

Public (1897) Department.

ORDINARY MS.

G.O., No. 837

Dated 27-7-11

INDEXED

[Despatch Abstract.]

considering that the
punishment of dismissal from the
service inflicted by the S.G. upon 1st
class Hospital Asst Mr. Abhay Naidu
is too severe a penalty, directing that
he be suspended from duty for six
months & transferred at the end of that
period to any district the S.G. thinks
fit.

BACK PAPERS.

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

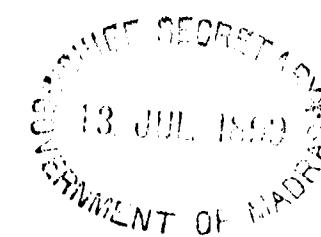
FURTHER PAPERS.

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

Cir 2124/28 (88.)
u 2168/28 (u)

Public (1899) Department.

CURRENT No.



From
Surgeon General B. Schlotter,
B. B. S. F. A. C. P. S.
Surgeon General with the Post of
Madras

No. 6/566

Dated 13th July.

Received 1/2

Registered

Enclosures 8

Spare copies --

SUBJECT.

Transmitting for disposal a
Memorial from Ex 1st Class
Hospital Assistant Mr. H. B. G.
Naidu of the Madras Suburban
Medical Establishment appo
against his dismissal from
the Service.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To

His Excellency the Governor
IN COUNCIL
FORT SAINT GEORGE
MADRAS.

The humble petition of M. Abbey Naidu late
first class Hospital Assistant No. 213,

Respectfully sheweth,

Your petitioner was a First class Hospital Assistant in the Government Civil Service of 20 years' standing and was removed from the service on a charge of malingering on 21st March 1899.

2. Your memorialist humbly begs to submit that he honestly served the Government and gave satisfaction to all his superiors during 20 years of his service and was not reported to have neglected his duties by any of them.

3. Your memorialist served in the malarial Districts for a period of 6 years (of which one full year he has done Cholera duty as will be seen by a reference to his Service Register) where he contracted beri-beri and malarial fever for which he was granted 9 months' sick leave on 2 different occasions of 3 months and 6 months.

4. Your memorialist has not quite recovered from the toxic effects of malaria which shows itself whenever his health falls below par and is not so strong to cope with his work whenever he falls ill.

5. Your memorialist was transferred on Plague duty in January 1899 and owing to his residence in a tent on camp duty the exposure to the extremes of the climate viz, cold nights and hot days which acted prejudicially on his constitution and rendered him unfit to cope with the work he had to do and had reported the same to the Additional Medical Officer during his visits to the Plague camp, but unfortunately his words were not credited by the Medical Officer, as your memorialist's temperature was normal on 2 occasions the temperature was taken by the Medical Officer. Upon this your memorialist was reported to be malingering and there was an interval of more than a month between the times your memorialist appeared before the Medical Board and his illness. When your memorialist appeared before the Medical Board, he had recovered from his illness under the influence of treatment and was well, and was therefore pronounced by that Board to be fit for duty. And the Surgeon General thereupon removed your memorialist from the service for malingering.

6. Your memorialist having now given a history of his case, begs your Lordship to show mercy for his long service and to take into consideration his inability to earn a livelihood to maintain his large family after having spent the best part of his life in Government service. Your memorialist further begs to submit that he has honestly served the Government for 20 years and he had no motive to shirk work under the pretence of sickness.

In these circumstances your memorialist begs that your Lordship will reconsider his case and show mercy by reinstating him in the service or to grant him a pension for his good service in the Government Medical Department for 20 years, for which act of kindness your memorialist shall ever pray.

He begs to remain
YOUR EXCELLENCY'S MOST OBEDIENT,
And humble servant,

M. Abbey Naidu
Late 1st Class Hospital Asst. No 213.

Tanjore Dt.
MANNARGUDI.
Dated 15th June 1899.

Printed at the C. L. V. Press Mannargudi.

[1]

No. *8266*
OFFICE OF SURGEON-GENERAL
WITH THE GOVERNMENT OF MADRAS,
Temp. Discontinued July 1899.

From

SURGEON-GENERAL F. SIBTHORPE, C.B., F.R.C.F.I.,

SURGEON-GENERAL WITH THE

GOVERNMENT OF MADRAS,

To

THE HON'BLE THE CHIEF SECRETARY TO GOVERNMENT,

Public DEPARTMENT.

SIR,

I have the honor to transmit for favor of disposal the accompanying Memorial from Ex 1st Class Hospital Assistant M. Abboy Naidu of the Madras Subordinate Medical Establishment appealing against his removal from the service.

2. The reasons which led to his services being dispensed with are fully set out in my Proceedings No. 1761 dated 21st March 1899 a copy of which is attached to the Memorial.

3. With reference to the statements in para 5 of the Memorial I subjoin the report of the District Medical and Sanitary Officer, Salem, thereon from which it will be observed that the Hospital Assistant's present contention is baseless -

"The Hospital Assistant left Salem on the 12th January and was then in good health and joined the 2nd ambulance staff on the 16th idem at Shulagiri where he had the choice of residence in the traveller's bungalow or a good tent, and when he was subsequently transferred to Berikai he was also provided with a good tent and as the weather was then fine and dry there was nothing very trying in the climate or any undue exposure and certainly nothing to prevent him doing his duty which at no

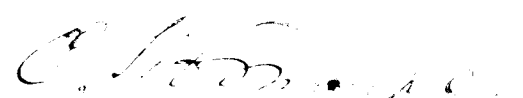
"time would have been arduous, but from the day he joined the
"ambulance staff he shirked his duty and malingered and was
"never anything but an encumbrance to the Additional Medical
"Officer - that he recovered from his ailments, which were
"largely imaginary as the Additional Medical Officer could not
"on examination detect them, between the time he was reported
"for malingering on the 11th February and the date of his exami-
"nation by a Medical board at Madras on the 8th of March is
"contradicted by his own report dated 26th February submitted
"in reply to my minute No. 686 of the 23rd February in which he
"reports he is still too ill to perform his duties and there can
"be no doubt that being found in a good state of health on the
"8th March there could not have been anything in his condition
"of health to prevent him performing his duties ten days pre-
"vious. Again on the 27th February the Additional Medical Officer
"examined him and could not find anything the matter with him yet
"on the same day the Hospital Assistant in his letter No. 21
"wrote to the Additional Medical Officer asking for leave as he
"was "much indisposed to work owing to extreme weakness" so it
"is clear that he was not performing his duty properly up to
"the date of his suspension from duty on the 26th February and
"was not then supposed by himself to have recovered his health
"consequently his plea for being in good health on the 8th March
"is incredible and the evidence of his malingering indubitable."

4. Under the above circumstances I regret I am un-
-able to recommend the Memorial for the favorable consideration of
government.

I have the honor to be,

Sir,

Your most obedient servant,



Surgeon-General,

Surgeon-General to the Government of
Madras.

$$\left[\frac{6}{24} \right]$$
$$1.0/10 = 0.1 = 10^{-1}$$

C22: 7-99
R24: 7-99

Public DEPARTMENT.

C. No. 1971 From the Surgeon General, No. 7.8/366 dated 12-7 1897.

"....." "....." , , 189

” ” , , . 189

189 .

1. 7. 2014

Mr. Albany Knicker,
Late first Class Hospital
Asst., appeals to Govt.
against his removal from
the Service Long & Distinguished

2. The petitioner was
wounded in January last by
plague duty in the Salem
district under the Vaccine
Tables, temporary English
doctor. Early in February
he complained of being
ill unable to work
but Dr. Table on examining
him twice could discover
no traces of ailment. - The

presented in reporting sick,
& he was suspended on 26th
Feb. He was examined at
Madras on the 8th March by
a Medical Board, which
pronounced his health to
be good, & he was thereupon
removed from the Service by
the Surgeon Genl. for unsoundness,
& was placed on the retired list.

3. The petitioner maintains
that he was really ill when
he reported sick in Camp
in February last, but that
his temperature was normal
on the two occasions on which
he was examined by Dr. Teller,
also that as a month had
elapsed between the date
of his illness & that of his
examination by the Medical
Board, he had recovered
on the 27th Feb. The D. M.
& S. S. shows that the latter
statement is incorrect, as
the man complained of
illness as late as Feb. 27th.

It is possible that the
suspension was indeed

while out in Camp, but
there seems no doubt
that he made the most of
it in order to escape from
a disagreeable duty. Since
placed duty is doubtless
a serious offence on the
part of a medical man
& deserves serious punishment
but the question is what
removal from the service
was not an extreme
penalty for a first offence
on the part of a Govt.
servant of 20 years' stand.
The petitioner states that
he contracted malarial
fever & beri-beri in
the Ceded district of
Gangjam, & that he worked
with zeal on Cholera
duty in the Kistna district
for a year, & that prior
to his suspension in Feb.
last, he had borne an
unblemished character.
The Surgeon Genl. has
commented on

these statements - If they
are true, some consideration
might have been given to
the witnesses.
In past services, & the
case might have been
settled by reduction of troops
to a northern district.

Ct. 197-25 20/7/99. Their

I am yours truly

I don't think reduction
is feasible. The grade
is fixed by length
of service. Art 265
Civil Serv. Code.

Dismissal for a first offence after 20 years service is too severe.

I think ~~the~~ Hosp. Act.
should be suspended
for six months & transferred
to any district the S. G.
thinks fit.

MS 22.7.89

Public (1897) Department.

CURRENT No.

From

M. Hoboy - Tridac
late 18th class Impulac dest
No 213, Kirovskiy, Khar'kov

No.

Dated 22 July 77

Received 7.5 . . .

Registered 26

Enclosures -

Spare copies -

SUBJECT.

1
 Forwarding supplement to
 his aforesaid petition already-
 submitted regarding his
 removal from office.

BACK PAPERS.			
G.O.	No.	Department.	Date.
FURTHER PAPERS.			
G.O.	No.	Department.	Date.

TO

CURRENT NO.

His Excellency The
THE GOVERNOR
The Right Honorable,
GOVERNOR IN COUNCIL.
Fort. St. George,
MADRAS.

THROUGH THE SURGEON GENERAL WITH THE
GOVERNMENT OF MADRAS.

The humble petition of M. Abboy Naidu, late
1st Class Hospital Assistant No. 213
Thuvrankurichi Trichinopoly District.
(In supplement to his petition dated
the 15th June 1899).

May it please Your Excellency,

Your Excellency's humble petitioner was drawing a salary of Rs 55 and an allowance of Rs 10 and was in charge of the Local Fund Dispensary Thuvrankurichi; on the 16th January 1899, he was posted to Shulagiri, and thence to Berikai, on plague duty, both the places being malarial tracts in the Hosur Taluk, Salem District; on the 26th February 1899 he was suspended and on the 21st March 1899 was eventually removed from the Public Service by the Surgeon General with the Government of Madras.

2 The grounds for the removal are that the petitioner resorted to malingering to escape plague duty, and that he neglected his duty and, that, intentionally. (Please vide copy of Surgeon General's Proceedings No. 1761 dated 21st March 1899).

3 Your Excellency's humble petitioner begs to submit that no formal statement of specific charges was given him before either suspending or removing him, that the Surgeon General, unfortunately for the petitioner, directed the District Medical and Sanitary Officer, Salem, to remove the petitioner, on the ground that he was useless for plague duty and ordered the removal on the strength of the Proceedings of the Civil Medical Board Madras to the effect that the petitioner's health was good and that there was no reason for recommending him to be removed from service.

4. As regards the charge of malingering, the petitioner earnestly entreats Your Excellency to consider that the term malingering was suggested by the petitioner's letter No. 18 dated 1st February 1899 where it has been first used by him with reference to his disease but not to his person, in the sense that the disease was more real than apparent.

5. With due deference to the Proceedings of the Medical Board, the petitioner begs to submit that he was not placed under observation, in spite of the petitioner's request and the Additional Medical Officer's recommendation, for any period, before he was made to appear before the Board, that the Board examined the petitioner cursorily only for a few minutes, that neither his blood nor his urine was examined, that the sunken face, shaky hands, constant perspiration, less urine with frequent discharges, confined eyes, tartar on all teeth and other symptoms mentioned in the Medical History used were not noticed. These, he begs to assure Your Excellency, are the symptoms left by the malarial poison, the Bronchitis and Beri-beri from which the petitioner suffered when on Famine, Cholera and other duties in the malarial Districts of Kurnool and Cuddapah.

in 1889 and from 1891 to 1894, re- per has himself admitted having found ken tone but tries to explain them away 1889 the temperature was not high; that the pectively. The additional Medical Officer Thuvrankurichi to take up plague weak and slow pulse, diarrhoea and sun our Excellency that the petitioner could easily; he would find no ailment because petitioner was not at all reluctant to duty in the Salem District will satisfy of duty, the charge is vague; the duties not have lingered soon after. (Please vide copy of Additional Medical camp Shulagiri); he had to bear the brunt

6. As regards the alleged neglect out-door; but the Additional Medical given to the petitioner were multifariobetitioner was not given any responsible Officer's order dated 16th January 1899, for not having kept accounts, registers, of the work in the camp, both in-door ascribed forms were not available for some Officer would make it appear that the intained as per instructions given by the duties; the officer blames the petitioner that no account could have been written diet roll &c. This is against fact. Presrials available from the registers &c. maint- time but the accounts were however mawere not written by the officer or his clerk officer; Your Excellency would observe tierk who was deputed for the purpose and later on in prescribed form without matematerials furnished him by the petitioner. ained by the petitioner. The accounts when the petitioner took charge from his but by the Hosur Taluq Board Head cAssistant B. Chellamiah, as would appear for giving necessary instructions, with The accounts were already in confusion predecessor being First Class Hospital diseases suffered by the petitioner in the from the reports against him. careful observation; that the petitioner's ill- he District Medical and Sanitary Officer

7. The indelible effects left by thremarks (Please vide copies attached). His earlier part of his career will appear on larial taluq, in spite of the remarks, has health has not escaped the notice of rrs of his large family, an unbearable cala- Trichinopoly would appear from his y years' hard service and good conduct appointment on plague duty in a ma brought on him and on the poor membe mity at an advanced age after twent the Surgeon General to appear before the borne out by the said copies. ature of his illness and whether leave might 's case is exactly the case of one reported

8. The petitioner was directed by er a cloud'; else, there was no necessity for Medical Board in view to ascertain the n The Medical Board should not have over- be granted. Apparently, the petitioner483 of the Civil Medical Code and express- by his departmental superior to be 'undider their close observation.

sending him before the Medical Board. r craves Your Excellency to be pleased to looked the provisions contained in para that he may be restored and placed under ed their opinion, without placing him ur ht be deemed fit may be passed thereafter rom, the service.

In conclusion the humble petitionerom, the service. consider his case favourably and order prayer for Your Excellency's long life, observation and that such orders as mig as to retaining him in, or retiring him t

With an earnest and hearty regime, and prosperity,

MANNARGUDI }
Senior District Officer

The petitioner begs to remain,
YOUR EXCELLENCY'S
Most obedient and Humble Servant.
MANNARGUDI }
Late 1st class Hospital Assistant No. 213

Medical History of M. Abboy Naidu, Late First Class Hospital Assistant No. 213.

During 2 years of service in Kurnool ar d Cuddapah, he suffered from malarial fever and dysentery, and consequently he w as shifted to southern district for the benefit of his health. He was again sent to Kistna District for a year's Cholera duty, during which, he suffered from Cl holera, along with his wife and his daughter. Before he recovered in his ge- neral health, he was sent to Kaikalur Dispensary on Cholair lake where beri-beri is fearfully endemic. He there con- tracted beri-beri, and had a narrow escape b ut his general health never regained anything like its normal condition ever-sir ice, although he was granted three months' sick leave and given a change to T Trichinopoly District. Even here, he d a long sick leave for six months for n to duty while he was still in a shat- tered state of health, he was ordered to plag ue duty.

Nervous system:— Forgetfulness, unst eady mind, timidity, wanting in self- reliance and excitable and melancholic, cor- stant head-ache, shaking of hands and legs, affection of gait, weakness in chest, sun- ken voice, easy perspiration, dimness of vision, frequent passing of urine in sma ll quantities.

Circulatory system:—Heart and Pulse, we ak and below par.

Ingestive system:—Tongue brown and fun- red, tartar on all teeth, thirst, appetite impaired, bowels irregular, pain in spleen, a nd liver sluggish.

Respiratory system:—Shortness of breath an d frequent coughing, irritation of throat laryngeal phthisis. A severe attack of bronc- hitis contracted during Famine duty in Ganjam District is the starting point of his lung affection.

Urinary system:—Quantity passed in 24 ho- urs is 20 oz. whereas the normal quant- ity is from 40 to 60 oz. Sp. Gr. 1020 the no- rmal degree being 1018. Urates, chlor- ides and phosphates are present in excess.

General System:— Much impaired.

MANNARGUDI }
22nd July 1899. }
Late 1st Class Hospital Assistant No. 213.

M. Abboy Naidu

Copy of extract from return of 1st class Hospital Assistant M. Abbey
Naidoo No. 213 transferred from Trichinopoly to Salem on the forenoon of
10-1-1899.

but not very efficient. Of an excitable dis-
position and wanting in self confidence.

(Signed) **W. O'Hara,**
Lieutt. Colonel I. M. S.
District Medical and Sanitary Officer.

16th January 1899

Copy of extract from annual report upon 1st class Hospital Assistant
M. Abbey Naidu No. 213 attached to L. F. Dispensary Thuvankurichi.

Question (8) Excitable in disposition and wanting in self-confidence
otherwise f

(Signed) **W. O'Hara,**
Lieutt. Colonel I. M. S.

District Medical and Sanitary Officer.

M. Abbey Naidu
Late 1st Class Hospital Assistant No. 213.

20th January 1899

MANARGUDI.

22nd July 1899

Printed at the C. I. V. Press, Mannargudi.

end of last period, to

1899.

From, ~~idid~~
Mr. Abbey Naider
Late 1st class Hospital Asst
No 213. Mospya Thangudiy.
Kankal

CHIEF SECRETARY
25 JUL 1899
GOVERNMENT OF MADRAS

To
His Excellency,
The Right Honorable
The Governor in Council
Fort St. George.
Madras.
Through the Surgeon
General
with the Government
of Madras.
Dated 22nd July 1899.
Received

Subject.
Forwarding Supplement
to his appeal petition
already submitted
regarding his removal
from service.

Public DEPARTMENT

D. No 1971 From the Surgeon General No 73/366 dated 12.7. 1899.
2092 Mr. Abbey Naider 22.7. 1899

Order No 837 of 27.7.99.

As the Govt in
Council considers that
the punishment for
removal from the service
inflicted for his hospital
for a first offence on
the part of a subordinate

taking into consideration
his long service, and the
fact that the present
is the first offence with
which he has been
charged

of 20 years' service is
too severe a penalty.
In modification therefore
of the Surgeon General's order
No 1761 dated 21 March
1899, the Govt directs that
the petitioner, Mr. Abbey
Naider be suspended
from duty for six months
from the 26th July 1899,
and transferred to the
period, to

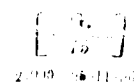
any district the Surgeon
General thinks fit.

(From orders)

Car
579

17.7.1

to the Surgeon General
with 7 enclosures, for
reference to the
1911-12



March 11 1911

NOTE FOR THE UNDER SECRETARY.

Case of Hospital Aest.
Mr. Alby Haiden.

Draft in accordance
with the Haiden note
submitted for approval.

With reference to the
first para of Haiden note,
of the Ch. Secy's pencil note
in the margin, - no
precedent can be traced
here for the reduction of
Hospital Aest. The Under
Office has been asked to
look up papers. Reduction
of order,
would be ordered by the

Board of Genl., which case
would only come to Govt.
on appeal. The Civil Serv.
Code as it stands allows
the reduction of Hospital Aest.
as a punishment, but
the penalty is restricted
to in every graded service.

The Sanitary Civil
Medicine List shows that
the case of the Haiden note.

am. 1st Grade. The first Hospital
 Asst. on the list of 2nd
 Grade men has 19 years'
 service & the next three
 men have 15 years' service.
 Whether these men were
 reduced after promotion,
 or whether their promotion
 has been suspended
 for inefficiency, is a
 question.

The matter
 might be gone into
 further on receipt of
 a reply from London
 to the call for papers.

C. 1. M.
 25.1. 26.7.11

ask the S. G. to.

11/7/11.

copy

[6.]
 1,000-9-7-08.

NOTE FOR THE CHIEF SECRETARY.

Orders are submitted
 as to whether, pending
 receipt of a reply
 from the Surgeon Genl.,
 the draft of below
 is to be held over.

C. 1. 26.7.11

As I am the adv.

11/7.11

Public Dept.

Memo No. 1940
 27.7.11

The Surgeon Genl.
 is requested to report
 whether there are any
 precedents for the
 reduction in grade of
 a Hospital Assistant
 as a penalty for mis-
 conduct, & if so, and
 what rule such a
 punishment can be
 inflicted.

2. If the grade of
 Hospital Assistant is
 fixed absolutely by
 law in accordance
 with para 265 of the
 Civil Medical Code, the
 Surgeon Genl. is requested
 to be good enough to
 report the circumstances
 in which he has suspended
 the promotion of the first
 man on the list of 2nd
 Grade Hospital Asst. & his