complaint but to the neglect of the prosecutor, Sanitary Inspector V. Bhagavatirayudu not attending the Head Assistant Magistrates court in time, I was only a witness in that case. The O.S. No. $\frac{8}{1894}$ in the District Munsiff's court was compromised by the Council at meeting dated 7-10-96.

Regarding para 5. The administration report was not delayed it was prepared on the 25th May by me and sent to Chairman's house and was approved by the Council on 28th May 1896. It would have been sent earlier if it was not for the 2d Clerk who had the preparation of the D.C.B. Statement and the statement of warrants being unable to give the necessary information as he was new to the work and the statements and the demand books had to be done by me with the assistance of the acting Head clerk and the mistakes rectif[illegible]

The Government reference of errors and omissions in the annual report statements of 1895-96 was not of any importance or difficulty and less than those of the previous years and of a less serious [illegible] The Hire of night soil carts &c was [illegible]

[illegible] show [illegible] not be [illegible] place charged to Private Scavenging as it was budgeted as such for the year and from the time Private Scavenging system was enforced into Ellore and the Educational portion of the reference was due to the Assistant Inspector of Schools omitting the information called for by Government and that Officer was asked to supply the same. The administration report and statements were approved of by the Council at meeting dated 28th May 1896 and after that meeting the Chairman commenced rewriting the reports which lasted up to 9th June 1896. The figures under Private Scavenging prosecutions was entered by Councillor S. Sita Ramayya Gar (who the Chairman asked to assist in the preparation of the report) and not by me and I was also absent from the 25th May to 1st June from Office and sick from 1st to 6th June and I cannot say how that Councillor arrived at the information given. Regarding the recent audit, I beg to submit, that the payment order was not signed by the Chairman, I believe by oversight and I did not detect the omission not because the Chairman says I was unfaithful, but by a mere oversight it being among 700 Vouchers, surely it would not be, for me to wilfully get myself into trouble, I would do such a thing. Regarding detail bill for Trunk road repairs, the amount was passed at a meeting dated 31-3-96, Cheque issued to and cashed by party concerned on that date as it was ordered to be included in the accounts for that year, if a bill was given to me I could not have lost it between 10 and 2 o'clock on that very day, The amount was for Rs 147 and odd and by deducting Rs 100 a[illegible]ced to part[illegible] receipt was taken on that very day on a Miscellaneous receipt form for the balance. I asked the Overseer for a copy of the bill and he was unable to give it to me as he said he could not say how the figures were arrived at. I cannot say how the figures were arrived at and what became of the bill but I know Councillor D. Sundara Siva Row Gar said when the audit notes were placed in the meeting that this mistake arose by the Council passing certain items on the last day of the year without proper bills and the auditor also made the same remarks and some such items were transferred to advances by him. On the whole the audit of the year under reference was better than of previous years.

In this connection gentlemen, I beg to remind you of, how hard I worked during 1895-96 as all the Clerks were new to their work, not one man knew his work and I had personally to attend to all correspondence, to do all the account business and look after the overseeing department accounts, estimates, ledgers as the overseers were new men also and almost all the work of the Office and in addition the preparation of the budget and Annual reports and statements, answering audit notes, Sanitary Commissioner's notes and questions and preparing all statements required by Medical, Educational, Revenue and Vaccination departments, I did all this without causing any difficulty or trouble to the Chairman or in any way necessitating his personal interference or his coming to Office still with all this he says his orders were not carried out, business was impeded &c. against and old and experienced servant of this Municipality.

Regarding Para 6. The Chairman on 21-5-96 ordered to put up reference on the Divisional Officer's letter, reference was pr up and sent to him and I left Ellore on 25-5-96 in connection with the Ellore Sub. Judges case and rejoined office on 6 June 1896. On or about the 15 June the Collector of the District ~ wanted a reply to the Divisional Officer's letter, the Chairman called for the Correspondence when I took them myself to his house and said that the subject before being replied to should pass through a meeting, it was accordingly placed in the meeting and the tax reduced. This is simply the case but not as stated by the Chairman "resulted in bringing threatening letters and urgent reminders from those Officers and placed the Council in a false and awkward position and compelled it to reduce the tax &c". After all it was within a month from the date of the Deputy Collectors letter to the reply given to the Collector. On the Deputy Collector's letter bearing Chairman's order dated 21-5-96 he asked me to explain the delay when I explained on the same letter stating that I left office and Ellore on 25-5-96 and returned to office on 6th June and before I went I gave the papers to the Head Clerk to hand to the Chairman, but the Head Clerk said he took the paper several times to the Chairman and that he had not replied to it. I returned on 6th June but the paper was not again seen by me until the Collectors letter was received. When replying to this letter the Chairman blamed me for the delay, although I explained to him that I was not in fault and my explanation could not have been sent to the Collector for, I feel sure, if it was sent such a remark as quoted would ot have been made. According to distribution of work

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Ellore [illegible] November 1896

in Office passed by the Council at meeting dated 4-10-93
Correspondence branch is looked after by the Head Clerk an
Accounts and Correspondence with Government by me. He
it will be seen that the delay complained of against me wa
not due to my negligence of duty. In this para the Chairm
says that he fined me one rupee for licensing bandies in sp
of his orders which is incorrect, he fined me only once &
because a petition was accidentally placed in the bundle of
papers sent to his house for disposal. He called upon me
to explain, I explained to the effect that the petition was accidentally placed in the bundle sent to him instead of another bundle and for this simple fault he fined me although I explained matters to him. Regarding the Toll Contractor giving notice for licensing bandies other than town ~~fee~~ bandies, is not due to me licensing carts but to the Council not enquiring & cancelling licenses of outside carts that were licensed as town carts. The Proceedings book of the Council will show that for the last 20 years or more, the carts of the neighbouring villages often obtain licenses as town carts and as soon as this is detected the toll renter, petitions the Council giving the numbers of such carts, when after due enquiry the Council either cancel the license or allow the license to remain, this was the practice for the past 20 years but during 1895-96. The petition of the toll renter was placed in the meeting and postponed from time to time until the year closed, and now I am blamed for the whole thing, which I hardly think is fair.

Paras 7 and 8. Shows I think that the Chairman is somewhat incensed against me. I have been over seventeen years as Manager and the most [illegible] who have such heavy other work than Municipal were Chairmen, I gave satisfaction and nothing was brought against me and I am sure if I was not to be trusted as is stated, it would not be the Head Assistant Collectors who would mince matters, but on the contrary my capabilities were acknowledged and testified to, as will be seen from the reviews of Government on the Administration reports of the Municipality since 1879-80 and also from the testimonials given me by the present Chairman.

Under these circumstances I pray all you gentlemen will kindly consider my long service the hard work, I had especially with the frequent changes in the Office establishment and had to work hard to be free from arrears and to keep the Office in the efficient state it is in. During my long service, I was never noticed to be insubordinate or neglectful of my duty, I have always endeavoured as all of you know to please my superiors, working long and late to do so, even without enjoying public holidays and you all know also, how willing I have been to work both in and out of office and trust taking all this into consideration you will be pleased to reinstate me, with the full benefits of all doubts and with receipt of my full pay.

I beg to remain
Gentlemen
Your most obedient Servant
(Sd) E. J. Chapman
Manager Ellore Municipal Office

No of 1897

13

Ellore 3d November 1896

To

M. R.R. C. Sita Ramayya Pantulu Garu
Chairman Municipal Council
Ellore

Sir,

Referring to your order dated 7th October 1896 suspending me for six months and to show cause why I should not be dismissed, I beg to submit that an appea vide my letter dated 28th October 1896 was presented to the Council.

I beg to remain
Sir
Your most obedient Servant
(Sd) E. J. Chapman

True Copy
E J Chapman

6/94 No of 1897

cur 1418/Rev of 87

Extract from the Proceedings of the Municipal Council for the Town of Ellore held on 26-12-96.

× × ×

VII. Read appeal petition presented by Mr E. J. Chapman, municipal manag regarding his suspension order.

Resolved that the six months suspens order passed by the chairman against Mr E. J. Chapman, manager of the municipal office be confirmed and his appeal be dismissed. Messers K. Krishnamurty, D. Sundersivarao and S. Sitaramayya declining to vote. Subadar Major Moh Biju Saradar Bahadur garu voting tha the punishment already suffered by the manager was sufficient and that the manager be excused.

× × ×

(Sd) E. Sitaramayya
Chairman

extract)

Cur 1418/Thw of 97

Extract from the Proceedings of the Municipal Council for the town of Ellore held on 28-12-96.

× × ×

II. Read memo presented by some ~~of~~ Councillors suggesting to write cause in resolution of 26th December 1896 for dismissing appeal petition presented by the manager Mr E. J. Chapman.

Read and resolved that the resolution should run thus:- Resolved that the six months suspension order passed by the chairman against Mr E. J. Chapman, manager of the municipal office, be confirmed and his appeal be dismissed as his explanation is most unsatisfactory and his conduct most objectionable.

× × ×

(Sd) C. Sitaramayya
Chairman

(True extract)

(Sd) × ×
Chairman Del.

(True copy)

7/May 1897

" and he also informed me, that his endorsement
effect until I should not be suspended until my explana

Cur 1418/Rev 787

Ellore 14th November 1896

To

G. W. Elphinstone Esqr

Acting Collector Godavari

Camp Ellore

Sir,

I beg most respectfully to bring to your kind notice that I was suspended by the Chairman suddenly on the 8th October for alleged insubordination together with other frivolous allegations o the 19th May or nearly 5 months after the alleged fault and withou obtaining any explanation from me whatever.

2 I was for 17 years the Manager of the Ellore Municipal Offi and as such I gave entire satisfaction to all the Chairmen unde whom I served, the testimonials granted me are enclosed for your kind perusal.

3 Against the order of the Chairman dated 7-10-96 I appeale to the Council on 28-10-96 and no orders were passed on it as y

4 It is a foregone conclusion that my appeal will not meet with success from the fact that the Chairman has already ~~[illegible]~~ canvas the consent of 15 Councillors (out of 18) privately in writing. I cannot say yet what he got them to write but I know fo a fact that the Chairman has taken a paper concerning me to every Councillor and got it signed, that paper was even sign by Mr. A Kristnama Charlu B.A. late Deputy Collector in charge of this Division on or about the 7th October last; that s gentleman informed me, when I went to represent matters to [illegible] and he also informed me, that his endorsement was to effect that I should not be suspended until my explan

7/Nov/1897

was taken.

5. From the above you will be pleased to find that the Council have, already and before hearing my appeal, been greatly biassed against me and made to form an opinion against me between the 26th September and 7th October last.

6. Under the Circumstances now brought to your notice, I humbly beg you will be pleased to call for the papers and investigate into my most unfortunate case and do me justice as I am sure I shall not receive it from the present Chairman.

I beg to remain

Sir

Your most obedient Servant

(Sd) E. J. Chapman

True Copy

E J Chapman

Cur 1418/Rev of 97

LOCAL & MUNICIPAL DEPT.
CURRENT No. 3947 M

Ellore 6th January 1896

To

The Chief Secretary to Government

Local and Municipal Departments

Fort St. George

Madras

The humble appeal petition of E. J. Chapman Manager Municipal Office Ellore under G. O. Nos. 853 M / 4-8-88, 1150 L in 18-6-87, 918 L / 26-4-89 as modified by G. O. No. 1654 / 6-10-91 against the order of the Chairman Ellore Municipality dated 7th October 1896 No. 1933 suspending petitioner for 6 months and requesting him to show cause why he should not be dismissed for impertinent and insubordinate conduct and against the proceedings of the Ellore Municipal Council reducing his salary from Rs 50 to Rs 40 permanently at its meetings dated 24th and 26th December 1896 in passing the Budget Estimates for 1897-98.

This reduction in pay has been sanctioned in the budget. Vide para 4(5) of G.O. 636 M / 20-3-97

Most respectfully sheweth

1. That your petitioner was suddenly suspended, for alleged insubordination and other faults on 19th May 1896 without investigation or explanation, by the Chairman on 8th October 1896, nearly five months after and was asked to show cause why petitioner should not be dismissed (copy of order enclosed).

2. That on 28th October 1896 your petitioner appealed to

December 1896, the Council without any investigation or enquiry rejected the appeal (copy of appeal enclosed) The resolution rejecting the appeal has not up to date been communicated to the petitioner.

3. That on the 4th November 1896 petitioner brought to the notice of the Collector, Godavary that the Chairman was secretly biassing and winning over to his side some 15 members of the Council of 18 before the hearing of your petitioner's appeal. (Copy of petition enclosed)

4. From the above papers it will be observed that the Chairman acted towards your petitioner very spitefully and maliciously since the time your petitioner gave evidence in the lantern case embodied in the Proceedings of Government No. 1738 M. Mis dated 24th October 1895 brought by Councillor M. R. R. Y. Pundora Siva Row Garu and from the time when Government disallowed an increase to the salaries of Head and Second Clerks vide Proceedings of Government dated 8th May 1894 No. 597 M. Mis.

5. That the proceedings of the Chairman dated 19th May were written at his house and that your petitioner is accused of having acted in an insubordinate manner there and that the proceedings were kept completely private for nearly two months, the Chairman admitting his fear of delaying

[illegible]

inspection of the Sanitary Commissioner, if he served it earlier. The admission and delay tend to show that were your petitioner guilty of insubordination, and habitual culpable negligence, surely this fear would have driven the Chairman to an opposite course, viz to dismiss the offender at once and put a more trustworthy man in his place at such an important time.

6. That you will also observe from the petitioner's appeal that with the exception of the charge of insubordination, the other charges are frivolous and the outcome of grave vindictiveness and that the charge of insubordination having been kept back so long and kept so strictly private for two months is the outcome of fabrication with intent to injure and get rid of your petitioner. Your petitioner cannot now say anything about the witnesses cited by the Chairman as they were not examined in the presence of your petitioner and the Chairman being a first grade pleader the petitioner contends that he knew this omission to be incorrect.

7. That your petitioner was not the only sufferer by the above mentioned lantern case vide Proceedings of Government No. 1738 M. Mis dated 24th October 1895 but all those Municipal servants who gave evidence in that case suffered for speaking the truth and Mr. L. G. Moore Head Assistant Collector after hearing my evidence said it was given in a fair and truthful [illegible] manner.

8. The Chairman in his proceedings under appeal said that petitioner intentionally delayed the preparation of the administration report for 1895-96 and the Proceedings of Government pointing out certain errors and omissions was taken by him as another crime; this point the petitioner would leave to your kind judgment and comparison with the statements of other Municipalities. Government will also observe that the annual report statements of this Municipality and the dates of submission of the same compare very favourably with those of other Municipalities. In the case of its audit reports your petitioner begs permission to add that if the last audit notes and replies, which are now with the Inspector of Local Fund Accounts were perused it would be seen how spitefully the petitioner has been treated therein, as the audit of the year under reference is much better than those of previous years. Where a slight mistake or omission was pointed out by the auditor in his notes, the Chairman instead of answering these as is usually done remarks to the effect that the Manager is warned for neglect of duty &c. and where the auditor remarks, that the Cash book and ledgers &c. were neatly and carefully maintained by the Manager and his work was as satisfactory as in previous years, the Chairman remarks that this was due to his (the Chairman's) strict supervision!!

9. That during 1895-96, the Office clerks except your petitioner were entirely new men who did not know their work. The second

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Par 1418. 787

referred to in Proceedings of Government dated 8th May 1894 No. 597 M. Mis was made acting Head Clerk (copy of forme petition enclosed)

10. That it is evident from the perusal of the enclosed paper from your petitioner's appeal to the Council, the Proceedings of the Council reducing his salary from Rs 50 to Rs 40 per mensem at its meetings of the 24th and 26th December 1896 in passing the Budget Estimates for 1897-98 that your petitio was spitefully, maliciously and unjustly treated, the object being simply to get rid of him who served the Municipality for over 17 years faithfully (to which the enclosed copies of testimonials will testify) in order to give the place to a favourite of the Chairman as was stated by Mr. L. G. Moor late Head Assistant Collector at the meeting when the Budge Estimates for 1896-97 were discussed, when the Chairman the proposed to transfer your petitioner to the overseeing branch. The present establishment will testify to this if investigation is made.

11. It will also be noticed that since your petitioner was removed from the overseership vide G. O. dated 8th March 1894 No. 278 M and L Para 5, the Chairman has not up to date employed a competent overseer and there have also been numerous changes in the staff during the last three years. Consequently that branch of work suffered and unless an

Cur 1418 / Ku 787

12. Your petitioner begs leave to state also that he firmly believes that these unfounded charges brought against him are the outcome of spite and malice owing to the severe remarks made by the Stationary Magistrate as regards the disposal of certain Private Scavenging cases in which it would appear some false figures were entered, and the Petitioner begs a perusal of this remark by reference to the same. The petitioner also declares his entire ignorance as to how the figures and information submitted were arrived at.

13. Petitioner begs to bring to your notice that the order of the Chairman dated 7th October 1896 No. 193 S. together with the subsequent proposal for reducing his salary in the Budget Estimates of 1897-98 and the rejection of his appeal at meeting dated 26th December 1896 without investigation, clearly show that somehow or other for no reason whatever the Chairman and the majority of the Council are determined to unjustly injure your petitioner who has worked hard and well, which the Annual reports from 1879-80, as far as the Head Office is concerned, and audit reports will testify to.

14. In conclusion your petitioner most humbly prays that you will be pleased to cancel the order of the Chairman dated 7th October 1896 No. 193 S. and the resolution of the Council dated 26th December 1896 rejecting his appeal and the

for 1897-98 after a fair trial and restore him to his post with full allowances for which act of consideration and justice your Petitioner Shall Ever Pray

E. J. Chapman.

Cur 1418/Rw 787

Ellore 6th January 1896

To

The Collector

Godavari District

Cocanada

Sir,

In continuation of my letter to you dated 14th November 1896 I most humbly beg to submit my appeal to Government regarding my suspension &c with a request that you will be pleased to forward the same.

I feel very much the treatment I have received from the Municipality and believe I shall not obtain justice; I beg also that you will very kindly peruse the copies of my testimonials and make such remarks as you may see fit in forwarding the appeal.

Trusting you will be pleased to excuse the trouble

I beg to remain

Sir

Your most obedient Servant

E. J. Chapman

9/4 Mar 1897

COLLECTOR
7 JAN. 97
GODAVARI.

To

The Collector

Godavari District

Cocanada

Dated 6th January 1896

Enclosures 6

Submitting appeal to Government in continuation of my letter dated 14th November 1896 to the Collector Godavari

Dis 87/Eng of 21-1-97.
desp 26-1-97.

Forwarded

R H Shipley
Collr

Dis
21-1-97

To
The Secretary to Government
Local & Municipal Dept
with copies of the Council's resolutions of 26-12-96 &
28-12-96 -

Curr 1418/Rev of 97

Local & Munl. (1897) Department.

Ans.

CURRENT No. 1889. M

DEPUTY COLLECTOR, CE… …UTIES
17 APR 1897
ELLORE.

From The Chairman
Municipal Council
Ellore

Through The Divisional officer & Collector
Godavari Dt

No. 42

Order.

Current No. 546 ENG. of 1897

Send on to Collector

17-4-97

N Dis 1418/Rev of 97
of 20-4-97
Submitted to the Collector Godavari, with all the enclosures.

by Collector

DESPATCHED
5 - MAY. 1897

546/18-4-97
Dis one 1418/Engt of 97.
Submitted

Collector

11/5

Dated 15-4-97

Received 8 MAY. 1897

Registered 8. 5. 97.

Enclosures 4 & C. No 394. M with enclosures (9)

Spare copies

SUBJECT.

Returning appeal petition of Mrs E. J. Chapman, the appt, Ellore Municipality with remarks.

BACK PAPERS.

G.O.	No.	Department.	Date.
End	282/97 &c		

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Extract from the Proceedings of the Special meeting for the Town of Ellore dated 27-3-97

III (1) Read letter No. 282 d/8-2-97 from the Secretary to Government forwarding appeal petition of the manager Mr D. J. Chapman, Municipal office, Ellore, for remarks.

Resolved unanimously that the allegations made in the petition are not true. The petitioner was guilty of insubordination and gross neglect of duty for which he deserved the punishment inflicted on him. Except in his petition to Government he did not make an attempt in his petition to the Council or to the Collector to deny the act of insubordination he was charged with, he having simply pretended that he did not remember what took place. His appeal against the order of the Chairman was decided by the Council after due notice to him, after he was fully heard and the whole matter carefully considered, the Council was satisfied that he deserved the punishment and it accordingly rejected the appeal, which was communicated to him in due course.

The Council is constrained to observe that the tone of the petition is very objectionable and he betrays an inexcusable spirit of impertinence and insubordination and his conduct in faults with the administration of the Chairman and the Council and casting ~~insinuations~~ insinuations against them is quite inconsistent with the duties of a subordinate and servant. The Council has also to observe that there is no appeal to Government against the order of the Council rejecting his appeal against suspension, or against the Councils proposal to make the Managers appointment begin with Rs 40 — rising to Rs 50, which it considered necessary and desirable, as explained in the Budget.

× × ×

(Sd.) Munshi Mohamed Yacoob
Chairman delgte

/ True Extract /

M Yacoob
Chairman delgte

1 / 1889 In of 1897

Ellore Municipality

Official Memorandum

No 267

Dated 23-12-97 6

Reference,

Appeal petition presented by the Manager Mr. E. J. Chapman against his Suspension order.

Orders

The Manager Mr. E. J. Chapman is informed that his appeal petition will be ~~he~~ heard tomorrow by 3 P. M. by the Council.

/True copy/

/Sd/ Md yacub
Chairman delgte

M Yacoob
Chairman delegate

2 / 9 In of 1897

Ellore Municipality

Official Memorandam.

No 277

Dated 25-12-96

Reference Appeal petition of the manager Mr. E. J. Chapman against his suspension order and petitions requesting to allow him to attend the church.

Orders

As he has left the office his appeal cannot be taken now. It will be heard in meeting to be held at 3 P.M. on 26th instant.

(Sd) Md Yacub
Chairman depte

True Copy.

Md Yacoob
Chairman depte

3/1889. Ir of 1897.

Extract from Local despatch Book.

Date	Name	No	Signature
2-1-97	To The Manager Municipal office Ellore	279	[illegible] Not in town 2-1-97 Sd/ Guttala Venkata-swamy 2-1-97.

True Extract

Chairman dept

4 / (889 M of 189)

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Ellore Municipal Office.

Dated the } 15-4-97
Despatched }

LOCAL & MUNICIPAL DEPT.
CURRENT No. 1889 Gr

No. 42

From,

M. R. Ry.

C. SITARAMAYYA PANTULU GARU;

CHAIRMAN,

MUNICIPAL COUNCIL, ELLORE.

To,

The Secretary to Government
Local and Municipal Department
Madras
(Through the Dl officer & Collector.)

Sir,

With reference to No. 282 dated 8th February 1897 forwarding the appeal petition No. 394 M of 1897 presented by E. J. Chapman, Municipal Manager, Ellore, I have the honor to enclose a copy of the Resolution of the Council dated 27th March 1897 and state as follows:-

I asked the Manager on 19-5-96 (when the Civil Apothecary, the Editor of the Local paper, a Municipal Clerk and the Inspecting School master happened to be present) what steps he had taken for carrying out certain instructions contained in the Budget. In an in-different and careless manner, the manager said there was nothing to be brought to your notice and Government asked for some information which was already sent. He was then asked to submit a memo before the next evening showing what points require immediate attention and the importance and the urgency of the market loan for Rs 30.000 was al

But this matter was not taken notice of until October 1896. The explanation offered by the Chairman for the further delay is not satisfactory pointed out to him. He then replied most insolently that the plans and estimates were with the Overseer and that he might be warned to submit them at once to the Council. I then questioned him whether, as the head of office, he had taken any trouble to find out what became of those estimates and plans to which he coolly replied he did not.

2. The next point I asked him was about the materials for the preparation of the Administration report. He said they were not ready. I then asked him to send all the materials to me the next day in whatever condition they were, to enable me to attend to it myself (as I had reasons to suspect that there was an intentional delay in the preparation of the Administration report).

3. The next question I put to him was what steps he had taken with regard to the acquisition of land at Janampetta for metal and gravel quarrying, as I gave to his hand, an order to be sent to the Overseer, directing him to accompany two Councillors to the site to give them necessary help. I also remarked in that ~~in that~~ the connection that the matter was an important one, which he knew to be urgent, and that it had already been long delayed, that he himself under my orders, sent some reminders to the Collector about it, and that it had already been unnecessarily delayed for a long time in the Tahsildar's office. All on a sudden, he got wild

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and replied in a rude and impertinent tone "Well I gave your order to the Overseer, that "very day in your presence then and there, why "Could you not send for him yourself and asked "him what became of your order instead of "asking me". I then questioned him whether he kept a register of all my orders and references, and on his replying yes, I asked him whether it was not his duty as manager of the office to see whether my orders were carried out or not and to bring to my notice the result of my orders, and whether it was not, in an emergent matter like this, his duty to take care to see that effect was given to my orders. On this, I regret to observe, he almost half rose from his chair in an insolent and insubordinate attitude and with wild looks spoke as follows:—

"Well you may do what you like. It is quite "as much your duty to send for the Overseer "and find out what became of your orders to "him instead of teasing me about it. Why you could "have easily sent for him and ascertained from him "the result of your order instead of wasting so "much time about it now. I did not find ou "what became of your order to the Overseer, "and I don't see I am bound to find it out."

During the above Conversation his questions were
most disorderly, tone most insubordinate, insolent
and attitude most unbecoming.

4. I don't think there can be any two opinions
that he richly deserved instantaneous dismissal
for this conduct. He was not [illegible]
dismissed but was suspended for six months
and called upon to show cause why he should
not be dismissed. For the reasons given in my
suspension order dated 6th October 1896 and
the reasons assigned in my proceedings dated
19th May 1896. There was an inevitable delay of
four months between the Commission of the offence
and the date of the punishment. In the interests
of the Administration, I am obliged to put up
with this insolent and insubordinate Manager
to expedite the despatch of the Administration
report and other important work then already
delayed, because if I had instantly dismissed him,
as he should have been, I would have to work
with new man as manager, in which case there
would be inordinate delay in the disposal of the
above business, which I tried my best to avoid.
This delay, instead of giving him an opportunity
of frankly admitting his faults and offering an
unconditional apology for his conduct, seems
to have encouraged him to persistently proceed
in his conduct of impertinence and insubordination.

5. As regards the grave charge of insubordination
it is necessary to refer to the statements made
by the Manager himself in his petition to the
Commr dated 28th October 1897 No. A para
In which he states that "Referring to the Proceedings
"of the Chairman dated 19-5-96 regarding the
"Budget I beg to state that I do not remember
"one word that took place at his house &c. If
"I behaved as described by the Chairman on 19-5-9
"and I do not remember doing so x x x x".
In para 3 he states "in this connection (that is
"with regard to the acquisition of Javampetta
"land for quarrying purposes) the Chairman
"says, I behaved in a very insubordinate, insolent
"manner and assumed most unbecoming attitude.
"The only reply I could give to this charge is
"that I know nothing about it, nor do I remember
"a word, nor had I the slightest knowledge that
"I behaved in the manner described by the Chairman
"in his proceedings of 19th May x x x."
From a careful perusal of these two paras, it w
be clear that he had not the boldness to deny
the Commission of the offence, and that
his feeble attempt to plead want of memory
in an important matter like this is only an
indirect admission of the Commission of the off

It will also be clear from the several details
he gave of certain alleged conversations that
took place some two years ago when it suited
his purpose, that his statement that he
does not remember a word of what took
place four months back is untrue and indisputable.
In addition to these facts I would respectfully
draw the attention of the Government to
the written statement made hardly a
week after the said conversation by gentlemen
who were present at the time.

Written statement made on 26-5-96
by the Civil Apothecary T. E. Kambaram Pillay
L.M.S., and a Madrasee on reference of the
proceedings of the 19th May to him for favour
of remarks, is as follows:—

"I have read the Chairman's memorandum
"about the conversation between the Chairman
"and the Manager and regret to have to endorse
"the sum and substance of the statement,
"though I cannot remember the several details.
"The conduct of the Municipal Manager was
"ungentlemanly and his whole attitude was all
on a sudden changed. his looks were terrifying
his whole attitude wild and he half rose
"from his chair in a rage. I regret my
"presence on the occasion."

/Sd/ K. Kambaram Pillay
Civil Apothecary.

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Statement made on 26-5-96 by Mr D. Rama-
-Chandra Rao a failed F.A. a man of independent
means and is the proprietor of a local press.

"I have carefully gone through the Chairman's
"memo and regret my presence on the occasion.
"The attitude of the Manager on the occasion
"was insolent and insubordinate, when the Chairman
"asked him whether he had found out from the
"Overseer what became of his order to him for
"the acquisition of land for quarrying metal
"and gravel, he half rose from his chair and
"broke forth in the manner expressed by the Chairman
"I am sorry to further note that the attitude
"assumed by the Manager was unbecoming of
"the position of a gentleman before any respectable
"man much less of a subordinate before his
"superior."

/Sd/ D. Rama Chandra Rao.

By the Inspecting Schoolmaster T. Bapiraju ga

"Referring to your order dated 26-5-96 requesting
"me to make remarks on the conversation that
"took place between yourself and the Manager
"on the 19-5-96, I beg to state that it is a pity
"that the Manager, my old friend and class-
"mate should have lost his temper without any
"apparent cause, and talked in the manner stated
"by you in the presence of us all. I have already
"begged of you to excuse the Manager for hi

"ungentlemanly conduct. I request that you may be "pleased, to at least, treat him with leniency."

(Sd) J. B. Bapiagu.

Inspecting School master.

There are enough I believe to show that his conduct was most objectionable and insubordinate. If any further proof is needed a reference to his petitions to the Council, and Government will be sufficient. In his petition to the Council of 28-10-96 A. para 4 Cl. 2 the manager says "The Council are well aware that "the Chairman used to prosecute all "those working against the act. the law "charges incurred during the last 5 years "of his Chairmanship will show how many "prosecutions were instituted and how much "money was spent under Law Charges, whereas "in previous years such items hardly found "a place in Municipal accounts, this the "annual reports will also show". This is the statement made by the petitioner after suspension and in explanation of his impertinent conduct. I fail to see the relevancy of this reference to, and reflection upon, my administration in an explanation for insubordinate conduct, except to prove his impertinent spirit, and insubordinate conduct. I may however mention here that as a matter of fact Municipal prosecutions are not sanctioned by the Chairman but by the Council, and that no money could therefore have been wasted by me as alleged by the petitioner. In para 11 of his petition to the Chief Secretary to Government Local and Municipal Department dated 6-1-96 is as follows:—

"It will also be noted that since your petitioner "was removed from the overseership vide G.O. "dated 8th March 1894 No. 278 M. & L. para 5 "the Chairman has not up to date employed a competent "overseer, and there have also been numerous changes "in the staff during the last 3 years, consequently "that branch of work suffered and useless expenditure "incurred." This is another proof of his persistent insubordination and is no explanation for his insubordinate conduct. Forgetting his position that he has to submit an explanation for his insubordinate conduct, he tries to find fault with the Chairman's and the Council's administration. Against this suspension order of the Chairman he preferred an appeal to the Council on 28-10-96 No. A which was, after due notice given to him and after hearing him fully dismissed by a largely attended Council on the ground that his explanation was most unsatisfactory and his conduct most objectionable.

6. Having disposed of the main point I now

refer to minor points raised by the petitioner in his appeal petition to Government. Petitioner's statement in para 1 that his appeal petition was rejected without an investigation or enquiry is as has already been stated false vide copies of notices enclosed. A copy of the Resolution was sent to him on the 30th December 1896, two days after the passing of the resolution which could not be served on him as he was absent from town (vide Enclosure report d/ 2-1-97). The Resolution Copy was then sent to him on 2-1-97 by post. He lives in Ellore and his statement that he did not receive it till 6-1-97 is inexplicable. The statements made by the petitioner in paras 4, 7 + 10 of his petition that himself and some others have suffered from giving evidence in the Lantern Case in July 1895 are simply false and unfounded. I may state here that I had myself admitted the use of the lanterns referred to in G. O. no 1738 Mis. dated 24-10-95 and the Council also admitted having given a loan of those lanterns to my father-in-law, and that the petitioner could not therefore have given evidence in the Case prejudicial

Vide para 3 of G.O. No 1738 Mis 24th October 1895

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to the Chairman which could have induced him to act so maliciously and spitefully against the petitioner as to get rid of him. The statements that his opposition to office clerks' promotion in 1894 and his giving evidence in 1895 were the causes of his punishment lose all their force when we take into consideration the fact that the one took place more than 2 years before and the other more than one year before he was punished.

Vide G.O 897 M 8-5-94

7. As regards his surmises and inferences in paras 5 + 6 for delay in taking notice of his insubordinate conduct they are unsound and unwarranted. A reference to my proceedings d/ 7-10-96 suspending the petitioner will sufficiently explain the Causes for the Same.

8. With regard to para 8 of the petition a reference to paras 2, 3, 4, 5 + 6 of my proceedings will show the nature and importance of orders given to the petitioner and his neglect in carrying out those orders. In this connection I aptly refer here to the remarks of the Collector d/ 20-6-96 para 2 which run thus:

"As regards the inattention of the Manager of Municipal office to the Chairman's orders which appears to be habitual the Chairman should be advised to deal suitably with him in the interests of discipline."

9. Referring to his statements in paras 10, 12, & 13 about the conduct of the Council in the matter of reduction of his pay of office Manager I have to refer Government to G.O. no 636 M/20-8-97 para 5 wherein Government was pleased to approve of the proposal of the Council to reduce the pay of the Ellore Municipal Manager's office from Rs 50 to Rs 40 with an annual increment of Rs 2, after fully considering the grounds for the same.

10. It may not be out of place to mention here that the decision of the Council on appeal on any order suspending the manager is final (vide G.O. Nos 1654 M/6-10-91, 918 L/25-4-89 & 590 M/8-5-94)

The Council have unanimously resolved that the allegations made in the petition were not true, that the petitioner was guilty of insubordination and gross neglect of duty for which he deserved the punishment inflicted on him, that he did not make an attempt, either in his petition to the Council to the Council or to the Collector, to deny the act of insubordination he was charged with, except pretending that he did not remember what has taken place; that his appeal petition against the order of the Chairman, was dismissed by the Council, duly informing him of the date of meeting, and hearing him fully at the meeting; that the Council was constrained to observe that the tone of the petitioner was very objectionable as he betrayed an inexcusable spirit of impertinence and insubordination, and that his conduct in finding fault with the administration of the Council and the Chairman, and casting insinuations against them was quite inconsistent with the duties of a subordinate and servant.

11. No. 282 dated 8-$\overset{3}{2}$-97 with enclosures is herewith returned.

I have the honor to be
Sir
Your most obedient Servant
(Sd) C. Sita Ramayya
Chairman

Chairman

From

The Chairman

Municipal Council

Ellore.

To

Dated

Despatched

Received

Encls:

No.

Subject.

Reference.

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given for copying [illegible]
hen copied
hen examined
hen signed 30/7/99
189 .

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

ENT No.

CLOSURES TO C. No.

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