

ORDINARY, MS.

<i>Subhi</i> DEPARTMENT.	
G.O., DATED	22-3-98.
No.	235

When given for copying.

[Despatch Abstract.]

*Despatch to interfere
on behalf of Mr J. F.
Henricos a doctor.
and examine of the
Govt. Prep—*

READ AGAIN ORDER OF GOVERNMENT, DATED
18, No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not pagod).

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N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.

The Hon. C. A. Gallon, M. A.,
At. Chief Secretary to Government,
Madras.

Sir, I most respectfully and humbly
beg to submit this my appeal against
an order of dismissal passed in me by
the Superintendent of the Government
Hos in the 23rd of November 1892 under
the following circumstances. In May
1892, owing to ill health, I was unable to
attend office, and consequently applied
for a month's sick leave, my applica-
tion for leave being supported by a
medical certificate from the District
Surgeon. Leave without pay only was
granted me, though three other examina-
ters, who were absent at the same time
with me, were given half pay. I could
not understand this exceptional treat-
ment

interview with the subject, but to no avail, inquiries as to why a case determined to adhere to his required so late in the day from grant me half pay. There was that it was required to be at no other alternative left me but to appear the pay-bill of the month in which I was to the Chief Secretary through the Supdt. confirmed, my service - nearly 4 years - which I did. What became of this appears prior to my confirmation not being as I do not know, nor did I receive any communication on this point. Perhaps it was of my service out of 5, appearing to me thought unnecessary since I was granted half pay. Some time after this, while his rounds, the Supdt., one evening, coming up to my seat, asked me whether I had produced a certificate of physical fitness. I thought it strange that, in my fifth year of service, I should be called upon to produce one. However, I said no. On this the Supdt. directed me to appear before the District Surgeon and accordingly gave me a letter to that officer. The District Surgeon declared me fit for Government service and gave me a certificate to that effect, which

submitted

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was

request, and, with his permission, I addressed the Chief Secretary. The system obtaining in the Press of making transfers from the temporary to the permanent establishment, and vice versa, to this day, is not clear to me. I was under the belief that, in the various changes effected in the Press, I was lost sight of altogether for men entertained long after we were drafted on to the permanent establishment at once, which I was made to vegetate on the temporary. It was in this belief that I approached the Chief Secretary to see if I could not secure the 4 years of the best service I had given to Government towards my pension. No refund had been vouchsafed to me to this effect, but instead was sent for by the Supdt. and told that the Govt. was not prepared to entertain my request, and further left it to him to deal with me as he thought fit.

On this the day supporting his decision, I am bringing three charges against your attendance, making me an unsatisfactory servant of Government. As for Charge No. 1, I beg the Chief Secretary will be pleased to call for a statement of the attendance of the examiners for a period of say, one year prior to my dismissal, when it will be found that I do not compare unfavorably with the others, some of whom are systematically absent. As for Charge No. 2, I cannot see what false statements I have made in my appeal. The only point which strikes me as having reference to this is where I say that I sign the pay abstract for Rs. 20, the amount put against my name, and the sanctioned allotment of my post, and draw only Rs. 20, the remaining Rs. 10 being shown under the head "Fines and Forfeitures." This is really so, Sir, and a glance at

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will confirm my position that you will
change hardly requires change also falls to
ation, and must have been ing thus for met the day
I venture to submit, in or servation, it remains for
to support the step the Supdt. had taken a word or two in regard to my peti-
I beg to submit, Sir, that I was attached tion alluded to and the tardy sub-
to one of the most intricate departments mission of this my appeal. The pe-
of the Press, to wit the Book Department, tion, if not on the files of the Chief
which requires, as it were, a special Secretariat, must now be in the
and was entrusted with work of a re- possession of the Supdt. The fact
sponsible and onerous nature, work of my being dismissed from Govt.
I beg to state, which required that service simply for petitioning the
the man doing it knew what he was re- Chief Secretary was enough to upset
ing. During the period of my connection my mental disquietude, and so
with the Book Department, I was re- felt ill, which required a change
once found fault with. In fact I was to my native place, Ladras, whither
always spoken of as an assiduous I had gone, not only for the benefit
and intelligent examiner, and one of my health, but also to set out an
one willing to work, and that too existence, Ladras being a place
conscientiously at all times. In proof which afforded such necessities
thereof I beg to invite the attention of as my impoverished condition
Chief Secretary to the over-time fees and could afford. It did not occur to
pay me for work done after office hours
(20)

that you will
change also falls to
ing thus for met the day
servation, it remains for
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mission of this my appeal. The pe-
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Secretariat, must now be in the
possession of the Supdt. The fact
of my being dismissed from Govt.
service simply for petitioning the
Chief Secretary was enough to upset
my mental disquietude, and so
felt ill, which required a change
to my native place, Ladras, whither
I had gone, not only for the benefit
of my health, but also to set out an
existence, Ladras being a place
which afforded such necessities
as my impoverished condition
could afford. It did not occur to
the Supdt. that, with one stroke of
his

inducing to desert the whole family, for, to say, no cause whatever, and respectfully invite the kind attention of the Chief Secretary to the rules formulated by Government for the guidance of all heads of departments on the question of dismissal of Unconvenanted servants. Rule 2 says "The Right Honorable the Governor in Council consider a rule of this nature highly desirable, for so long as the Unconvenanted servant can be dismissed without a full inquiry and proof of misconduct, at the will of his superior, &c., &c." In my case it has been a direct contravention of this rule. Rule 3: "The power of arbitrary dismissal also confirms in the whole body of the native servants the habits of servile dependence."

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ants on, and at the root of and manliness of. The Supdt. has treated me as his own private servant and not that of the Government. In fact the majority of the employees of the Press have been reduced to a condition of serfdom, and look upon the Supdt. as the be-all and end-all of everything. Rule 5: "Persons appointed to permanent situations in any Government department shall not be dismissed, but for fraud and dishonesty, continued and wilful negligence, offences involving moral disgrace and proved incompetency." In the charges framed against me I can only come under the last head, if at all, but this cannot be substantiated. On the contrary I

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my little time, and
one of the best es-
tablishments, and was always
acknowledged as such. The Govt.
has been pleased to grant a reprieve
as it were, in two cases which have
come to my knowledge, and has com-
muted the order of dismissal, in each
case, into one of suspension for a
period of six months, notwithstanding
as the "Madras Times" tells me, that in one
case, a charge was preferred against
a superior, but not proved. As for
as I can see, I have been dismissed
simply for appealing to the Chief
Secretary. Under these circumstances
I most respectfully and earnestly
beg you will be pleased to call for
the records of my case, and, in the
plenitude of your generosity, be
pleased to extend that kindness
to me, which has already been
exhibited in two other cases, by

Cancelling

cancelling the
and directing my
for which act of kind-
ness I ever feel grateful.

I beg that my case may be placed
before Council.

I beg to remain,
Sir,

Your most obdt. servt.,
J. F. Henriques,
late Excmr., Govt. Press.

My address-

J. F. Henriques,
Door No. 49,
Saddayappen Maistry Street,
North Black Town,
Madras.

Current No.

Public DEPARTMENT.

From

J. F. Henriques Esq
late Examiner, Govt Press

No.

Dated 13th
Received 18th } Feb/93
By 20th
Enclosures

SUBJECT.

Appealing against his dismissal
from the Govt Press.Pub. No. 794 & 18-11-92 mis
- 472 & 6-7-92 mis71st March 1893 No 392
The Superintendent, Government
Press will submit a brief note of the
case and a copy of the order of dis-
missal.Fort St George
21 March 1893C. G. L. T. N.
Ag. Chief Secretary.

No. 6332.

Government Press,

Madras,

11th March 1893.CHIEF SECRETARY
GOVERNMENT OF MADRAS
Office 11th March 93

With reference to the petition of
Mr. J. F. Henriques forwarded with
Endorsement, dated 1st March 1893,
No 392-Public, the Superintendent,
Government Press, submits that the
first complaint in this letter was
previously made by Mr. Henriques last
year and was forwarded to Government
with Office-note, No. 2370, dated 1st July
1892, on which G. O., dated 6th July 1892,
No 472-Public, was passed. Half pay
was given to him, and on receipt of the
G. O. he was sent for and was given
the two enclosures directed to be given
to him.

The second complaint in this
letter was also forwarded to Government
with Office-note, No. 3880, dated 15th October
1892 and is detailed in para 1 (i) to (iii)
and in Office-note, No. 4209, dated 3rd
November 1892. Para 1 of G. O., 18th Nov
1892, No. 794-Public, settled the claim
of the petitioner against him, and he
was sent for and informed accordingly.

The third complaint is based
on my action as detailed in paras 2 to 4
of Office-note, No. 3880 quoted above.
When I received G. O., No. 794 Public
quoted above, I sent for Mr. Henriques
and pointed out to him the false state-
ments he had made in his petition.

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Pub. 1000
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which he did not deny), referred to
his conduct, attendance, and his very
disrespectful behaviour at times to the
Head Examiner when spoken^t about
his absences and his work; I then
dismissed him.

2. The following is the order
passed on his dismissal, a copy of which
was forwarded to him: —

"Henricus, J. H. Proof Reader, dismissed
from 21st November 1892, for making false
statements in his petition to Government,
dated 3rd October 1892, for irregular
attendance, and for being an unsatisfactory
servant of Government"

3. The Superintendent solicits
that his action may be confirmed in
this case, as the petitioner was a dis-
contented, and in every way an unsatis-
-factory servant of Government. He
would have been dismissed in 1890
and again in 1891 for not turning out
a sufficient quantity of work and
for irregular attendance, if I could have
secured the services of a good proof-reader
at those times. Since then I have been
more fortunate in this respect.

R. Hill
Superintendent.

To
The Chief Secretary
to Government.

CURRENT NO. 759
Public.

From

The Superintendent,
Government Press,

To

The Chief Secretary
to Government.

Dated } 11th March 1893
Received }
Recd 13th do
Enc: one.

Subject
Returning Endorsement, dated 1st
March 1893, No. 392. Public.

Am.
For order.

There is no doubt that the
petition was a very un-
satisfactory public concern
& I think the Govt. acts
in getting rid of him may
be upheld.

Ch.
17 March.
18 Mar

currents 540 and 759

Order 22 March 93 No 235.

The Govt. declines
to interfere in petitioner's
behalf.
/ from order /

30B.
20/3
Ch.
21 March

Petitioner
Supt Govt Press.
DEATCHED
24 MAR 93
M.S.
C. 16/3
R. 20/3

WATER GREEN