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PITMAN SHORTHAND

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with

Eng./GK/Reasoning

READING & DICTATION EXERCISES FOR SPEED DEVELOPMENT

June 2024

₹60

Reading and Dictation Passages have been marked for 20 words each, so that the same can be dictated for 80 to 160 wpm speed.

## Exercise 1

onourable Members, This joint sitting of Parliament which is being held during the time of the Coronavirus pandemid has great significance.<sup>20</sup> It is the beginning of a new year and a new decade. We will also be entering the 40 75th year of India's independence this year. All the Members of Parliament present here today embody the conviction held by60 every Indian that the toughest of challenges will deter neither us nor India Whenever India has remained united, it has been 80 able to attain even seemingly unattainable goals. This solidarity and Pujya Bapu's inspiration had given us freedom from colonial rule.100 Echoing the spirit, India's grandeur is the ultimate truth. In one single consciousness, one thought, one devotion, 120 one inspiration. let us unite; let us unite. This unity and dedication of Indians has enabled the country to overcome<sup>140</sup> multiple adversities. Our country has faced every crisis with fortitude, be it the Coronavirus pandemic, floods, earthquakes or major cyclones<sup>160</sup> in several States, locust attack or the bird flu. The recent past also saw an unprecedented escalation in tension along the 180 border. The nation stood together, battled crises on multiple fronts and took over every challenge. During this period, we all<sup>200</sup> have also witnessed the unparalleled courage, endurance, discipline and spirit of service of our countrymen. In this fight against the pandemic, 220 we have also suffered the untimely loss of life of a number of our countrymen. Our beloved former President and240 my predecessor Shri Pranab Mukherjee too passed away during the pandemic. The untimely demise of six Members of Parliament<sup>260</sup> was also due to the coronavirus. I pay my heartfelt tribute to all of them.

It has been said in our Shastras.<sup>280</sup> That is, if we do our duty, success is assured. During the coronavirus pandemic, which has affected each individual and every country<sup>300</sup> in the world, India has emerged on the global stage with renewed vigor. It gives me satisfaction that due to<sup>320</sup> timely and planned decisions taken by my Government, we were able to save lives of lakhs of our countrymen.<sup>340</sup> Today, there is a rapid decline in the number of new cases of coronavirus and at the same time there is<sup>360</sup> a significant increase in the number of recoveries. When we think of the preceding year, we are reminded of the<sup>380</sup> twin challenges that faced us, of saving lives of the citizens and protecting the economy which Government took care.<sup>400</sup>

PANDEMIC: disease that spreads in the whole world; GRANDEUR: large & impressive;

FORTITUDE: patience shown in great suffering;

5 4

inder the 'Pradhan Mantri Garib Kalyan Yojana', 80 crore people were provided an additional 5 kg free food grains<sup>21</sup> per month for 8 months. The Government was also mindful of the plight of migrant labourers, workers and those who were40 away from their homes. Besides providing them with the facility of 'One Nation- One Ration Card', the Government made free food60 grains available and organized Shramik Special trains for them. My Government also launched the Garib Kalyan Rojgar Abhiyan80 in 6 states in order to provide employment to the returnee migrant labourers in their villages, during the pandemic. 100 As a result of this Abhiyan, 50 crore mandays of employment were generated. The Government also launched SVANidhi - a special scheme 120 for street vendors and hawkers. Further, an amount of approximately Rs.31,000 crore was directly transferred to the Jan Dhan 140 accounts of poor women. During this period, more than 14 crore gas cylinders were given free of cost throughout the160 country to poor women beneficiaries, under the Ujjwala scheme. Through all its decisions, my Government has set an unprecedented example of the collective strength of federal structure. The collaboration between the Central and the State Governments has not only strengthened democracy200 but also enhanced the prestige of the Constitution.

The dream of an empowered and free India, which our freedom fighters had envisioned,220 was also based on the idea of self-reliance of the country. Under the circumstances that emerged during the coronavirus pandemic,240 when each country was prioritizing their own requirements, we were reminded of the significance of developing a self-reliant India.260 During this period, India has demonstrated its scientific capabilities, technical expertise & strength of its start-up ecosystem<sup>280</sup> by developing a network of over 2200 laboratories in a short time span, manufacturing thousands of ventilators, 300 PPE kits and test kits thereby, attaining self-reliance. It is a matter of immense pride that India is conducting<sup>320</sup> the world's largest vaccination programme. Both the vaccines rolled out under this programme are produced indigenously. By making lakhs of \$40 corona vaccine doses available to several countries India has fulfilled its obligation towards humanity in these times of difficulty.360 The accolades being showered on India globally for this work along with the essence of our age-old cultural tradition of and380 endeavour to work for human welfare is imparting strength to our efforts. The gains from the work done by my Government in the 400 healthcare sector in the past 6 years were visible during the coronavirus pandemic. During these years, emphasis has been placed<sup>420</sup> not only on modernizing the healthcare systems but also on prevention of diseases including Programmes such as Rashtriya Poshan Abhiyaan. 440

MIGRANT: person moving out for work; UNPRECEDENTED: unexampled; INDIGENOUSLY: local: ACCOLADES: praise for somthing done.

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onourable Members, In order to develop healthcare facilities across the country commensurate expansion in medical education is equally important.20 In 2014, there were only 387 medical colleges, but today there are 562 medical colleges40 in the country. In the last 6 years, there has been an increase of over 50,000 seats60 at the under-graduate and post graduate levels in medical education. Under the Pradhan Mantri Swasthya Suraksha Yojana, the Government has also 80 sanctioned 22 new AIIMS. The Central Government has laid the foundation for historic reforms in the field100 of medical education by establishing the National Medical Commission along with 4 Autonomous Boards. The decades' old120 Medical Council of India has been replaced with the National Medical Commission as a part of these reforms. Atmanirbhar Bharat Abhiyan<sup>140</sup> is not just confined to manufacturing in India, but is also a campaign aimed at elevating the standard of living160 of every Indian as well as boosting the self-confidence of the country.

Our goal of an Atmanirbhar Bharat will be 180 further strengthened by self-reliance in agriculture. With this idea, the Government has, over the last 6 years,200 attempted to bring positive transformation in the 'Seed to Market' system so that Indian agriculture is modernized and also<sup>220</sup> sees growth. In pursuance of these efforts, my Government decided to implement the recommendations of the Swaminathan Committee240 report and increased the MSP to at least 1.5 times of the cost of production.260 Today my Government is not only purchasing record quantities at the MSP, but is also increasing the 280 number of procurement centres. Widespread improvements are being brought in various sources of irrigation. Following the mantra of 'Per Drop More Crop',300 the Government is not only completing the pending irrigation projects, but is also delivering modern irrigation techniques to the320 farmers. In 2013-14, only 42 lakh hectares of land was under micro-irrigation whereas today, more than340 56 lakh hectares of land has been brought under microirrigation. I am happy to say that through their hard work,360 our farmers are augmenting the efforts of the Government. Today, the food grain availability in the country is at380 a record high. From 234 million tonnes food grain production in 2008-09 it increased to 296 million.400

COMMENSURATE: in proportion to; ELEVATING: to move to higher position; TRANSFORMATION: total change

PROCUREMENT: to possess.

onourable Members, In the agricultural sector, the need of the hour is to focus our attention on the small and20 marginal farmers who own only 1 or 2 hectares of land. More than 80% of the farmers in the country<sup>40</sup> numbering over 10 crore fall under this category. My Government accords priority to these small and marginal farmers too. In order to60 provide expenditure support to these farmers, almost Rs.1,13,000 crore have been directly transferred to their bank accounts under Pradhan Mantri Kisan Samman Nidhi.80 Pradhan Mantri Fasal Bima Yojana has also benefitted small farmers of this country. Under this scheme 100 in the last 5 years, about Rs.90,000 crore has been paid as compensation to the farmers against a premium 120 of Rs. 17,000 crore. The mission for setting up 10,000 Farmer Producer Organisations by bringing together small farmers<sup>140</sup> of the country is also an impactful step. This has ensured access of small farmers to better technology, additional credit,160 post-harvesting processing and marketing facilities and insurance coverage during natural calamities, on the same footing as the rich farmers. 180 This has also provided an alternative to farmers for securing remunerative prices for their produce and generating greater savings.200

After extensive consultation the Parliament approved 3 important farm reform bills 7 months ago, namely, The Farmers' Produce Trade and Commerce Bill, 220 The Farmers Agreement on Price Assurance and Farm Services Bill, and the Essential Commodities Bill.240 The benefits of these three important farm reforms, have started reaching more than 10 crore small farmers instantly.260 Appreciating the advantages that these reforms would bring to the small farmers, several political parties too had, from time to time, expressed<sup>280</sup> their support. The discussions over these farm reforms in every part of the country for over 2 decades and the300 demand for these reforms at different fora were also reflected during the deliberations in the House. Presently, the Apex Court 320 has stayed the implementation of these laws. My Government respects the decision of the Apex Court and shall abide by it.340 My Government holds in high esteem the values of democracy and sanctity of the Constitution. It is continuously<sup>360</sup> making efforts to dispel the misunderstanding created in the context of these laws. My Government has always respected freedom of 800 expression and holding of peaceful agitations in a democratic set up. However, the recent acts of dishonouring the National Flag400 and showing disrespect to the auspicious occasion of the Republic Day are unfortunate. While the Constitution gives us the right 420 to freedom of expression it is also expected that we abide by the laws and rules with equal sincerity here. 440

CALAMITIES: great misfortunes; REMUNERATIVE: adequate compersation; FORA: foums, platforms; SANCITY: holyness.

all the countries of the world so that we cannot relate<sup>20</sup> our foreign policy just to a few countries around us, but have to think of practically every country in the<sup>40</sup> world and take into consideration all the possible areas of conflict, trade, economic interest, etc. It has been recognized now<sup>60</sup> that if there is a conflict on a big scale anywhere in the world, it is apt to spread all<sup>80</sup> over the world, that is, war has become indivisible and, therefore, peace is indivisible. Therefore, our foreign policy cannot limit<sup>100</sup> itself to the nearby countries. Nevertheless, the nearby countries always have a special interest in one another and India must <sup>120</sup> inevitably, think in terms of her relations with the countries bordering her by land and sea.

What are these countries ?<sup>140</sup> If you start from the left, Pakistan, I would also include Afghanistan, although it does not touch India's borders, Tibet<sup>160</sup> and China, Nepal, Burma, Indonesia and Ceylon. In regard to Pakistan, position has been a very peculiar one owing<sup>180</sup> the to the way Pakistan was formed and India was upset that<sup>200</sup> you all know, but something much deeper and that is, a complete emotional upset of all the people in India<sup>220</sup> and Pakistan because of this. It is a very difficult thing to deal with, a psychological thing, which cannot be<sup>240</sup> dealt with superficially. A year and a half or more has passed, and there is no doubt at all that<sup>260</sup> our relations have improved and are improving. There is also no doubt at all in my mind that it is<sup>280</sup> inevitable for India and Pakistan to have close relations sometime or other in the future.

I cannot state when this 300 will take place, but situated as we are, with all our past, we cannot really be just indifferent neighbours. We 320 can be either hostile to each other or very friendly with each other. Ultimately we can only be really 340 very friendly, whatever period of hostility may intervene in between, because our interests are so closely interlinked. As far as 360 the other countries are concerned, our relations with them are quite friendly. Take, for instance, Afghanistan and our relations with 380 Afghanistan are exceedingly friendly and our relations with Tibet, Nepal and all the neighbouring countries are also very friendly. 400

INDIVISIBLE: which cannot be divided;

PSYCHOLOGICAL: mental state; SUPERFICIALLY: on the face of it.

Tour neighbouring countries have in a sense the first place in our minds, then the second place goes to<sup>20</sup> the other countries of Asia with whom we are also fairly intimately connected. Now, India is very curiously placed in<sup>40</sup> Asia and her history has been governed a great deal by the geographical factor plus other factors. Whichever problem in<sup>60</sup> Asia you may take up, somehow or other India comes into the picture. Whether you think in terms of China<sup>80</sup> or the Middle East or South-East Asia, India immediately comes into the picture. It is so situated that because<sup>100</sup> of past history, traditions, etc., in regard to any major problem of a country or group of countries of 1<sup>20</sup> Asia, India has to be considered. Whether it is a problem of defence or trade or industry or economic policy, 1<sup>40</sup> India cannot be ignored. She cannot be ignored, because as I said, her geographical position is a compelling reason. She 1<sup>60</sup> cannot be ignored also, because of her actual or potential power and resources.

Therefore, whatever our own views may be 180 by virtue of her practical position and other reasons, India is bound to play an important part in Asia whether 200 it is Western Asia or the Far East of South-East Asia. It so happens, of course, that even culturally 220 speaking, our bonds are very great with all these parts of Asia, whether it is Western Asia or the Far East of South-East Asia and these bonds are very old and very persistent.

A very curious thing happened when,260 roughly speaking British power came to India and British dominion was established '.... here. This was the reason why we were 280 cut off from our \_\_\_\_\_\_\_\_ neighbouring countries of Asia. Our contacts were then with England across the seas, and while to300 some extent we struggled against that domination and resented those contacts, nevertheless, they were there . 1 --and we saw the world<sup>320</sup> more and more through that window, the British window. Very few people went to the other Asian countries few people from Asia we met, we met in Europe<sup>360</sup> and not in Asia. Now in recent years that process has been reversed or is being reversed for a variety<sup>380</sup> of reasons. Initially, I suppose, the one major factor was air travel. Air travel brought us immediately into close contact<sup>400</sup> with our neighbours, because if we went to Europe, we passed through Baghdad and Tehran and other places. Air travel420 not the only ..... factor, there are also political reasons that are now bringing about these changes for future development.440

CURIOUSLY: strangely; POTENTIAL: capacity;

REVERSED: to put back.

ome people talk rather loosely, and if I may say so, rather foolishly, of India becoming the leader of this<sup>20</sup> or the leader of that or the leader of Asia. Now, I do not like that at all. It is<sup>40</sup> a bad approach, this business of leadership. But it is true that, because of the various factors I have mentioned<sup>60</sup> a certain special responsibility is cast on India. India realizes it, and other countries realize it also,. The responsibility is<sup>80</sup> not necessarily for leadership, but for taking the initiative sometimes and helping others to co-operate.

Now, foreign policy is normally 100 something which develops gradually. Apart from certain theoretical propositions we may lay down, it is a thing which, if it 120 is real has some relation actuality and not merely to pure theory. Therefore, we cannot precisely lay down our 140 general outlook or general approach, but gradually it develops. We are as an independent country a fairly young country at 160 present, although we are a very ancient country, and we have all the advantages and disadvantages of being an ancient 180 country. Nevertheless, in the present context of foreign policy we are a young country and, therefore, our foreign policy is 200 gradually developing and there is no particular reason why we should rush in all over the place and do something 220 that comes in the way of this gradual development.

As I said, our general policy has been to try to<sup>240</sup> cultivate friendly relations with all counties, but that is something which A.s. anyone can say. It is not a very helpful260 thought. It is almost outside, if I may say so, of politics. It may be just a verbal statement something can be said for it even on the political 300 plane. We cannot perhaps be friendly always with every country. The others. That is the normal foreign policy of a country, very friendly with close relations with some, with340 the consequence that you and you cannot just360 be equally friendly with all countries. Naturally, you are more friendly with those with whom you have closer relations, but380 that great friendliness, is good, but if it merely reflects hostility to some other country, then it is something different.400

PRECISELY: accurate; ANCIENT: very old.

ay I say that I do not for an instant claim any superior vantage point for India to advise or 20 criticize the rest of the world. I think we are merely trying not go get ..... excited about these problems and40 anyhow there is no reason why we should not try. It follows, therefore, that we should not align ourselves with60 what are called power blocs. We can be ... of far more service without doing so and I think there is 80 just a possibility that at a moment of crisis our peaceful and friendly efforts might make a difference and avert to that crisis. If so, it is well worth trying. When I say that we should not align ourselves with any 120 power blocs obviously it does not mean that we should others. That depends on entirely different factors, chiefly economic, political, agricultural and many other factors. At the present moment 160 you will see that as matter of fact we have far closer relations with some countries of the Western 180 world than with others.

It is partly due to history and partly due to other factors, present-day factors of 200 various kinds. These close relations will, no doubt, develop and we will encourage them to develop, but we do not<sup>220</sup> want to place ourselves in a position where, politically speaking, we are just lined up with a particular group ..... or<sup>240</sup> bond upto it in regard to our future foreign activities. India is too big a country herself to be260 bound down to any country, however big it may be. India is to be and is bound to be<sup>280</sup> a ... country that counts in world affairs, not I hope in the military sense, but in many other senses which300 are more important and effective in the end. Any attempt on our part, that is the Government of the day320 here, to go too far in one direction would create difficulties in our own country. It would be resented and 340 we would produce conflicts in our own country which would ....... not be helpful to us or to any other country.360 While remaining quite apart from power blocs, we are in a far better position to cast our weight at the380 right moment in favour of peace, and meanwhile our relations can become as close as possible in the economic or 400 other domain with such countries with whom we can easily develop them. So it is not a question of our<sup>420</sup> remaining ... isolated or cut off from the rest of the world but we do not wish to be isolated.440

AVERT: to avoid; ISOLATED: separated.

r. Vice-Chairman, Sir, by moving this Bill for consideration, my Honourable friend has raised a very important question affecting20 public life. There could ... be absolutely no matter of doubt that the corruption in public life has become rampant. As a40 result of this, people in public life have become great suspects. In a seminar which I was attending, on Code of 60 Conduct for publicmen somebody observed that once a man becomes a Minister, occupies a seat of power, for<sup>80</sup> generations his economic problems are solved. It may be an ..... exaggerated statement, but it has been our sad experience that 100 people who have occupied high positions in public life, who have become Ministers, Members of Parliament or Members of 7..... Legislatures<sup>120</sup> have overnight become affluent persons. This may not be true of all Members of Parliament, this may not be true of 140 all Members of Legislatures, this may not be true of all Ministers but quite a large number of them have 160 overnight become so affluent that it becomes really difficult for any man to understand how the man become so affluent.180

The whole thing becomes a mystery to the common man and the character and integrity of the person concerned becomes<sup>200</sup> highly suspect. I know, Sir, that it would be too much to expect the same standard of public behaviour as<sup>220</sup> we had during the days of Ramayana. Those who were in charge of administration, those who were occupying the highest<sup>240</sup> office, put themselves to the highest form of test, the highest form of ordeal. Can there be any doubt that<sup>260</sup> public life if so much corrupted today that we have all become suspect?

In fact, the people have also become<sup>280</sup> jealous of the Members of Parliament. They say, somehow one has got to become a Member of Parliament or a<sup>300</sup> Member of the Legislature, or somehow come closer to the corridors of power. Why do they say this? Because they<sup>320</sup> see the sudden change in the outlook, the behaviour, the kind of living of a particular individual. But, Sir, the<sup>340</sup> solution in this problem of corruption in public life may not be like instant coffee. The solution may be very<sup>360</sup> difficult. In fact, this was pointed out by the Santhanam Committee itself. In its report it made certain recommendations that<sup>380</sup> a certain code of conduct should be there and that shall be a solution to end corruption in public life.<sup>400</sup>

AFFLUENT: wealty;RAMPANT: unrestrained.

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hat has actually troubled us is the variance between precept and practice in this country.20 When we discuss philosophy, we rise to Himalayan heights. And when it is a question of personal life, we go to the abysmal depth of 40 the Arabian Sea. There is so much variance between precept and practice in this country that even if a particular on individual might be trying to adhere to the is one of suspicion In that context Sir, I feel that something has got to be done to restore the confidence of the 100 people in the Members ..... of Parliament, in the Members of Legislatures and in the ministers. Now my friend made 120 a suggestion that after all, we are all answerable to the people in this country and when representatives come through 140 elections and people vote for them, that is a sure proof of the people's confidence in those elected representatives. I160 would respectfully differ from my friend on this kind of a diagnosis or analysis of the problem, that electorally everything 180 can be solved. The problem of human character, human integrity, human behaviour, morality, cannot be solved by an electoral process. There have200 been men in the world who are of great moral stature, men of great character and .... integrity, but they never<sup>220</sup> won an election. Are we not aware of Mr. Rajagopalachari who was a man of great character and integrity? stature, but he never won an election, he260 was also defeated in an election

Let us not try to beguile ourselves by saying that by our being electorally<sup>280</sup> established, our character is established, our integrity is established, our moral standard is established. After all, the kind of electoral<sup>300</sup> system that we have in this country itself corrupts the entire political system, the entire politics in this country. How<sup>320</sup> many of us can claim that we limit ourselves to the amount prescribed in the Representation of the People Act<sup>340</sup> when we contest an election? Which Member of Parliament does not spend above that amount? How many of us file <sup>360</sup> a true return in compliance with the provisions of the Representation of the People Act? Most of the candidates file<sup>380</sup> false returns. And this has been taken as an accepted way of life. Therefore, we should not expect that once<sup>400</sup> it is electorally established that somebody has been elected, he must automatically be deemed to be a man of character,<sup>420</sup> a man of integrity, and so on and so forth. Such a proposition, at least, I personally cannot accept.<sup>440</sup>

EXAGGERATED: to blow up; ORDEAL: severe trial; PRECEPT: idea; ABYSMAL: vast depth; BEGUILE: to deceive.

r. Vice-Chairman, Sir, I appreciate and welcome the various steps taken by the Government so far to arrest the20 increasing trend in the prices of several commodities. At the same time, Sir, I feel that I would be failing40 in my duty if I do not bring to the notice of the Government the fact that the people at olarge are not satisfied "" general discontent among all80 sections of the community.

Sir, in the last two Budgets, our Finance Minister granted .... a number of concessions to the 100 various industries. But I wish to point out that none of these benefits were passed on the consumers. Let us<sup>120</sup> take the recent example. The tea ...... planters of the country, particularly from the South, made a ...... big hue and cry140 and got certain concessions from the > Government. But I do not think there is any reduction in the price of 160 tea available in the shops. Let us also take the example of edible oil. Sir, there is no justification for 180 the increase in the price of edible oil, particularly when we take note of the point that a huge quantity200 of oil has been imported in the country, and also in view of the prevailing prices of oil seeds. Sir, the220 Finance Minister was good enough to invite suggestions from the Members of this House. I would like to make one<sup>240</sup> or two suggestions for his consideration.

Sir, for a very long time, the organised sector of the employees in this260 country to whichever political ideology ... they belong, have been demanding that all industrial estalishments in the country should be compelled280 to open fair price shops and sell essential commodities to their some times who are prepared to pay any price demanded by traders and as a result the prices are shooting up. 320 If at least this section of the community was supplied with essential goods at reasonable prices, it will work as340 a means of arresting further increase in prices. In some cases, the producers feel it will be profitable for them360 to suppress the production and sell those essential articles in black market and get enough profit.380 The producers should not be allowed to raise the prices unnecessarily where in a area there are ...... short supplies.400

DISCONTENT: dissatisfied; IDEOLOGY: based on ideal; SUPPRESS: to crush's to press down.

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here is also another point I would like to bring to the notice of the Honourable Minister, Sir, The Excise Inspectorate is not as effective as it should be. <sup>20</sup> I am coming, Sir, from an area where nearby there are a large number of oil mills which produce oil, <sup>40</sup> particularly groundnut oil. Almost all these oil mills are allowed to suppress their production by 30 to 40 per cent <sup>60</sup> and all the suppressed production is sold in black market. If they <sup>80</sup> are brought to the regular production list and regular market and regular sales, the pressure on oil prices may not <sup>100</sup> be that much as we are having today.

Sir, I would urge upon the Government to continue to be vigilant<sup>120</sup> and take further necessary steps to hold the price line. Before concluding, Sir, I would like to appeal to all140 my colleagues, particularly those in the Opposition, not to support any action which disrupts production leading to shortage and consequently 160 further increase in price. Far from helping the Government in bringing down the prices before the bye-elections in the 180 States for Lok Sabha, they were praying for increase in prices in the hope that this increase in prices will<sup>200</sup> have an effect on the election results. The last byeelections were fought more on the basis of the prices<sup>220</sup> than ruling. ... But in spite of the increase in prices, our Party candidates were returned to power. This does not<sup>240</sup> mean that the people are satisfied with the prices that were prevailing. But in spite of their difficulties and in<sup>260</sup> .spite of the higher prices, the people of this country believed our leader and our Party. They also believed in 280 our capacity to hold the price line. They also believed that this can be done and controlled only by the Government<sup>300</sup> led by the Prime Minister and by no other person.

At the same time, I would like to give a<sup>320</sup> word of caution to my own leaders. This comparison with the other countries does not satisfy anybody. We cannot be<sup>340</sup> compared with the developed countries where the inflation is higher. There is no other country in the world which is<sup>360</sup> having half of its population under the poverty line. Therefore, what is needed now is not statistical comparison, but action<sup>380</sup> and nothing but action. Therefore, Sir, the simple question of managing the economy is very important. The same thing has<sup>400</sup> happened in the case of sugar. Even when the Government had ample sugar stocks, they did not care to release<sup>420</sup> the stocks to bring down the price when the sugar was selling at Rs. 14 to Rs. 16 per kg.<sup>440</sup>

STATISTICAL: relating data /figures.

attitudes towards the problem of agriculture and agricultural development. If agriculture does not develop, our country cannot make any progress and we can neither become an agricultural power in the world, nor we can become an industrial power. Sir, there are large potentials in our country to become an agricultural power in the world, and we can not only meet our own requirements but we can also be one of the major exporting countries in Asia. For this purpose, it is necessary for recasting the priorities and also for a proper allocation in budget. Sir, only Rs. 200 crores was budgeted for rural employment. It is a very small figure and it cannot even give employment to a few thousands in the rural side. The allotment for irrigation of the adoption of the should be adopted to the rural side. The allotment for irrigation of the sound of the purposes is also not sufficient.

But, Sir, in order to give proper emphasis to the Department, in my160 opinion, it is necessary to have a separate Budget for the Agriculture Ministry as we are having for the Railways. 180 I do not know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know why a separate Budget has been provided for the Railways, know has been provided budget has been although traditionally, this system is being200 followed. But for Agriculture on which 70 to 80 per cent of our population depends and 4...70 \ 80 which is the major<sup>220</sup> stay of our economy there is no separate Budget.

It should be given the pride of place and we should<sup>240</sup> have a separate Budget for Agriculture. Similarly, there is no reason why the Department of Co-operation should be tagged<sup>260</sup> on to the Agriculture Ministry. The Report itself says that it is a very important aspect of our making progress<sup>280</sup> in every department of life, be it industry, co-operative ... marketing or any other sphere. The Report says, that the 300 cooperative movement in the country has been considerably expanded 5-7: during the last about 55 years, that the activities of \$20 the co-operatives ....... now cover different sections of the economy more especially, agricultural credit, marketing, processing, storage and distribution of agricultural340 inputs and also consumer goods in rural areas. It goes on to say that exceed Rs.1,600 crores, involving over 380 million members. But, Sir, the Report says that the managing committee of large number of cooperative societies in the States were superseded by the Government.400

Sir, it is necessary to have a separate Ministry for Co-operation if we really want that this cooperative movement 420 is to become successful. I, therefore, suggest through you, Sir, that the Government should seriously consider having a separate Ministry 440 for Co-operation. Sir, co-operative movement is spreading all over.

Incidentally, I would like to say that even the workers<sup>460</sup> co-operatives in the newspaper industry are given a raw deal. In my place there is a workers cooperative running a<sup>480</sup> newspaper but even they are not getting all the facilities. Therefore, if we really want to reach the commanding heights<sup>500</sup> of production, which is our objective, it is necessary that the workers cooperatives are promoted and for that purpose my<sup>520</sup> suggestion is that there should be a separate Ministry of Co-operation.

Then, Sir, this Report contains a catalogue of 540 events. The Report says that in 1995 the major cause of severe set-back to agricultural production was unprecedented560 drought in 1995-96. And when it comes to how we have made progress in 1996-97580 it says because the weather was comparatively fair achievement600 we have made? Therefore, the whole report is very disappointing. It does not disclose what all the radical changes have<sup>620</sup> taken place or what steps have been taken to improve agriculture with expedition. And from point of view, if 640 you .... really examine this report, you will find that the Government has not taken major steps about land reforms, about 660 rural employment or the integrated rural development programme. For ..... that purpose, a separate department was constituted for rural reconstruction and 680 the Ministry in this report admits that benefits of investment on agriculture have not reached poorer sections of ...//... rural population.700

The report begins like this. It was felt therefore, that exclusive special programmes for the exclusive benefit of poorer sections<sup>720</sup> of rural population are required if the objective of distributive justice was to be achieved, and then after giving the<sup>740</sup> number of agencies which are working, the report has not revealed what rural employment was given in the year <sup>760</sup> 1995-96. I would like to know from the Minister in view of investment and so many<sup>780</sup> programmes of integrated rural development going on, what was the increase in rural employment in the year 1995-96. <sup>800</sup> The report itself is astonishing in another aspect. It says that land reforms are being implemented but the land reforms <sup>820</sup> implementation paragraph in the Report is interesting. It is only the lipsympathy which has been shown by the Government. <sup>840</sup>

SUPERSEDED: to overstep; EXPEDITION: campaign; ASTONISHING: surprising; POTENTIAL. hidden power;

ir, the price situation in our country is only a mirror of the economy as a whole and the policies20 which are driving the economy. So, there is no use either complementing our Finance Minister or running him down. Ever<sup>40</sup> if the same Finance Minister was the Minister of Industry in Tamil Nadu now, as he was before, I do60 not know what he would have done. It is not an individual's capacity or efficiency or inefficiency, Sir, but it 80 is 12 h the policy. What is the policy towards our economy, towards the trade, towards distribution, towards production and so100 on? All these, combined together, have resulted in this situation. The more important thing is our policy towards our exports<sup>120</sup> and imports. If the House examines carefully our policy and analyses our exports and imports and the price structure of our exports ..... and imports, it will come to the inevitable conclusion that the imperialist countries are looting our country much<sup>160</sup> more than what the Britishers did during their rule in this country.

A few days ago, Sir, the Honourable Minister<sup>180</sup> of Commerce and the Leader of this House, was giving us some details with regard to tea. Whether it is<sup>200</sup> tea or coffee or any other consumer goods that we export, we only export at the cost of the consumers<sup>220</sup> of this country. For every kilogram of tea that is exported, our country is losing about four to six rupees.<sup>240</sup> Who is bearing the burden? The burden is shifted to the consumer. Every man or every woman or every child<sup>260</sup> who takes tea in our country has to pay for the export. The export earning is going down. The same<sup>280</sup> is the case with regard to coffee.

Now, Sir, we are exporting all sorts of things, meat, fish fruits, everything<sup>300</sup> we export. All consumer goods are being exported to earn dollars to pay for foreign debts. This is one of<sup>320</sup> the main reasons for this increase in prices of consumer goods. The basic policy must be changed. We should fight <sup>340</sup> for a reversal of the price structure in the international market. That is where the role of our country becomes <sup>360</sup> very important being one of the biggest countries in the world. We are playing an important role in international politics. Our <sup>380</sup> country plays an important role in the non-alignment. The same role must be played here for the world peace. <sup>400</sup>

Whatever is produced is partly consumed for export and partly for hoarders and black-marketeers. Hoarders and black-marketeers are 420 responsible for high prices. How to check this menace, I spoke about the essential articles such as foodgrains,

sugar, etc. <sup>440</sup> Is this the strategy to tackle high prices and hoarding. The hoarders will not part with the hoarded stock and <sup>460</sup> the Government is so powerless to take over the hoarded stock. They have to import. But how much can you <sup>480</sup> import and who will pay for these imports? There is more than 26 lakhs tonnes of sugar available with the <sup>500</sup> millers. I do not know the figure about foodgrains that is lying hoarded. You have no courage or the policy <sup>520</sup> or the moral strength to take that. The entire people will support you if such a bold decision is taken <sup>540</sup> to bring out the hoarded stock. Particularly the working class and the rural poor will support such a policy.

Yesterday,560 we discussed about cement in this House. The Government says that the price of cement is Rs.129. But it<sup>580</sup> sells for Rs. 170 a bag. Building workers are going without employment. Only black-marketeers are purchasing cement at / that600 price. So, the black-marketing, black money and high prices are the symptoms of a disease. This disease is deeper 620 . .... in our economy because our policy is to make the rich richer. Have any of these monopoly houses suffered due<sup>640</sup> to high prices? Take the accounts of the monopoly houses. Their assets """ have grown and their profits have increased. Their 660 investments ...Q. have increased. The Finance Minister will try to excuse himself by saying that I am speaking about the ideology. 680 But ideology is necessary. Our nation has an anti-imperialist ideology. We ... have an anti-capitalist ideology. Our ideology is the not700 procapitalist, pro-imperialist. Our ideology is the ideology of the Indian people, the working people. It is so from the Karachi Resolution. As nation, we have evolved that policy. That is what I am asking you.

So, I <sup>740</sup> do not want you to use this thing for politics. You have to decide which class you are going to <sup>760</sup> defend and which class you are going to attack. Unless we are clear about it, which party rules is not <sup>780</sup> the point. If they pursue the same policy, nothing is going to happen and the situation will be worse. I <sup>800</sup> will appeal again to do something to strengthen the public distribution system. At least save the people from starvation. Immediately <sup>820</sup> he will say that there are no starvation deaths because no death is reported as starvation death in the country. <sup>840</sup>

INEVITABLE: ultimately; MENACE: great danger; STRATEGY: policy in war; IDEOLOGY: based on ideal; STARVATION: death due to hunger.

ir, the point I am trying to make is, even if it is necessary to amend the Constitution, we have<sup>20</sup> to make a bold venture. Can the body called the Election Commission have executive power, legislative power and judicial power<sup>40</sup> also? This is one point I want to make. No institution under this parliamentary system has all the three powers<sup>60</sup> combined in one. As friends know, the Constitution gives the Chief Election Commissioner the status of a Supreme Court Judge,<sup>80</sup> that is if the is to be removed, the same process has to be adopted even though he may have 100 been appointed in a different way. The Election Commission should have been a multi-member Commission. This is the recommendation 120 made by the Paliamentary Committee in its report of 1972, that the Commission should be a full commission and Parliament should enact a law.

Mr. Law Minister, I would request you to examine how Articles of the 160 Constitution, Parliament has failed to take note of and give shape of a statutory form. This is one of those 180 Articles, wherein a full-fledged commission is visualised.

It cannot be a single member commission. Even remotely I do not 200 want to cast any aspersion on any Chief Election Commissioner. That is not my purpose. There is scope for error 220 of judgement. It is not a question of motive or intention. If the Election Commission declares an election null and 240 void, what can be done? What the Supreme Court held was that if a wrong decision has been given and 260 a repoll has taken place, then the aggrieved person could go to the High Court for relief through an election 280 petition.

There is no other way for relief. I do not know how my friend is happy with the decision<sup>300</sup> of the Commission. He claims it as a victory for him, I am sorry for the lack of depth of<sup>320</sup> understanding or political vision in the matter. My friend requested for repoll only in 56 polling booths. But the<sup>340</sup> Election Commission generously ordered repoll in 800 polling booths. What is happening in the country? This is a basic<sup>360</sup> question. The Supreme Court said, natural justice has to be kept in mind while making the decision to declare an<sup>380</sup> election null and void. But to ask the whole constituency should go for a repoll how much it costs the Government? 400

It is not for the Election Commission to annul an election according to meThis is a fundamental matter. But / whis was not debated

in the House. It should have been debated. Secondly, take the ..... propriety, forget the law for<sup>440</sup> a moment. There is an aggrieved candidate in Garhwal bye-election. Polling was disturbed in 65 polling booths. The 460 Election Commission ordered repoll in all police. It is a<sup>480</sup> very strange argument? Does the Election Commission enjoy so much of executive power as to deploy police and to deploy500 services? I have got the Election Commission's recommendations before me. Not even one recommendation refers to deployment of police or 520 maintenance of law and order. It speaks only of transfer of officers. I request all the .l.g............ members to study these<sup>540</sup> recommendations. I am not holding any brief either for Haryana Chief Minister or Punjab Chief Minister. The present Ministers and Chief Ministers must know their limitations. In fact, in Nehru's time we had a convention that the Ministers never went<sup>580</sup> to do election propaganda in bye-election. We used to restrain ourselves and so there was no question of involvement in a bye-election. What has the Harvana Chief Minister done? It might be a Party matter.

Mr. Law<sup>620</sup> Minister, do not think it is a Party matter. You are not here permanently. We are not here permanently. But<sup>640</sup> the nation is permanent. This is the time to do some introspection when we are at the cross-roads. The<sup>660</sup> Janta Party did not learn the lesson from the Congress defeat in 1977. Therefore, the Janata Party failed.<sup>680</sup> The Congress also did not learn from the Janta Party's collapse. We can learn not only from our own mistakes<sup>700</sup> but also from other's mistakes. On the other side also they seem to have done it. If my friend also has<sup>720</sup> done, those who indulge in violence they are actually the enemies of democracy. I condemn it. We should be serious<sup>740</sup> about it, we must know where the Election Commission should actually stop.

Free and fair elections cannot be conducted easily. <sup>760</sup> The Election Commission has to plan everything in advance. In our own State, Mr. Law Minister, people were ready for <sup>780</sup> election to the Legislative Council. It is the Election Commission which has to fix date. We are now told that <sup>800</sup> the elections are postponed. Periodical elections or elections in time strengthen the political system. Timely election, therefore, is very important. <sup>820</sup> During Nehru's time elections used to take place as per schedule. This has to come about as our political culture. <sup>840</sup>

STATUTORY: legal; ANUL: to cancel; DEPLOYMENT: to put up; INTROSPECTION: self examination.

ir, I am grateful to the Honourable Member who have made their contribution while discussing the performance of the Ministry<sup>20</sup> of Commerce. Sir, this House has its own limitations, particularly in regard to the discussion of a subject with reference to40 the Demands for Grants. But we have been ( ) few years. And the advantage is that when the Demand was discussed in the other House after the control of the other House after the control of the other House after the other discussed in the other House, after that the Import Policy VI for the year 1998-99 was announced, the Honourable Members had the opportunity also100 to keep that policy at the back of their minds while making their observations on the ....... functioning of the Ministry. 120

Sir, it is known to the Honourable Members, so far as our international trade is concerned, the year which we 140 just passed, ..... was really a difficult year. Naturally, the Members have expressed 2015 their concern over the widening trade gap, the 160 growth in imports being in the neighbourhood of more than 20 per cent and growth in exports much less than 180 that. In absolute terms, it is not yet ous out out out of the same of th possible to indicate the firm figures. But the trade gap worked out200 to be anywhere between Rs. 4500 corers and Rs. 4800 crores. The reason is also known to the 220 Honourable Members. So far as petrol and petroleum products are concerned, the full impact of the price hike was felt240 this year. Nearly two-thirds of total export earnings are being spent on importing petroleum and petroleum products alone. 260 There, too, the scope of manoeuvrability is extremely limited. As the Honourable Members are aware, the total import of petrol280 and 5 [petroleum products is almost inelastic for the last few years. In absolute terms, we are keeping the quantum almost 300 at the same level, though we are paying much more, and that, too, according to my assessment, is also irreducible 320 minimum because we 5200 want to maintain our agricultural programme, we have to energise our pump-sets and diesel is a 340 must. It is necessary to maintain the national transport service, and at the same time to provide kerosene oil to360 the large number of villages. Import of fertilizers is absolutely a must if we want to maintain our agricultural programme, 380 Therefore, the scope of extremely limited to reduce the import of petrol and petroleum products during the current financial year.400

And in that context, the strategy which has been worked out is to have a vigorous export effort, reduce our 420 dependence

on imports for the areas where we can, and, thirdly give encouragement to import substitution. So far as440 exports are concerned, it is known to the Honourable Members, even up to 1995-96, we were 460 having a reasonable growth rate, in the neighbourhood of 24 to 25 per cent, particularly, for the 251 last three years; 480 but we could not maintain that growth rate in the next three years. Again, it has started picking up. In500 this connection Sir, I would like to mention one particular point which has been very often quoted to show that 520 India's performance on the export front is quite insignificant, and very often an argument is put forward that our share<sup>540</sup> in the foreign trade is almost negligible. I do not deny it. From the early 50s when our share in the560 international trade was roughly 2 per cent, it has come down to almost half a per cent 10 J today. But it<sup>580</sup> is because of certain factors, and one of the important factor is that deliberately we took a policy of import600 substitution. Secondly, the share of a particular country in the international trade and world trade is not so much relevant,620 what is more relevant is the percentage of exports. And if we look it from that angle, we640 will find and ...... if I understand the figure correctly and I hope, I have the figure with me. Therefore, there 660 has been a qualitative change. We are not happy. We want much more growth. The level of growth is not 680 satisfactory and it is not up to the necessity which we require. But, at the same time, we shall have which we require. But, at the same time, we shall have 700 to acknowledge the fact that there has been growth. And in \_\_\_\_\_\_ this connection, very often it is pointed out that 720 whatever growth is there, it is mainly because of the inflation, in value it has increased and in quantity it 740 has not increased. I would \_\_\_\_\_\_\_\_\_ like to quote some figures to point out that there has been an upward trend760 in value and there has been an upward trend in volume also. Secondly, Sir, as the Honourable Members have pointed<sup>780</sup>out, and I do share their concern the growing protectionism in the international trade is standing in the way almost at all international forums we have taken it up. And here820 we have been able to identify the areas and tried to impress upon the developed countries without getting any result.840

IMPACT: effect; INELASTIC: unstretchable; SUBSTITUTION: to replace; IDENTIFY: to mark.

ir, I was trying to say that the Resolution as my friend  $\gamma$ has referred, to three aspects consequent on20 the various polling. The Resolution seeks to condemn certain statements made by the leading Members of the Government, and the 40 statements are attributed to as though encroaching upon the jurisdiction of the Election Commission, as the Mover of the Resolution60 put it, the independence of the Election Commission. That is the second aspect. And the third aspect is a suggestion80 flowing from the erosion, as he calls it, or the independence of the Election Commission, 1. so that a Parliamentary Committee 100 could be set up to review the election laws and suggest appropriate reforms. The issue of electoral reforms has also 120 been discussed at length and ...... many a speaker has generally spoken about the electoral reforms. While I will make my140 submissions with reference to the electoral reforms in general, with reference to some of the speakers who have adverted to 160 the various aspects of the reforms, I feel it duty bound to also meet some of the points which have 180 been raised by the Honourable Members ....... here, particularly with reference to the Election Commission and also about certain irregularities which200 they have brought to the notice of this House that had taken place in the repoll at ...... several places. Sir, the220 Mover of the Resolution, while highlighting the aspect of the independence of the Election Commission has chosen to speak on<sup>240</sup> a broader aspect and ... painted a picture on the wider canvas as to the erosion of all ..... the parliamentary democratic<sup>260</sup> institutions in this country. I would not like to become emotional as he did. But I would certainly advert280 to the aspects on which I feel that he was ...... very much uncharitable. Sir, what was stated was that the300 Cabinet system of the Government was sought to be stifled, the institution of judiciary was sought to be tampered and 320 ..... cramped. And it was also said that the entire parliamentary system was sought to be totally negated by us. And340 in the ultimate analysis he proceeded to concentrate on the erosion of the authority of the Chief Election Commissioner. But360 I // 2 never expected from the Mover of the Resolution, whom I had heard a little, that he would go to380 the extent of saying that actions that we on this side are seeking to resort, only to ..... negative parliamentary democracy.400

Sir, I do not know what he meant by a big phrase of

"stifling by us the Cabinet system of 120 the Government." Well, phrases could be coined but the realities must speak for themselves. I was trying to understand from 140 him as to whether he was going to paraphrase his expression so that I could meet it squarely on the 160 points that he would put forth. I must say and I will say with a little authority that is at 180 my command that in no form did we try at any point of time to stiffle the Cabinet system of 160 Government in this country and I am on record, Sir, in this House itself, when the debate did crop up 160 twice on the basis of the statement of one ex-Chief Minister and the other Chief Minister that I had 160 categorically stated that there was nothing so far as this Government was concerned to think in terms of the Presidential 160 from of government.

Notwithstanding my statement, a person who is a part and parcel of the present Government or a<sup>580</sup> person who is a spokesman of the Government apparatus of the day, if the Mover of the Resolution would still<sup>600</sup> like to do a little bit of idle flying on the basis of some of the statements of persons who<sup>620</sup> do not have their own contribution in the formulation of the policies of the Government of India, I cannot help<sup>640</sup> it. I beg to leave the matter there if he wants to use it and he has used it<sup>660</sup> by way of a spice in his argument, that is a matter for him to taste it and see how much<sup>680</sup> it tastes.

As far as we are concerned, we did not and I should say that so far as our old leader is concerned, at no point of time did he either encourage or speak on this issue at all. If only you would like to read too much, if you would like to believe only in the propaganda, old not old like to answer on what I have already said on this issue. Sir, a very vague expression, an expression which could perhaps attract the attention of some of the intellectuals and also the newspapers namely, the tampering of the judicial independence was also raised. I am not sure, I would have made a little enquiry which I did not like. I must, frankly confess that it was merely a propagandist approach, raise the issue and say whatever you like.

ATTRIBUTED: to ascribe; ENCROACHING: to trespass; JURISDICTION: area (legal); STIFLED: to blunt;

TAMPERING: to break in.

to us, I very humbly submit, is not even worth the20 paper on which it is printed. About the direction my Honourable friend has spoken and I do not want to40 repeat the same. A plan which has no direction, a plan which is only meant for status quo, not only 60 status quo, a plan which increases disparity and inequality, a plan which takes the country back economically, cannot be said80 to be a plan at all. The Planning Commission has expressed some pious hopes and said inflation is the main 100 obstacle. Yes, you have identified it. But unfortunately, if I may make a little digression the Planning Commission is a 120 dumping ground for unwanted ministers. A man who is not doing good work, has been dumped there. So you can see140 the seriousness 2 of it. You have identified inflation. But how do you solve it?

The Finance Ministry which is in 160 charge is taking steps towards increasing inflation. The Industry Ministry, the Agriculture Ministry, they are following policies which will increase 180 inflation. So for what purpose are you identifying a malady for which you have no remedy? Already the Budget of200 this country is dependent on 75 per cent loans from outside and we have to go begging to the220 World Bank and other international monetary institutions. How can you plan when your budget is dependent to that extent on240 foreign resources? Only the other day, we were told that Rs. 5,000 crores are coming from the International Monetary 260 Fund with all their conditions to which we have agreed. And these conditions have not been disclosed. All these will<sup>280</sup> lead to further inflation.

Then we have an economy of shortages. When you are following a policy of economy of 500 shortages, do you think that inflation can be contained? Who does not know that there is economy of shortages? Then320 there is black money. After the Supreme Court decision on the black bonds, even in black bonds there is black340 market. Yes, there is black market in black bonds. Do you think that with all these phenomena and all these<sup>360</sup> policies and steps you will be able to contain inflation? And if you cannot contain inflation and if inflation is 380 allowed to go on then as my friend asked, what is the plan worth for the poor of our country?400

My friend said that today it is thirty seven per cent, and I say it will go on increasing. In420 the industrial sector you have put some targets. But what is your Industrial Policy Resolution

T. Vice-Chairman, the Seventh Five Year plan presented SAYAL

of 1985? Your<sup>440</sup> Industrial Policy Resolution provides for automatic expansion, regularisation of excess capacity and export-oriented economy. Tell me, Mr. Planning Minister,<sup>460</sup> with all these policies you are following, do you think you can achieve your targets? Can anybody plan with these<sup>480</sup> policies of automatic expansion? I would like to have an answer to this from the Planning Minister when he replies<sup>500</sup> to the debate, if there is automatic expansion, where is your target? If there is regularisation of excess capacity, what<sup>520</sup> will happen to your target? With an export-oriented economy how can you plan? That depends on the vagaries of of international supply and demand position and to a certain extent international political situation. How can you forecast these?

Now come<sup>560</sup> to agricultural sector. After you have completed the Sixth Five Year Plan successfully, you are going in for massive import. What will<sup>580</sup> happen to your target in this sector? In the Plan where is the provision for flood, drought and other vagaries<sup>600</sup> of nature? The whole Gangetic plain is floating on water. It can be turned into the world's bread basket. But<sup>620</sup> how can you do it with the priority you have given for irrigation? If you have a plan to tackle<sup>640</sup> this region, then you would have contained drought to some extent.

Coming to flood, you have a flood committee report. 660 I do not know whether this fact has been brought to your notice because I do not find any reflection 680 of it in this Plan document. They are in three or four volumes and they are gathering dust somewhere. 700 Not a single thing has been noted from them nor is there any direction to implement the programmes or to 720 do anything to control the floods. They do not find any reflection here. Then, Sir, I come to the question 740 of energy.

Sir, today, it is agreed that if you want a forward economy, if you want a developed economy, 760 you will have to go in for fusion energy. Your plan is for some solar energy at the most and 780 for some pretty things of course, other things are there. But, as I said, those things will keep your economy 800 move backward. So, in that field also, your priority is wrong. Unless you plan for fusion energy, you cannot solve 820 the problem of energy and if the energy problem is not solved, your agricultural production will not improve any more. 840

STATUS QUO: as it is; MALADY: disease; PC STATUS QUO: as it is; MALADY:

ir, now I come to the last two points. The Finance Minister has announced modification of Section 115 20 to export companies. While it is a welcome thing, again, this whole scheme of minimum tax is counter-productive and40 pernicious. What was the Scheme? Investment allowance was given. Some companies grew in size, eight times, ten times, and did60 not pay tax because they took advantage of these provisions. Now, there was an uproar and you said that whatever our 80 profits, 30 per cent we have to pay. You said, investment allowance will not be there and instead if you100 deposit money with IDBI, that much rebate .... you will get. What happens in practice? The Indian companies, 120 the efficient companies, the growing companies are companies which are hit. Who has got spare money to . ...x.c. put with the140 IDBI? Only the multi-national companies would do that because they have no intention of growing, they<sup>160</sup> have no interest in the Indian economy, they have only interest in computers and Pepsi Cola, they are not interested in 180 employment.

So, they can put money in IDBI which is again temporary borrowing which I have discussed<sup>200</sup> earlier and they get all the rebate. An Indian company is committed to India, committed to employment growth, it<sup>220</sup> is put to disadvantage. This provision of investment allowance under Section 115 the Finance Minister has <sup>240</sup> reconsidered only for export companies. I submit that the entire scheme of Section 115 should be<sup>260</sup> scrapped and investment allowance should be restored to what was there for so many years. It has stood the test<sup>280</sup> of the time. This idea was companies stand to lose<sup>300</sup> and the foreign companies stand to gain. This is no use. You must have a total relook at this<sup>320</sup> scheme.

I want to say two more things. The Finance Bill has got a lot of provisions which are supposed to<sup>340</sup> be novel, like uniform accounting. Some bureaucrats from somewhere has come out. What is uniform accounting here? It<sup>360</sup> means that everybody must have the same accounting year. It makes no sense in a time when computerisation<sup>380</sup> is there, in a time when each tax assessee is given a code number and cross checking can be done.<sup>400</sup>

Sir, it makes no difference to me as a private entrepreneur, but it makes difference to me as Member<sup>420</sup> of

Parliament. Our tax system will be under severe strain. The quality of assessment will go down further. Tax evasion<sup>440</sup> will become more rampant. These are all the things that are going to happen and they are the most pernicious <sup>460</sup> things. Certain corrupt officials will wield more powers. It is totally uncalled for. These kind of refinements, as they call<sup>480</sup> them are totally uncalled for. The real objective of the Direct Tax Bill should be to effectively collect tax in<sup>500</sup> a simple way.

I will give some more examples of the changes made in this Finance Bill. For instance, 520 the Finance Bill, the Budget proposal said that for alcohol and scrap 60 per cent of the sale value will be counted 540 as income. After a lot of noise the Finance Minister has been kind enough to bring it down to 35560 per cent or 40 per cent, but I want to know why alcohol? What will happen in a mechanism like this 580 is that the sale proceeds will be shown at a lesser value and the Government will not get the tax. This 600 kind of refinements are not understood. They are arbitrary? Why can't 620 the Income-tax Officer do an assessment for which he is paid. It is wholly uncalled for. I request Section 44AC 640 should be totally deleted, it is a pernicious section.

Finally, I come to a point of search, <sup>660</sup> seizure and raids popularly called raids and enforcement machinery. In early 1960s. a proposal was introduced in this Income Tax<sup>680</sup> Act that due to rampant evasion, income tax authority should have the power to search the premises of <sup>700</sup> a tax assessee and to seize any documents which show revenue concealment.

Sir, I would like to know from the Finance<sup>720</sup> Minister the total amount spent on searches and seizures in the last 27 years and the total revenue,<sup>740</sup> if any, the Government was able to get as a result of these searches and seizures. Every time we read <sup>760</sup> about some big business houses or monopoly houses being not good and when a monopoly house was raided, it becomes a <sup>780</sup>big news. That is only done some time to have sensational news for public. But what do we see today?<sup>800</sup> One day we read in the paper, the name is given that Mr. So and so has been raided and so<sup>820</sup> much concealment of income has been found. By this we have successfully destroyed his reputation, whatever he had in the social circles.<sup>840</sup>

RESTORED: to put back; EVASION: evading /keep out of the way; BUREAUCRATS: officials; PERNICIOUS: destructive.

Yx/Long Cdx, 100

ir, I strongly oppose the Statutory Resolution moved by the Honourable Home Minister to approve the continuance in force<sup>20</sup> of Article 356. This is an Article<sup>40</sup> which has an anti-federal and anti-democratic character. No other Constitution in the world is having this painful clause, except Pakistan. <sup>60</sup> If you go through the Constitution of the United States, Canada, Australia and Switzerland, you will find that no federal Government<sup>80</sup> is having the right to remove State Governments. Unfortunately, our founding fathers have incorporated this clause in our Constitution. Sir, <sup>100</sup> the Government of India Act, 1935, also deals with taking the powers of the States as well as <sup>120</sup> taking the power of the Government at the Centre.

The British Government during their period incorporated two sections in the Act<sup>140</sup> for taking the powers of both the Governments. But our founding fathers conveniently, for the comfort of the Centre, have<sup>160</sup> incorporated the clause to take the State Government under the control of the President. The Act of 1935<sup>180</sup> was opposed by the Congress Party because of these two sections which assign the power to<sup>200</sup> the Governor and the Governor-General to take the control of State and Federal Governments repectively. The Act of 1935 <sup>220</sup> was opposed by saying that it was a black Act. The principle of taking over the State Government was<sup>240</sup> opposed during the freedom struggle.

But, unfortunately, it is now abundantly followed by our Government. That is why I am<sup>260</sup> to say that I am basically opposed to that Article, and I register my protest against the Article itself. Sir,<sup>280</sup> we know well that in the past this has been utilized not in the interest of the nation, not for<sup>300</sup> protecting democracy, not for protecting the federal principle, but rather to protect the interests of the party at the<sup>320</sup> Centre, either Congress or Janata. This Article has been utilised only for the benefit of the party, not for national<sup>340</sup> interest. Now the question arise, whether this Article has been properly utilised in the case of Kashmir or not. Sir,<sup>360</sup> we know well that in the President's Address, the Governor was lauded and complimented by the Government, saying he <sup>380</sup> has restored democracy, the situation has improved, the entre nation would be thankful to my friend and so on.<sup>400</sup>

After some time the Congress Party is not in a position to tolerate the Government of my friend. So<sup>420</sup> it removed the said Government from power by utilising Article 356, but at the same

time it did440 not dissolve the Assembly. But now, Sir, on the eve of the elections of the Rajya Sabha the Assembly was460 dissolved for the interest of the party in power at the Centre. Therefore, it is totally exercised for the benefit<sup>480</sup> of the party here. That is not only in this case but also in other areas. I am to remind the 500 House that the Government is not serious about the elimination of terrorism in Kashmir. Sir, they thought that the State 520 Government is not competent to deal with the situation effectively. But what do we see now? President's rule has totally 540 failed to arrest the situation. Rather it has escalated during the period of President's Rule. Sir, for the last one year, 560 it has been reported in the Press, more than 2000 people have been killed by the terrorists. Since January<sup>580</sup> alone, 750 innocent people have been killed by the terrorists. What steps have been ...... taken by 600 the Government? What steps have been taken by the concerned authorities in Kashmir? This has been allowed to continue. At the620 same time, as far as this House is concerned, \$\infty\$ it has given adequate powers, even more powers, to the640 Government to deal with the situation.

The Parliament has passed laws and armed the Government with arbitrary powers. We have 660 approved the steps to be taken under Article 349 of the Constitution. More than that, our Constitution680 has been amended. As far as the Parliament is concerned, it has done its best. But as far as the \_\_\_\_\_, \_\_\_, Government<sup>700</sup> is concerned, there is no improvement. The situation is not at all improving. I would like to know what has 720 ..... in this House. It was decided that a740 security belt should be created. Has the Government created that belt or not? The nexus between Pakistan and the 760 terrorists should be broken. ...... Now what steps have been taken by the Government so far to break this nexus between 780 the terrorists and Pakistan? We always blame that Pakistan is aiding, giving training and giving shelter to terrorists. There is 800 no difference of opinion on that. But what measures have been taken by the Government to check all these activities820 of the terrorists. You are acting like the common people. You are also saying the same thing what the common people say.840

INCORPORATE: formed in to corporation; ARBITRARY: not bound by rule; NEXUS: a bond, a linkedgroup; AMEND: to alter; ESCALATE: to rise gradually.

ir, taking up the other matters on which the President's

Address is being criticised, one criticism has been on the point that the prices have not been contained, that even though we have stated that the inflationary tendencies have been arrested, yet there is no ostensible evidence of the prices coming down in the market. It is again an unfortunate of affairs. We know that prices are controlled in two ways. One as by the general laws of economics of demand and supply and the other is by legislation, like we did through the Defence of India Rules.

Now100 so far as the first aspect is concerned the prices are controlled by seeing to it that supply is equal<sup>120</sup> to demand at least, that it they do not exceed the demand, they should at least be able to meet 140 the demand, and that when that happens, prices themselves stabilise and adjust themselves. Therefore, it is absolutely necessary that there 160 should be sufficient production in the country, both in the industrial as well as in the agricultural sector. But what 180 has been the attitude of the Opposition on this particular aspect. Whereas it is absolutely necessary that there should be200 hundred per cent man-days working in industry and agriculture right through the year we have seen that the total<sup>220</sup> strategy of the Opposition has been to promote Bharat Bandh, to promote strikes, to raise all kinds of industrial disputes, 240 to cause unrest among the agricultural labour and thus by all means to ensure that the production is crippled. It<sup>260</sup> requires an ostrich to ignore a contradiction of this type when you are crippling production, then the prices cannot come<sup>280</sup> down.

The other method of controlling prices is by the various legislation. It is a method still open to the of Government and may be if otherwise the prices cannot be contained the other method may be used on some unforeseeable occasion. But, speaking for myself, I would still be advocating and contain the prices by the normal economic laws. Socialism always means an increase in production, an increase in the wealth of the country by producing more in industry and agriculture amongst the people. That is the concept of socialism. I would expect when we ask for cooperation from the Opposition, we are asking for cooperation of this kind.

The other point to which a reference has been made is about family planning. Family planning is another very vital<sup>420</sup>

aspect that has got to be considered by us. In the courseof the last 50 years or so, our<sup>440</sup> population has doubled. We very well know that we one more than hundred crore in number at 460 the end of this century. Unless we can control population it is not possible to raise the living standards or the per capita<sup>480</sup> income of the country. We have made phenomenal gains in the course of these years. But, unfortunately, all those gains 500 have been eaten away by the growing population. Accent has to be given, emphasis has to be laid on all520 programmes that deal with family planning. Unfortunately, family planning was made such a controversial subject, so much propaganda had been<sup>540</sup> conducted, so much hatred had been created against it that it is very difficult now to deal with it in560 any manner except one of purely voluntary basis. We have got to ..... educate the people. Now we are educating the 580 people. It necessarily takes time.

But sooner or later, we shall have to deal with this problem on a war<sup>600</sup> footing. Unless that is done, it is very // .... difficult indeed to create an India of the dreams that we have been thinking of. Then, Sir, I must answer a point that was raised by the Honourable Member who finished just<sup>640</sup> now. He warned us that we must not leave the fate of the entire nation in the hands of one 660 person. Sir, ours is thoroughly a democratic party. Our party is replete with very high-grade intellectuals. Some of the 680 finest intellectuals of the country adorn our party. But whenever decision making is concerned ........ you will find always, in all 700 countries, it is at the top level with one person, please think of Britain when Britain was in difficulties, the 720 total decision-making process had been left in the hands of Churchill. He was advised by his Cabinet. .. He was<sup>740</sup> advised by his advisers. But the decision-making process was in the hands of one man only.

Similarly, when France<sup>760</sup> fell on evil days and it became necessary to revive the economy, it was De Gaulle who took on himself <sup>780</sup> the task of revitalising the entire economy of the country. In America too, you may remember that in the days <sup>800</sup> of the darkest recession, it was Roosevelt on whom fell the task of revival. Therefore, it is nothing new, it <sup>820</sup> is nothing extraordinary that at the apex in our country, the matter is being dealt with by an individual only. <sup>840</sup>

OSTENSIBLE: notreal, seeming; PHENOMENAL: great, substantial; REPLETE: in large number; RECESSION: downward trend.

ir, forty years ago when we achieved our Independence it was not the end of our fight but a beginning20 of a new fight, a fight against poverty and a fight to make freedom a great struggle and have to go a long way to achieve our objectives. 60 We have to ensure a better life for our children and find more jobs for our youngmen. During the 80 last fifty years 18.50 we have covered a long journey, a journey not of comforts alone but of many hardships, 100 difficulties and dangers. But, as you know, we are today stronger than ever before. We are more ..... resolute and united120 and our democratic institutions have taken deeper roots. However, we have to see that the pace of our progress is 140 accelerated and we fulfil our pledges. As you ...... know we have made some progress and have a number of achievements160 to our credit. But I regret to say that there are achievements.

There is a mighty upsurge in India today and we all should try to gear ourselves to meet the 200 challenges before us.

We should strive for unity and strength to achieve our objectives.

Any temporary difficulty or our failure 220 to do things should not lead us to believe that there has been no progress. We do make mistakes sometimes 240 but these cannot nullify our achievements.

While we criticise ourselves for our shortcomings, we should not overlook our many achievements. 260 We have to do some heart-searching and decide what the shape of things should be.

Almost every year, as<sup>280</sup> you know, we face droughts in some parts of the country and floods in others. But the impact of such<sup>300</sup> tragedies today is not the same as it used to be years ago. Previously, whenever there was drought in rural<sup>320</sup> areas there was hardly any assistance from outside. But things are quite different now. We take immediate steps to rush<sup>340</sup> aid to the affected areas and face the calamity unitedly. We cannot prevent the vagaries of nature but we can<sup>360</sup> always face them unitedly. A significant development we see is the increasing self-reliance among our people and a belief<sup>380</sup> that they alone are the masters of their destiny. This is our greatest asset and a source of our real strength.<sup>400</sup>

As you know we have made considerable progress in the fields of agriculture and industry. Fifty-five years ago when we become free our condition was really bad and we were

full of anxiety. We were faced with so many440 problems and it looked as if we would not be able to preserve our Independence. But these people were proved wrong.460 We were successful in solving our problems one by one and during these years made significant progress in every walk of life and improved our walk performance in industrial and agricultural fields. Food production in the country increased, a large number of 500 new factories have come up. And again all the critical and complex problems were solved one by one. Production of seel and electricity has increased. Many heavy machines, which we were formerly development of heavy industry has enabled us to manufacture other machines indigenously. It is true that our production 560 is largely due to rapid increase in our population. So we are always faced with the problem of how to580 meet the demand which is • increasing day by day. Some people do not see things in proper perspective and try600 to belittle the achievements. Such persons who close their eyes to the realities are no friends of the people.

Forces for their heroic and courageous deeds. These brave soldiers<sup>640</sup> and officers of our Army, Navy and Air Force have made great sacrifices to safeguard freedom of the country which<sup>660</sup> has been attacked five times. I firmly believe that the freedom of India will always be safe in their hands.<sup>680</sup> We express our gratitude and sympathies to the families of our brave soldiers and officers who lost their lives in<sup>700</sup> the fighting. All of us including our Army and Police have to make a united effort to uplift the country.<sup>720</sup>

We fully realise that the real strength of a nation depends on its progress, on its ideology, on the unity<sup>740</sup> of its people, on the readiness of its people to make sacrifices. We see lot of tension in the world<sup>760</sup> today. The real question before us is whether we want to put away our energies in useless agitation and quarrels<sup>780</sup> or whether we want to look into our future and act to make it really prosperous. Today we find restlessness<sup>800</sup> among our youth and others. This restlessness is not peculiar to us alone. Youth all over the world want more<sup>820</sup> and more participation in political and social affairs of the country at large. This is a universal phenomenon today. <sup>840</sup>

ACCELERATED: to increase/gradually; IMPACT: effect; VAGARIES: whim; PERSPECTIVE: to see in natural form CALAMITY: misfortune; UPSURGE: great ware.

6.28 & J.X 37

am truly delighted to be here at this very special occasion. We are here to recognize the good work<sup>20</sup> of good journalists, and also to pay tribute to the memory of a great publisher. I was unable to join<sup>40</sup> the Indian Express family at the Ramnath Goenka Centenary celebrations in 2004. I therefore, take this opportunity to pay60 tribute to Ramnathji's memory. He built this great institution of The Indian Express with passion and dedication. As my friend80 has written in his biography of Ramnathji, he was a man of many parts. A freedom fighter, a Gandhian 100 worker, a politician, a merchant, a real estate developer and industrialist, a newspaper magnate and, above all, a patriotic Indian. 120 Few publishers have defended the freedom of the press with as much passion and conviction as he did. Therefore, I am personally 140 very pleased that the Express Group has instituted these awards for excellence in journalism in Ramnathji's memory.160 It is a fitting tribute to a man who greatly valued professional excellence in journalism. Sometime back, speaking at the 180 Chandigarh Press Club, I had expressed my concerns about the rapid quantitative growth of our media outpacing qualitative development. The pressures200 of competition have hobbled professionalism and encouraged some unhealthy trends. I was ... heartened, however, by the reaction of many media<sup>220</sup> professionals to my observations. I was happy to see many turn their torch inward and introspect. The Editors Guild of India240 responded in a most ...... professional

I hope the debate within media, about trends in media, has helped strengthen<sup>260</sup> the hands of journalists who are proud of their professionalism. I am sure the Ramnath Goenka Awards will further encourage the growth<sup>280</sup> of a professional approach to journalism. India is fortunate to have a free and vibrant media. We must defend ..... its300 freedom and foster its vibrancy. As I have said before, freedom of press is more than just the freedom of publishers320 and editors. It is the freedom of society to have its voice heard. The exercise of this freedom does require, 340 as your motto proclaims, a "journalism of 360 courage". However, it also requires a journalism of honesty and integrity. A journalism of toil and hard work. I also believe that a "journalism of courage" is not just about giving voice to those 380 who are willing to shout, but it is about giving voice to the voiceless and to those who choose to be silent.400

I have heard my friend Arun Shourie, a distinguished editor of The Indian Express, and a compatriot of Ramnathji, decry a trend420 in journalism where every discussion is turned into a debate. Perhaps &.... that is because debates are entertaining, and discussions are<sup>440</sup> boring.

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But there is a downside to this trend. A discussion can facilitate a consensus. A debate invariably divides opinion. 460 There are many 12:1 issues of great public and national interest, where a debate is useful, but where a consensus480 is necessary. Getting rivals to disagree and turn debate into a big sport, maybe entertaining and commercially rewarding. But does500 it help society move forward? Our democracy may be better off if we can increase the area of agreement, rather than<sup>520</sup> sharpen disagreements. I would like you to reflect on these issues. Our polity has come to terms with coalition Governments. 540 Political parties of varying hues and diverse constituencies are trying to work together in complex coalitions. For a country to move560 forward, any Government has to ensure consensus on many issues across a wide spectrum of political opinion. The national 580 media has an important role to play in the process of consensus building. If media is content with focusing only600 on disagreements, who will widen the area of agreement?

In free societies there are bound to be extreme positions taken<sup>620</sup> on many issues. But a great majority of people normally occupy a consensual middle ground. To say that there are opposing640 views on an issue is not enough. More often than not, the majority view is a middle view. Those who<sup>660</sup> articulate extreme views tend to be vocal. Their voice is heard more often on television, and in newspapers. All of this is, 680 perhaps, more entertaining. Mass media may give greater expression to those who are vocal and articulate, but it is the 700 electoral process that reflects the will of the silent majority. No democratically elected Government can ignore the interests720 of the silent majority. We often say that we are a plural society and that our nation hood is a celebration 740 of Unity in Diversity. But we do not always remember that this unity has been made possible by our ability to arrive760 at a consensual common ground on most policy issues. If every viewpoint insists that it reflects the Truth, then<sup>780</sup> diversity will manifest itself in disarray, in a social and political impasse. How then is unity possible? Our democracy800 was not built on the simple principle of the rule of the majority. It was, I believe, built on the820 idea of Unity in Diversity. That is the most important idea that Gandhiji and Panditji gave the people.840

INTROSPECT: self examination; CONSENSUS: total agreement; HUES; coloues; DIVERSE: variety; SPECTRUM: different colours; ARTICULATE: to speak distinctly.

am delighted to be here today as I find myself in the company of scientists. You are the creators20 of a new India; an India that is free from the shackles of ignorance. It is an India imbued with40 scientific temper and a liberal outlook. I am happy to recognize the very important role our scientists and technologists have played60 and will play in the ongoing task of Nation building. It is a pleasure to honour the very best80 of Indian science and technology today. Several awards have been conferred today, but let me begin by complimenting CSIR<sup>100</sup> for the good work being done under yourgreat leadership. His recent election as a Fellow of the 120 U.S. National Academy of Sciences the seventh Indian to be so recognized since 1863 adds one more feather in his distinguished cap. 140 l also congratulate the winners of our most coveted science prize the Shanti Swarup Bhatnagar prize for 2004160 and 2005. I am particularly happy that this prize is given to young scientists, who are in their 180 prime. Becoming a Bhatnagar laureate gives you a . O. status that you will undoubtedly enjoy. However, it comes with many responsibilities,200 such as the responsibility to engage in good science. You also have the responsibility to serve the best interests of220 mankind and our natural inheritance. Most importantly, you will also have the responsibility to improve the quality of life and widen<sup>240</sup> the span of knowledge in India. My very best wishes to you on the exciting journey ahead. I hope it will be260 a never-ending journey of learning and creativity. I hope each one of you will dedicate your lives to the280 cause of science, to the welfare of our people and to the growth and development of our country.300

Last but not the least, I congratulate the team of Media Communication Technologies, who have won the CSIR<sup>320</sup> Diamond Jubilee Technology Award. I applaud this selection for two reasons. First and foremost, these technologies can provide affordable<sup>340</sup> solutions for connecting our rural population through internet and voice connectivity. I have often stressed the need for 'reaching the unreached' and 'connecting the<sup>360</sup> unconnected' in India. I am glad that this technology can potentially fulfill this goal. The telecom<sup>380</sup> revolution and the development of road, air and rail linkages have shown that connectivity enhances output and productivity in communication.<sup>400</sup>

I hope this Technology Award will inspire others to develop similarly useful and potentially winning technologies. Apart from the awards, 420 I am also happy today to release the 'India Science Report'. I congratulate the Indian National Science

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Academy for<sup>440</sup> taking this important initiative. I also congratulate National Council of Applied Economic Research for their excellent work. In fact, I recall460 when Prof. M.S.Vital discussed this with me, I had suggested that INSA should approach480 for such a study. I had a chance to go through the report soon after it was printed.500 The findings of this report are truly revealing. The Report shows that the proportion of enrolled students in science has gone up520 from 28.0 per cent in 1995-96 to 34.6 per cent in 2003-04.540 This is comforting. However, it also shows that while close to two-thirds of the students in class six to560 eight are satisfied with the quality of science teaching, this falls to 40 per cent in class 11 and 12! This shows 580 a shortage of good science 1395 teachers at higher levels. I would like our HRD Ministry and State Governments600 to take note of this and act upon it. We must lay increased emphasis on improving the quality of teaching620 in science and mathematics at all levels.

There are other causes for concern. The Report shows that 20 per cent of science graduates<sup>640</sup> and 14 per cent of Ph.D.s in science do not find gainful employment. What is equally worrisome is the660 finding that many people employed in sciencecentered jobs are insufficiently qualified. There are lessons for us here. This Report<sup>680</sup> also points to a grave regional imbalance in terms of educational institutions in different states. I am sure the facts700 and analysis presented here will help our policy planners. I trust our Government at the Centre, as well as State Governments, 720 will take note of these findings and evolve policies to remedy these imbalances. When I spoke here last year,740 I had reaffirmed India's commitment to basic science, applied science and the promotion of excellence. I had committed our Government<sup>760</sup> to rebuilding the science base in the universities. I had also made a commitment to de-bureaucratise our S&T institutions, to restructure our S&T780 support systems. I had committed our Government to create career opportunities to retain talent800 in the S&T sector. I am happy to say that we have made some progress on these counts.820 I have always felt that it is a pity that a country of more than a billion people has only one Indian Institute of Science.840

IMBUED: solidify;
LAUREATE: crowned;
APPLAUD: to clap, to approve;
POTENTIAL: inner strength;
REVEALING: to bring to light, to disclose.

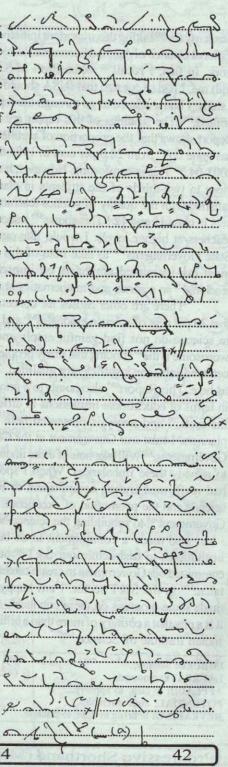
Exercise 25 (Legal)

here a winding up order has been made or where a provisional liquidator has been appointed the .P. liquidator or the<sup>20</sup> provisional liquidator, as the case may be, shall take into his custody or under his control, all the property, effects40 and actionable claims to which the company is or appears to be entitled. For the purpose of enabling the liquidator or the provisional liquidator, as the case may be, to take into his custody or under his control, any property, 80 effects or actionable claims to which the company is or appears to be entitled, the liquidator or the provisional liquidator, 100 as the case may be, may by writing request the Chief Presidency Magistrate or the District Magistrate within whose jurisdiction<sup>120</sup> such property, effects or actionable claims or any books of account or other documents of the company may be found, 140 to take possession thereof, and the Chief Presidency Magistrate or the District Magistrate may thereupon after such notice160 as he may think fit to give ..... to any party, take possession of such property, effects, n. actionable claims books of account<sup>180</sup> or other documents and deliver possession thereof to the liquidator or the provisional liquidator.

For the purpose of securing compliance<sup>200</sup> with the provisions of sub-section, the Chief Presidency Magistrate " or the District Magistrate may take or cause<sup>220</sup> to be taken such steps and use or cause to be used such force as may in ..... his opinion be necessary.240 Section Act that, the Tribunal may, at any time after making a winding up order,260 require any contributory for the time being on the list of contributories, and any trustee, receiver, banker, agent, officer or 280 other employee of the company, to pay, deliver, surrender or transfer " liquidator, any money, property or books and papers in his custody or under his control to which the320 company is prima facie entitled all debts payable on a contingency, and all claims ..... against the company, 340 present or future, certain or contingent, ascertained or sounding only in damages, shall be admissible, to proof against the 360 company, a just estimate being made, so far as possible, of the value of such debts or claims as may be380 subject to any contingency, or may sound only in damages, or for some other reason may not bear a value.400

In the winding up of an insolvent company, the same rules shall prevail and be observed with regard to 420 (a) debts

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provable; (b) the valuation of annuities and future and contingent liabilities; and (c) the respective rights of secured and unsecured (.(c)) creditors; as are in force for the time being under the law of insolvency with respect to the estates460 of persons adjudged insolvent: Provided that the security of every secured creditor ; shall be deemed to be subject to 480 a pari passu charge in favour of the workmen to the extent of the workmen's portion therein, and where a<sup>500</sup> secured creditor, instead of relinquishing his security and proving his debt, opts to realise his security, (a) the liquidator shall be520 entitled to represent the workmen and enforce such charge; (b) any amount realised by the liquidator by way of \$40 enforcement of such charge shall be applied rateably for the discharge of workmen's dues; and (c) so much of the560 debt due to such secured creditor as could not be realised by him by virtue of the foregoing provisions 580 of this proviso or the amount of the workmen's portion in his security, whichever is less, shall rank pari passu600 with the workmen's dues for the purposes of Section 529-A. All persons who in any such case would be620 entitled to prove for and receive dividends out of the assets of the company, may come in under the640 winding up, and make such claims b against the company as they respectively are entitled to make by virtue of this section.660

Provided that if a secured creditor instead of relinquishing his security and proving for his debt proceeds to realise680 his .... security, he shall be liable to pay his portion of the expenses incurred by the liquidator for the preservation 700 of the security before its realization by the secured creditor. For the purposes of this proviso, a the portion of expenses 720 incurred by the liquidator for the preservation of a security which the secured creditor shall be liable to pay shall be740 the whole of the expenses less an amount which bears to such expenses the same proportion as the workmen's 760 portion in relation to the security bears to the value of the security. For the purposes of this section, 780 Section 529-A ..... and Section 530, mean (a) "workmen", in relation to a company, means the employees800 of the company, being workmen within the meaning of the Industrial Disputes Act, 1947; (b) "workmen's .... dues", in 820 relation to a company, means the aggregate of the 530 sums due from the company to its workmen as per the law.840

JURISIDICTION: legal authority & its extent; LIQUIDATOR: authority to distribute assets among exditors; PRIME FACIE: on the face of it; SECURED: without any risk;

RELINQUISHING: to give away

Exercise 26 (Legal)

ccording to the learned counsel, the appellant having completed three months of continuous service as a substitute teacher is entitled20 to reckon his date of appointment as 04.03.1990 since he now stands duly absorbed by the order of 02.01.1998. According to the learned counsel, the appellant ought to have been absorbed as Assistant Teacher since60 he worked as a substitute Assistant Teacher and taught Classes XI and XII. Her further alternative case is if he has80 to be only considered as absorbed under the category of Primary ... Teacher, then he should be entitled to the 100 benefit under the Master Circular and should be entitled to reckon his service under Clause 6 of the said Circular. 120 Learned counsel further contends that the order of this Court in the case of the appellant dated 15.02.1996140 should be read in conjunction with the order of this Court in the case of Smt. Jayasree Deb Roy. 160 Learned counsel lays particular emphasis on the fact that the Tribunal in the appellant's case in O.A. No. 209180 of 1990 had wholly relied on the order. Reiterating para 4 of the said order, learned counsel200 contends that O.A. No. 209 of 1990 of the appellant was dismissed > for the same reasons that 220 O.A. No. 149 of 1989 was dismissed. 1920 Learned counsel further emphasizes the fact that in240 C.A. No. 9000 of 1995, by order, this Court in the case of Smt. Jayasreè Deb Roy260 had specifically recorded that the judgment of the 2.5 Tribunal in O.A. No. 149(G) of 1989 was set aside.280

Learned counsel further contends that even the authorities so understood the orders of this Court<sup>300</sup> and it is for that reason that they subjected the appellant also to a screening before the Screening Committee before the<sup>320</sup> absorption on 02.01.1998. Learned counsel contends that, having done so, there was no plausible reason<sup>340</sup> to discriminate the case of the appellant when it came to the grant of relief regarding continuity of service on the ground<sup>360</sup> that this Court had not made any specific order regarding continuity of service. Learned counsel contends that the<sup>380</sup> grant of age bar relaxation can only be understood as a grant of additional relief to the party concerned here.<sup>400</sup>

The learned counsel for the Union of India, vehemently opposed the above submissions. Learned counsel, defending the orders of the 420 courts below would submit that the claim for absorption as Assistant Teacher was totally unjustified. According to the learned counsel, 440 the appellant was appointed in 1989

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only as a substitute primary teacher in the pay-scale of the460 primary teacher and hence merely on the basis of the claim that some stop-gap classes XI and XII were taken, 480 no plea for absorption as Assistant Teacher could be justified. He defended the order of absorption500 and also contended that the authorities were justified in passing the order denying continuity of service for the period520 since there was a clear distinction between the judgment of this Court in this case . and others in the case<sup>540</sup> of the appellant. Drawing attention 3 to the orders of this Court in the case of Smt. Jayashree Deb Roy arising out of O.A. No. 149 of 1989, learned counsel contends that in the case of Smt. Jayasree Deb Roy,580 there was a specific finding that the appellants in that case were entitled to continuity of service in accordance with600 para 5.1 of the Master Circular in the event the Screening Committee found them fit for absorption.

Contrasting this 620 with the judgment of this Court in the appellant's case, learned counsel would contend that nosuch direction for granting640 continuity of service in the event of absorption was given in the appellant's case. Learned counsel would contend that even 660 factually the case of the appellant was different from the case of Smt. Jayasree Deb Roy inasmuch as<sup>680</sup> Smt. Jayasree Deb Roy was in service on the date of absorption, while the appellant was not. This submission is 700 seriously disputed by the other. Nothing much however turns on this last submission of the counsel for the respondents. 720 We have considered the rival contentions and perused the records. We are of the view that the appellant's claim for absorption as 740 Assistant Teacher in the Higher Secondary Section in the pay-scale of Rs.5500-9000 is not .l. tenable.760 The appellant was appointed as a substitute teacher in the pay- scale of a primary teacher. In fact, when he780 filed the first round of proceedings in O.A. No. 209 of 1991, 209 no plea was 800 raised that he worked as an Assistant Teacher in the Higher Secondary Section. Even when he obtained interim orders from the Tribunal,820 it was only to the effect that the services of the appellant should not be dispensed with without the leave of the Court. 845

RECKON: to recoginse: CONJUNCTION: act of joining; VEHEMENTLY: very strongly; ABSORPTION: to draw in; PERUSED: to thire purposely.