

INDEXED.
Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 875 M

DATED 6-4 97

DESPATCHED

[Despatch Abstract.]

Petition

Informing Mr. P. Alwar Chetty, M.L. Councillor, W. K. Rajapet, that Govt. cannot receive communications from individual members of Councils on such matters as those referred to by him; and if the teacher in the M.L. High School, has any real grievance, he may himself apply to the proper authority for redress.

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. & M.
1,000-25-10-06.]

Local & Munl. (1897) Department.

CURRENT No. 1105M

Mis. Order No 815 mis. 6/4/97
H.M.

The Government cannot receive
Communications from individual
Councillors in such matters as
those referred to the present.

From
M.R.Ry. P. Alwar Chetty Garu,
Municipal Councillor,
Walajapet.

2. If the teacher in question
has any real grievance, he can
himself apply to the proper autho-
rity for redress.

No.

Dated 2.3.1897

Received 11.3.1897

Registered 11.3.1897

Enclosures 3

Spare copies /

SUBJECT.

Note - For a precedent, please see G.O. No.
1409. M. 8 29-8-95. (74. B).

Praying that in the circumstances
stated W. Murugesu Mudaliyar 2nd Asstt.
Master Municipal High School Walajapet
may be allowed to draw his former ^{pay} Rs. 40.

To
The Petitioner
Date 7/4/97

No. 1107

BACK PAPERS.

G.O.	No.	Department.	Date.
for	1109	LC	29-8-95
for	1285	LC	31-5-92
for	1495	LC	6-3-91
for	1768	FD	17-8-83

FURTHER PAPERS.

G.O.	No.	Department.	Date.

A
Resolution No I dated 28th January 1896.

No I The evidence of Sivalingam and others read and discussed. The Council is of opinion that there is no reliable evidence that Marigesa Mudaliar got up the pseudonymous petition, and that there is hardly any reason to suspect him. But that the charge against him of insolence and insubordination still remains, as it has not been considered and disposed of, there being no necessity for his services having been dispensed with, on account of the more serious charge.

The Council therefore now taking into Consideration this second charge and as he has chosen to go to Court of his own accord resolve to restore him to his post, without back pay, which they consider is an adequate punishment for the breach of discipline he had been guilty of with effect from the date of the expiry of a month's notice to be given to the present incumbent, Muniswami Iaidu.

The Educational Authorities will be addressed with a view to his being provided for elsewhere, or in the Local Fund Service to which

1/11/95-11/11/95

which he belonged prior to his appointment here.

The Council wishes to place on record their disapprobation of the tone of Mr. R. R. Sundaresa Aiyar's Report, and of the intemperate and vituperative language it bristles with and the carping spirit it displays, and regret that he did not take a dispassionate view of the facts of the case, as was acknowledged by him when he said that he wrote it in anger.

The Council however note with satisfaction that he now withdraws the objectionable remarks made therein.

The Chairman is requested to put up a draft Proceedings embodying the discussion fully for adoption.

(True Extract)

P. Alwarachetty

Municipal Councillor.

B

Resolution No. I dated 31st October 1896

Resolution No. I. Read endorsement of the Inspector of Schools, Southern Circle, No. 821 dated 18-8-96 forwarding, for favourable Consideration, application from W. Murugesu - Mudaliar, 2nd Assistant High School, Walajapet, for sanction of his usual pay of Rs 40 with effect from the 18th February 1896.

There is no provision made for the increase of pay recommended by the Inspector. This question will be considered at the next Budget.

(True Extract)

P. Alwarachetty

Municipal Councillor.

2/11/96 Nov 1897

C

Resolution No 3 dated 20th February 1897

Resolution No 3 Read letter from W. Murugesu Mudaliar, 2nd Assistant Master, Municipal High School, reminding of his petition to the Council through the Inspector of Schools against the illegal reduction of his old pay of Rs 40; and the papers received with the Inspector's endorsement No 821 N. dated 18-8-96.

The Council sees no reason to increase the pay of the master as desired by him; firstly because the funds will not permit it; Secondly because the Inspector's inspection report shows that the results of his examination of his class in certain subjects was poor. Further his behaviour towards the Head master was not as it should be. Mr. R. R. R. Alwar Chetty Gann and Mr. R. R. R. Ranganatha Anjanga Anjanga dissenting.

(True Extract)

P. Alwar Chetty
Municipal Councillor

3
1105-1106-1107

Reference on Current No. 444 May 97

DATED 6-3-97

From
M. R. Ry. P. ALWAR CHETTY GARU,
Municipal Councillor,
Walajapet.

To
THE SECRETARY TO GOVERNMENT,
Local and Municipal Department,
Fort Saint George.

(Through the Collector of North Arcot.)

Sir,

I have the honor to bring to the notice of Government one among several instances of injustice done by the Municipal Council, Walajapet, to W. Murugesu Mudaliar, 2nd Asst. Master, Municipal High School, Walajapet and to request that Government will be pleased to retrieve the same, in the name of equity and justice.

2. The teacher under reference is a Government servant handed over to the Municipal Council along with the school in 1883, (vide G. O. No. 1768, dated 17th August 1883). He joined the Educational Service in 1872 on Rs. 28 and drew Rs. 40 for nearly 6 years till the 16th October 1893 from which date he was without employment owing to the pendency of a case against him; and he was restored to his post on the 18th February 1896. (vide Council's Resolution No. 1, dated 28th January 1896, marked A, enclosed).

3. Restoration does not imply any reduction of pay; but it has unfortunately been the case with Murugesu Mudaliar who is compelled to draw Rs. 35 instead of Rs. 40 from the date of his so-called restoration. It is not understood why the pay of the post was reduced from Rs. 40 to Rs. 35; but I presume that this was done by the then Council with a mala fide intention of doing injustice to the teacher in question at least in the shape of reduction of pay even should he be at all restored. I refrain from explaining the circumstances under which this unfortunate man was left without employment for 2 years and 4 months as it is the turn of his Educational Superiors to have then defended him against such calamity to a Government servant,—which period is now to be classed as period of suspension or leave regarding which no order has as yet been passed.

4. This reduction in the pay of the post seems to have been effected without any reference to the Educational authorities who appear to have not been consulted on the point especially when it refers to a Government servant which the teacher in question is. (vide G. O. No. 1285 L., Local and Municipal dated 31st May 1892).

5. After his restoration, the teacher applied for his former pay of Rs. 40 which he was drawing for nearly 6 years immediately preceding the period of his suspension (If I may so call this period) and the Inspector of Schools sent up the papers to the Chairman with a strong recommendation in his endorse-

Subscribed
the pay from
40 to 35
(vide
A)

7

ment No. 821 N, dated 18th August 1896. The Council, in its Resolution No. I, dated 31st October 1896, marked B enclosed, held out false hopes of consideration of the matter in connection with the Budget. The point was not discussed in connection with the Budget, but disposed of in a different Resolution unfavourably to the teacher on three frivolous grounds:—namely, (1) want of funds. (2) unsatisfactory results in certain subject and (3) the teacher's behaviour towards the Head Master,—all these points having generally nothing to do with his claims for his former pay to which he is entitled, *as every restored officer is.*

6. I shall now proceed to submit my remarks, for the favourable and mature consideration of Government, in regard to the several reasons adduced by the Council for rejecting the teacher's request.

- (1) Want of funds is no excuse;—fees more than covering the total cost of the institution. In the Budget now before Government, the Council propose to construct a Municipal Office building at a cost of Rs. 4,500; and a construction at a smaller cost say Rs. 4,400 will do. The financial statistics for 1895-96 and the Budget proposals of the Director for 1897-98 are sufficient proofs of the self-supporting character of the High School.
- (2) Unsatisfactory result in a certain subject is the second reason more frivolous than the first, for rejection of the teacher's application. A class cannot be expected to answer well in all the subjects, exceptions being allowable. The Inspector's remarks show that the class (Form II) taught by the teacher in question has done well or fairly well in almost all the subjects and this cannot be construed other wise than creditable to the teacher, in special reference to the fact that the class in question contains 42 boys too unwieldy for a single teacher (vide rule 5 section V of the educational rules) and consisting, as it does, of both Tamil and Telugu boys; and, under such disadvantageous circumstances, the teacher that has produced very fair results deserves every encouragement and credit for his success in teaching. It may be noted here that, in the Annual Examination held in December last, 30 out of 42 boys were promoted from his class to the III Form.
- (3) The next ground for disappointing the teacher in his hopes is his behaviour towards the present Head Master. The Chairman, as the executive, may deal with the point separately if there is any such thing, and the Council has had no opportunity to be acquainted with the occurrence of the teacher's so-called misbehaviour, except in connection with the resolution (vide Council's resolution No. 3, dated 20th February 1897, marked C, enclosed.) It is out of place in the Council's Resolution and it is also a point for the disposal of the Inspector of Schools and cannot be made a bar to the grant of the teacher's reasonable request.

7. The resolution rejecting the teacher's request to grant his former pay is misleading. The teacher does not apply for an increase, *i.e.*, any addition to the

pay to which he is entitled. He *only* contends *against the reduction* which ought not to have been involved in the *restoration*.

8. I am a member of the visiting committee for the Municipal Schools of the town appointed under Council's Resolution No. 48, dated 10th August 1896; and in this capacity I have visited the Municipal High School, Walajapet; and I am happy to bear testimony to the intelligent and active interest taken by W. Murugesu Mndaliar in his able, conscientious, and diligent discharge of his duties as teacher of Form II of more than forty boys.

His hard work of more than 23 years as teacher and his reputation for hard work deserve to elicit sympathy of the authorities for him and nothing could be so hard as to ignore the well-earned claims of a teacher of such long and meritorious service in the Department.

9. I have a good deal more to say on this point but refrain from doing so lest I take up the precious moments of Government to a needless extent; and I accordingly beg to request that Government will be pleased to consider the matter favourably and do justice to the teacher who has been unduly aggrieved, by sanctioning his old pay of Rs. 40 with effect from the date of his restoration and providing for the same in the Municipal Budget now before Government.

WALAJAPET,

2nd March 1897. }

I have the honor to be,

Sir,

Your most obedient servant,

P. Alwar Chetty
Municipal Councillor,
Walajapet.

Submitted
Camp Chandrasekhar
9.3.97.
Collector

(Duplicate)

From

M. R. Ry. P. ALWAR CHETTY GARU,
Municipal Councillor,
Walajapet.

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2nd March 1897. }

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P. Alwarasamy

Municipal Councillor,
Walajapet.

A

Resolution No 1 dated 28th January 1896

No 1

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The Council therefore now taking into consideration this second charge and as he has chosen to go to Court of his own accord resolve to restore him to his post, without back pay, which they consider is an adequate punishment for the breach of discipline he had been guilty of with effect from the date of the expiry of a month's notice to be given to the present incumbent, Manibhawanai Raidu.

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(True Extract)

P. Alwarachetty
Municipal Councillor

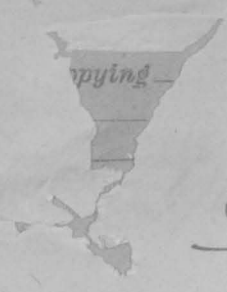
B
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(True Extract)

P. Alwarachetty
Municipal Councillor



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The Council sees no reason to increase the pay of the master as desired by him; firstly because the funds will not permit it; secondly because the Inspector's inspection report shows that the results of his examination of his class in certain subject was poor. Further his behaviour towards the Head master was not as it should be. Dr. R. Ry. Alwar chetty Garu and Dr. R. Ry. Rangaswami Arjangar Avargal dissenting

(True extract)

P. Alwar chetty
Municipal councillor

(Faint handwritten text, mostly illegible due to bleed-through and fading. Some words like "The Council", "the pay of the minister", "because the funds", "in certain", "behaviour", "not at all", "settled", "disputing" are visible.)

When given for copying _____
 When copied _____
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 When signed _____

189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTERS OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL

N.B.—

A = Copy in full.
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 Q = Copy heading only