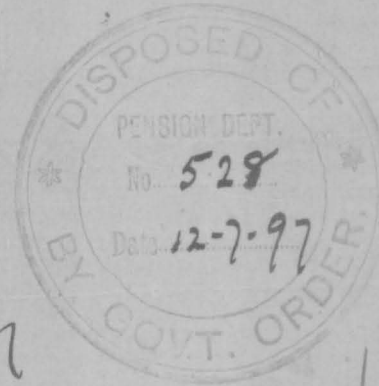


Pension (1897) Department.

CURRENT No. 528



Secy

Order 12th July 1897 No 528.

Returned to the Memorialist with reference

to Rule No. VIII below:-

VIII - Vanden

Withheld with ref to Rule

XII (B) of the A. P. Rules, below

To A. Vinkataramanayya

From

A. Vinkataramanayya

late Head Clerk

D. Imps' Court Putter

J. Cauara

No.

Dated 14/6/97

Received 25/6

Registered do.

Enclosures 1

Spare copies. Nil

SUBJECT.

Note.

The Memorial & the enclosures have not been authenticated by the signature of the Memorialist on each sheet as required by rule VIII of (A) Memorial Rules. But it

is submitted that the Memorial may be withheld

once for all under para XII (B)

the rule. The case is stated in the letter to India Office A. + India has refused to interfere. There seems no chance in allowing him to go to Secy of State.

Soliciting transmission of the accompanying Memorial to the Rt Hon. the Secy of State, appealing against the orders of this Govt. declining to grant him a retirement allowance.

F.W. 1007/9780.953/97

Issue 12-7-97

30.6.97

22/8/97

22/8

17/11

22/8

17/11

BACK PAPERS.

G.O.	No.	Department.	Date.
	1220	Pen	19-10-95
	821	do	4-9-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.
	809	Pen.	22-10-97
	953	- -	16-12-97



To

The Secretary to Government,
Revenue Department,
Fort Saint, George.

Respected Sir.

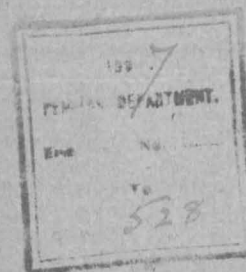


I beg to enclose herewith a memorial to the Right Honorable the Secretary of State for India in Council appealing against the order of the Government of Madras as referring the sanction of my pension, and beg to request that you will be so good as to forward the same with His Excellency's permission & support.

I beg to remain,
Respected Sir

Your Most Obedient Servant.

A. Ramani



Recd

To

The Right Honourable

The Secretary of State for India in Council.

(Through the Government of Madras.)

Humble Petition of A. Venkataramanaya, late
Head Clerk, District Munsif's Court, Puttur,
South Canara, India.

Dated 14th June 1897.

Most Respectfully Sheweth,

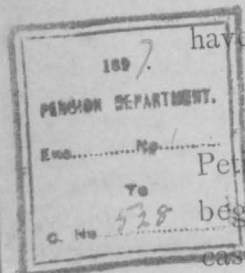
That Your Lordship's Petitioner is a retired Public Servant of 36 years' approved service and was at the date of his compulsory retirement on 29th October 1894, Head Clerk at the District Munsif's Court, Puttur, South Canara. On the 30th June 1894 Petitioner took four months' leave, on the expiration of which the Munsif forced him to resign his post and obtained and sent up to the District Judge a pension application on his behalf. Petitioner having protested to the District Judge that he had been compelled to resign his post, his application was sent to the Munsif for report. The Munsif thereupon examined on oath some of his subordinates, who stated that the Petitioner had received from them Rs. 400 as an inducement for him to retire. On the strength of these allegations the District Judge found Petitioner guilty and recommended his retirement on pension. The Madras Government, however, in its Order No. 1220 19-10-95 declined to sanction the pension.

Petitioner appealed to the Government of India, but unfortunately for him, they have declined to interfere (Madras Government Order No. 821, Pension Department). 4-9-96

Being aggrieved by the said order of the Government of India, Your Lordship's Petitioner craves permission to submit this humble petition, and in doing so Petitioner begs to invite Your Lordship's attention to the following important aspects of the case, which Petitioner thinks, go to shew conclusively that his case has not received the kind and considerate attention of the authorities from whom he sought justice.

The two grounds on which the Government of Madras has refused to sanction his pension in spite of the District Judge's ^{recommendation} are,

1. That Petitioner received certain sums of money from four clerks junior to him as an inducement to retire from service, and
2. That he made false and malicious accusations against his immediate superior, the District Munsif.



With regard to the first of the above grounds Petitioner would respectfully request Your Lordship to consider whether the allegation has been, or could, under the circumstances of the case, have ever been proved. It was made during an inquiry which was admittedly incomplete, being unauthorised, informal and held within closed doors by the very officer against whose conduct Petitioner had complained to the District Judge and whose interest it was to have prejudiced that officer against Petitioner. The deponents again were the District Munsif's own subordinates and would no doubt have been under the influence of that officer in making any false accusations against Petitioner, if only they would find favour with the District Munsif. It will also be observed that Petitioner was not himself examined nor allowed an opportunity to put their statements to the test. If this had been done, Petitioner is certain that the falsity of the allegation would have been established.

Apart from this, it is highly improbable that the deponents would have paid any money to induce Petitioner to retire. The only purpose that could have been secured to the deponents by such a payment would have been to get promotion in Petitioner's succession. This, however, was not to be the case.

U. Ramappa, the senior clerk among the deponents, had, when Petitioner took furlough, been declared by the District Court as *unfit* to act for Petitioner and could thus have had no object in making any payment on this occasion to Petitioner.

K. Ramachandraya, who is ignorant of English and who is next in seniority to Ramappa, had, on the same occasion, been considered by the District Munsif himself to be incompetent to hold the second clerk's post permanently and could not either have expected to get a lift on the occasion of the Petitioner's retirement. *When these two senior clerks could not obtain promotion the other two clerks junior to them could scarcely have hoped for any advancement in Petitioner's succession and could have had no necessity to pay anything.* It will thus be clear to Your Lordship that the allegation has not only not been proved, but is in the face of it improbable and absurd.

With regard to the second ground on which the Madras Government has declined to sanction his pension, viz. 'that Petitioner has made false and malicious accusations against the head of his office', Petitioner begs most respectfully to observe that Petitioner spoke nothing but the truth, and it was most unfortunate for Petitioner that in doing so he had to complain against his immediate superior. It need hardly be pointed out to Your Lordship that a subordinate in Petitioner's position is incapable of doing anything malicious against a superior on whose good will his future depended. Nor should Petitioner's complaint have been regarded as false before a thorough and proper inquiry had been made by an impartial person and the truth found out. This has not been even attempted to be done, notwithstanding Petitioner's repeated requests, and the result has been that Petitioner is allowed to be condemned unheard. In this connection it will not be out of place to mention that the present District Judge has on enquiry found a report submitted by the same Munsif against another clerk of the same

Court to be the outcome of private ill-feeling of the District Munsif against him and the clerk concerned is *one, who on the occasion of the enquiry held in Petitioner's case, had refused to depose as the District Munsif had suggested.*

Petitioner would also most humbly urge on Your Lordship's attention the fact that he has had a record of *thirty-six* years of approved service under Government, in the course of which he has always succeeded in securing the good will of his superiors, as will be seen from the copies of Testimonials appended hereto.

In conclusion Petitioner earnestly prays that Your Lordship will be graciously pleased that on the occasion of the celebration of the Jubilee of the sixtieth year of the reign of Her Most Gracious Majesty the Queen-Empress *either* that a thorough and impartial inquiry may be held into his case or if that is now considered too late to be of much use, to sanction the District Judge's recommendation to grant him the eagerly expected and in his poor circumstances, very necessary fruits of 36 years of approved service.

For which act of mercy and justice, Your Lordship's Petitioner shall, as in duty bound, ever pray.

A. Ramappa

CERTIFICATES, EXTRACTS FROM THE SERVICE BOOK, &C.,
OF

A. VENKATARAMANAYYA.

VENKATARAMANAYYA, 6th Gumastha of this Court, is active and experienced in the Court business. He is also acquainted with English. I therefore recommend him for the vacant post of 5th Gumastha.

REPORT No. 77,
11th September 1862. }

(Signed) F. SALDANHA,
Munsiff.

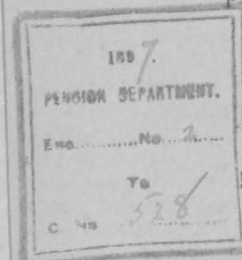
I entirely concur with my predecessor Mr. F. Saldanha, in considering A. VENKATARAMANAYYA zealous and assiduous in the discharge of his duties. He has a good knowledge of English, and has given me highest satisfaction. In considering of his conduct and ability I got him promoted from 5th to 3rd Gumasthaship two years ago, and I shall be very glad if he were promoted in the higher courts where, I hope, he will exhibit the same ability and give entire satisfaction to his superiors.

(Signed) T. SUBBANNA CHARY,
District Munsiff.

28th January 1872.

At the request of VENKATARAMANAYYA, the 3rd Gumastha of this Court, I beg to submit herewith his application for promotion for your honour's favourable consideration. He is a long standing servant, and well spoken of by my predecessor. He is an active and painstaking young man.

I beg to remain,
Honoured Sir,
Your most obedient servant,
(Signed) J. LOBO,
Acting District Munsiff.



5th January 1872.

"As Govindayya, the Head Gumastha of this Court is suspended by the order "No. 25, I have appointed VENKATARAMANAYYA, 3rd Gumastha who appears to be careful and "clever in keeping the accounts in the prescribed form, and who appears to have acted for "Head Gumastha."

REPORT No. 54,
27th June 1872. }

(Signed) J. LOBO,
Acting District Munsiff.

Munsiff.

For several years VENKATARAMANAYYA had no promotion; the establishment of the District Court being very limited, I regret to state that vacancies are very scarce, and when occurred his claims were overlooked. He was in Government service since before 1859. The late Munsiff has expressed that this Gumastha is qualified and quite competent to perform the duties of Head Gumastha, and since I took charge of the Court I have formed from personal observation that by his unexceptional conduct, he fully bears out what the late Munsiff has recorded. He is also an intelligent and very quick writer in Canarese and is

able to copy English judgments correctly, I therefore request that the claims and qualifications of this meritorious servant may be taken into consideration when the post of Head Gumastha is permanently filled up.

REPORT No. 74, }
12th August 1872. }

(Signed) J. LOBO,
Acting District Munsiff.

Has given me entire satisfaction in the discharge of his duties, is a faithful and useful officer. I shall be glad to hear of his rise in the public service.

29th December 1888.

(Signed) J. LOBO,
Acting District Munsiff.

A. VENKATARAMANAYYA, Head Clerk of this Court, has worked under me for three years and a half, and proved himself a deserving public servant, possessing honesty, industry and experience. I shall be glad to hear of his advancement.

DISTRICT MUNSIFF'S COURT, }
PUTTUR, 12th July 1892. }

(Signed) K. KRISHNA RAO,
District Munsiff.