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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU
P. W.
Review DEPARTMENT

G.O. No.	2454 - W	Press.
B.P. No.		Mis.
Dated	25 - 10 - 1880	~~19~~ .

V. S. M

Not to be folded or roughly handled

Revenue Department

No. 10441

2454W
1

Proceedings of the Board of Revenue
Dated 17th September 1881

Read the following

No. 73.

From J. F. Price Esquire
President of the L. F. Board,
Chingleput District.
To C. A. Galton Esquire
Secretary to the Board of Revenue,
Madras.

Sir,

I have the honor to report
the following matter for the considera-
tion and orders of the Board of
Revenue.

2. One Munisawmi Aidedo, a draught-
man in the L. F. Engineer's Office,

as, without notice or permission
of any kind, accepted and joined
an appointment in the A. F. W. and
has sent in his resignation.

3. The officer who gave him this
appointment was one Mr. Baldrey
of the Lithographic Press Department
and he neither wrote to me nor
to Mr. Donaghue the L. F. Engineer,
to ask whether the man could be
spared or not. Munisami Ravidoo
went off and left us in the lurch
just at a time when he was parti-
cularly wanted.

4. I have refused to accept his
resignation and have dismissed
him from his appointment in the

22
L. F. Engineer's office on the grounds
I that he quitted his employment without
notice, or permission, II That he told
me a gross falsehood under the
following circumstances. 2454^W

2
5. I was, a day or two ago,
having a tracing coloured in view
to submitting it to the Board of
Revenue in illustration of the divisions
made for Census purposes. Having
no draughtsman in the office & wishing
to make a neat job of the map, I sent
up to the Mount for the L. F. draughts-
man and, in the absence of Mr.
Donaghue, received a message from
the Head Assistant saying that the
man had not attended office on
the plea of sickness. He came a day
after this, did part of the work and

then sent on a relative, by no means
so good a draughtsman as himself,
saying that he could not attend as
his grandmother was very ill or else
dead. I forget which. Since then,
he has never returned to duty, and
the next thing that I heard concerning
him was the news conveyed by a
note from Mr. Donoghue, saying
that this same Donoghue had, without
his knowledge or consent, taken
an appointment in the Government Service.

6. I beg that the Board will be
pleased to decide what are to
be the conditions under which
Local Fund Servants, who are
to a certain extent, e.g., in regard
to

to examinations under Rules laid
down by Government, to take up ap-
pointments in the Government Service.
7. If they are to be looked upon
as servants of a private employer,
I have nothing to say, beyond
that in such a case Government
should not interfere in any way
and should leave us to get our
employees whenever we think fit &
subject only to such conditions
as regards qualifications as we
may require.

8. If however they are to be regarded
as forming a portion of an estab-
lishment partly under Government
Control, I consider that it should
be made a rule that no officer

in the service of a Local Fund Board
should be permitted to leave it to
take up a post in the Government service
excepting under the same conditions
as regulate such appointments in
the case of those already in public
employ, i.e. that the head of the Depart-
ment offering an appointment should
obtain the previous sanction of the
President of the L. F. Board concerned,
to its being accepted.

9. If some arrangement such as
this is not made we shall have
no check upon anyone of our
employees leaving us whenever
he may think fit, without even asking
our permission to do so.

10. I have foreseen

any other man to take Munisami's place, but it might have happened
that I could not have been able to
do this, and that we might have
been put to much inconvenience by
what would be considered in any branch
of the Government Service a gross breach
of discipline.

Chingleput District, } I have seen
L. F. Board's office, } (Sd.) J. F. Price
Saidapet, 10th August 1880 } President.

The President's letter will be
submitted to Government with the
Board's recommendation that an
explanation be called for in the P. W.
Department from the officer who has
given an appointment to the Draughts-
man without previous reference to
the Local Fund Board. The action
complained of by Mr Price is directly

opposed to the orders of the Govt
of India contained in Resolution,
Financial Department, dated 31st
December 1856, republished in the
Fort Saint George Gazette January
20th 1857. The Board apprehend
that there can be no question
as to the establishment employed
under a Local Fund Board
falling within the meaning of
the Resolution.

* Para 4 of
letter from Govt
of India in
G.O. 26 Sept
1878 No 1719

(True Copy & Extract)
Chitar.

By Sub Secretary

The Chief Secretary to Govt. of India

E.W. 10378 2454
2454
With reference to
25-10-80
your endorsement
on Proc^d 13 of Pz.
No 2471, dated 17th ult
transferred by Rev.
Supt. the following
are the circumstances
regarding the app^t of
Monsieur de
Bourghman.
He was formerly
employed in the office
of the S.E. Lake C.
& was thrown out of
employ in the early
part of this year by
departmental reduc-
tions. Hearing of a
vacancy in this
office he applied for
it & his application
was registered, the
vacancy not actually
occurring for some
months. When it did
occur he was directed
to attend the office, was

appointed on probation,
& has now been
confirmed. At the
period of his first
application he was
out of employ, but
between that time
& his app^t he was
working under the
L. G. Engineer, Ample.
But, though of course
this was not known
when he was appointed
he states however that
he was allowed to
hand over charge of his
L. G. work, on the
^{understanding} ~~condition~~ that the
President accepted his
resignation & bearing
nothing to the contrary,
he naturally presumed
that it was accepted.
The case does not
therefore come under
para 885 of the Code,
as the fact of private
service was ^{unknown} unknown.
That Local General
employ does constitute

"private service", & that
Govt employ as supposed
by the B of R, can
however hardly be
questioned, though the
Presidents of Boards
seem disposed to view
it in one or the other
light, whichever is
most convenient.
It would be well to
have an authoritative
ruling by writing
questions of this nature
might be decided.

12/10. Can

Of course the "app^t by
Mr Baldrey" is a
mistake. He is head
of the Construction
Branch in this Office,
& as such might receive
applications for vacancies.

Can
W. For in domestic

It is evident that
the man supposed that
his resignation of his
Local Fund appointment
had been accepted, and
for one simply dis-
believe Sir Donaghe's
statement that the
appointment in the E.I.'s
Office was accepted
"without his knowledge or
consent"; but even were
it so the man had a
perfect right to accept
the offer of re-employment
in the Government service whether
the President and A.P. Engineer
consented or not -

The question raised in
paras 7 and 8 of the
President's letter has been
settled long ago -

D 1310

N^o 2454-W

Genl
Oct 6

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 25th Oct/80

Read the following :-

Endorsement in the Financial
Dept. } (M.C. N^o 1913 of 2nd Oct/80)

The Govt. learn
that the Chief Engineer
for Irrigation, by whom
the appointment was made,
was unaware of the fact
that the draftsman was
in Local Fund employ.
The man himself was
evidently under the impression
that his resignation had
been accepted by the President,
having heard nothing to the
contrary -

2. Moreover, Local Fund
service is clearly private, and
as the Govt. have held

Rev. H. Luther

that it does not lie with them to interfere in regard to the appointment of Local Fund servants by a Board, and have declined to entertain appeals against arbitrary dismissals by Presidents, the relevancy of the 7th paragraph of Mr. Price's letter is not very clear.

3. The course to be followed as regards obtaining the previous written permission of an employer being distinctly laid down in para: 885 of the P.W. Code, the proposal made in the 8th paragraph of the Presidents letter is unnecessary.

Recd 3-11-80

W.H.H.

16-10-80

Financial Dept 57

Chief Eng^r for 9

37 1/3 21 m

Cir 10.60, Oct 22-10-80

6361

✓

Govt. of (1880) Madras.

PUBLIC WORKS.

To

Dated

Issued

Recd.

Encl.

G.O. 15th Oct. 1880, No. 24540.

Nos. 1045703.

Appointment of
Muniswami Naicker
Draftsman in the
Lithographic Dept.

Passing orders on
Prop. of the Hdy Rev
on the

37/3