

**Proceedings of the Seventh Session of the Assam Legislative
Assembly assembled after the Second General Election
under the Sovereign Democratic Republican
Constitution of India**

The Assembly met in the Assembly Chamber, Shillong at 10 a.m. on
Saturday, the 12th December 1959.

PRESENT

Shri Mohendra Mohan Choudhury, B. L., Speaker in the Chair, Eight
Ministers, Four Deputy Ministers and eighty-one Members.

QUESTIONS AND ANSWERS

STARRED QUESTIONS

(To which oral answers were given)

**Acquisition of land in Mangaldai Subdivision under the
Assam Ceiling on Land Holdings Act of 1957**

Shri HIRALAL PATWARI (Panery) asked :

*48. Will the Minister-in-charge of Revenue be pleased
to state—

(a) To what extent the Assam Ceiling on Land
Holdings Act of 1957 has been enforced by the
Government and what is the total area of land
acquired by the Government from the land-
lords up-till now by applying this Act ?

(b) What is the total area of land acquired under
this Act in Mangaldai Subdivision ?

- (c) What are the names of the landlords with the area of land possessed by each of them who have fallen under this Act ?

Shri HARESWAR DAS (Minister, Revenue) replied :

48. (a)—The Act has been enforced to the full extent. Verification of returns submitted by persons holding land in excess of the ceiling limit and collection of information are in progress and publication of draft statements has started in some cases. No land has been acquired yet.

(b)—Does not arise.

(c)—Lists have not been completed yet.

Shri HIRALAL PATWARY (Panery) : According to question 48(c) it is stated that lists have not been completed yet. May I know when it will be completed ?

Shri HARESWAR DAS (Minister, Revenue) : This is in the process of collection.

Shri TARUN SEN DEKA (Nalbari-West) : Whether any land has been acquired from the landlords to settle with landless people ?

Shri HARESWAR DAS : It has not been completed yet.

Shri HIRALAL PATWARY : Are government aware that some of the land owners are making friendship with the revenue staff for making correction of their statement ?

Shri HARESWAR DAS : Government have no such information.

Corruption in the settlement of land in Pubsamaria Mouza in Chaygaon Circle

Shri HARESWAR GOSWAMI (Rampur) asked :

*49. Will the Minister-in-charge of Revenue be pleased to state—

- (a) Whether the local authority at Gauhati received a complaint regarding corruption in the settlement of land in Pubsamaria Mouza in Chaygaon Circle from one Sonaullah and others ?

- (b) Whether it is a fact that the matter was enquired into by Anti-Corruption Department and was found to be true ?
- (c) If so, what steps have been taken to bring the guilty persons to book ?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

49. (a)—Yes.

(b)—No. Government have no information that the matter was enquired into by Anti-Corruption Department.

(c)—Does not arise.

Shri HARASWAR GOSWAMI : Sir, in reply to question 49 (a) it is said as yes. What happens to the fate of that completed ?

Shri RADHIKA RAM DAS : It is under investigation even now.

Shri HARESWAR GOSWAMI : Who is making investigation ?

Shri RADHIKA RAM DAS : Deputy Commissioner and Assistant Settlement Officer.

Shifting of the people of Dharmapur and Dakhin Godhori of Barpeta Subdivision to Gauhati Subdivision for non-availability of land

Maulavi TAJUDDIN AHMED (Tarabari) asked :

*50. Will the Minister-in-charge of Revenue be pleased to state—

- (a) Why the people of Dharmapur and Dakhin Godhori of Barpeta Subdivision have been taken from Barpeta Subdivision to Gauhati Subdivision ?

(b) Whether it is a fact that there are Khas lands and Reserved lands in Barpeta Subdivision ?

(c) If so, why these families have been shifted to Jaljali in Chaygaon Circle ?

(d) How many families of Dharmapur, Uttar Godhori and Dakhin Godhori have been rendered homeless due to erosion and how many of them will be rehabilitated and when ?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

50. (a)—Because they were in need of immediate rehabilitation and land for the purpose was not readily available in Barpeta Subdivision but was available at Jaljali in Gauhati Subdivision.

(b)—There are some Forest and grazing reserves in Barpeta Subdivision. Special staff have been employed to ascertain if there is any Khas land (Government waste) in the Subdivision and the area of such waste land.

(c)—Because these people were in need of immediate rehabilitation and no suitable land for the purpose, was readily available in Barpeta, but was available at Jaljali in Chaygaon Circle.

(d)—233 families were rendered homeless. 70 families were rehabilitated elsewhere by their own efforts and 213 families have been offered land in the deserved portion of Jaljali P. G. R.

Maulavi TAJUDDIN AHMED (Taraberi) : When these families will be shifted from Jaljali ?

Shri RADHIKA RAM DAS : They are being rehabilitated in Jaljali.

Maulavi TAJUDDIN AHMED : Is it a fact that no information was given to the people about the land ?

Shri RADHIKA RAM DAS : No, the people are taking possession of the land.

**Land shown as Sarkari land in North Lakhimpur
Subdivision though occupied by people**

Shri MOHANANDA BORA (North-Lakhimpur) asked:

*51. Will the Minister-in-charge of Revenue be pleased to state—

- (a) Whether Government is aware that in North Lakhimpur Subdivision and other temporary settled areas of Assam large area of land though occupied by people are not yet settled but shown as Sarkari which tends to create a wrong impression on the people as well as Government ?
- (b) Whether Government is aware that most of the murders frequently taking place in this Subdivision is mainly due to land disputes which arise from non-availability of settlement early by the occupier ?
- (c) Whether Government propose to solve this land problem by immediately settling all lands already under occupation ?

Shri HARESWAR DAS (Minister, Revenue) replied :

51. (a)—Yes, some land in old Paik mahal of Lakhimpur District is in occupation of cultivators but was not assessed to regular Land Revenue as survey was not carried out in the area. T. B. revenue was collected from the occupants. The Deputy Commissioner has been asked to assess their occupation to formal land revenue after block survey. Besides, there are some areas under unauthorised occupation of some persons. Regular settlement of these lands could not be given either on the ground that occupants are not deserving of settlement or the land is not open to settlement. But this should not create any wrong impression on anybody.

(b)—There is no report that murders frequently take place in North Lakhimpur Subdivision due to land dispute arising out of delay in settlement of land. Only one case has been reported from Laluk mouza where murder took place due to land dispute.

(c)—Government have instructed the local officers to regularise such occupations wherever possible, by granting settlement with occupants who are actually deserving of settlement, subject to a limit of 12 bighas per family and the unauthorised occupants of land who do not deserve settlement should be evicted as expeditiously as possible.

Shri MOHANANDA BORA (North Lakhimpur): When the Government issued these instructions?

Shri HARESWAR DAS (Minister, Revenue): These instructions were issued long ago. Recently these instructions were issued again.

Shri MOHANANDA BORA: If these instructions issued long ago why no action was taken for the last four or five years? Will the Government be pleased to look into this matter seriously so as to settle this dispute for good?

Shri HARESWAR DAS: Settlement of disputes for good may not be possible. But Government may take steps to settle this dispute.

Shri KARKA CHANDRA DOLEY [North Lakhimpur (Reserved for Scheduled Tribes)]: বোৱা ৮—৫ বছৰৰ ভিতৰত চৰকাৰী মাটি পাবৰ কাৰণে কিমান দৰখাস্ত দিয়া হৈছে মজী মহোদয়ে কব পাৰিবনে?

Shri HARESWAR DAS I require notice.

Shri KARKA CHANDRA DOLEY: কিমান দৰখাস্ত দিয়া হৈছে সেইটো তদন্ত কৰি প্ৰশ্ন কৰ্ত্তাক জনাবনে?

Mr. SPEAKER: কোন ঠাইৰ কথা কৈছে?

Shri KARKA CHANDRA DOLEY: উত্তৰ লক্ষীমপুৰ মহকুমাৰ কথা কৈছো।

Shri HARESWAR DAS: If all the pertinent informations are furnished then Government may look into the matter.

Shri MOHIDHAR PEGOO [Jorhat (Reserved for Scheduled Tribes)]: যিবিলাক মানুহে পাঁচবছৰ কিম্বা তাতকৈ বেছি দিন চৰকাৰৰ অনুমতি নোলোৱাকৈ মাটি দখল কৰি আছে সেই বিলাকৰ বন্দোবস্তীৰ ব্যৱস্থা কেনে ধৰণৰ হব পাৰে?

Shri HARESWAR DAS: তদন্ত কৰাৰ পিচত যিবোৰ মাটিহীন কৃষকে চৰকাৰী মাটি দখল কৰা পোৱা যাব তেওঁলোকক বন্দবস্তী দিব পাৰি; আৰু যিবোৰ মাটি থকা মানুহ তেওঁলোকৰ মাটি নাকচ (Cancel) কৰা হব।

Shri MOHADEV DAS [Barpeta (Reserved for Scheduled Castes)] এই নিয়ম পোটেই অসমতে খটাবনে কি?

Shri HARESWAR DAS (Minister, Revenue): হয়, এই নিয়ম গোটেই অসমতে প্রযোজ্য।

Shri MOHANANDA BORA (North Lakhimpur): উত্তৰ লক্ষীমপুৰৰ বিভিন্ন Circle Office বিলাকত হাজাৰ হাজাৰ দৰখাস্ত জমা হৈ আছে। এই দৰখাস্ত বোৰৰ কোনো action আজি ইমান দিনে লোৱা নাই। মন্ত্ৰী মহোদয়ে কব নে এই বোৰ দৰখাস্তৰ কিবা action লোৱা হবনে নহয়?

Shri HARESWAR DAS: (In English)

Shri KARKA CHANDRA DOLEY [North Lakhimpur (Reserved for Scheduled Tribes)]: দৰখাস্ত দিওঁতে বাৰ অনা পইছা ফিজ দিব লাগে, কিন্তু দৰখাস্তবোৰ ৬ মাহৰ মূৰত ধ্বংস কৰি পেলোৱা হয়, গতিকে মানুহৰ পইছা বোৰ মিছাতে খৰছ হোৱা নাইনে?

Shri HARESWAR DAS: দৰখাস্ত দিলে fees দিব লাগিব আৰু দৰখাস্ত দিলেই মাটি পাব লাগিব সেইটো নহয়।

Shri MOHIDHAR PEGOO: [Jorhat (Reserved for Scheduled Tribes)]: ৰাইজে ভাবে যে অফিচাৰ সকলে দৰখাস্ত বোৰৰ কোনো action নলয়, চৰকাৰে এই বিষয়টো ভাবি চাব নে? ৰাইজৰ দৰখাস্ত দিয়াৰ পিচত যদি কৰ্মচাৰী সকলে মাটি দিয়াত পক্ষপাতিতা কৰে তেন্তে তাৰ প্ৰতিকাৰৰ বাবে গৱৰ্ণমেণ্টে কেনে ব্যৱস্থা গ্ৰহণ কৰিব পাৰে?

Shri HARESWAR DAS: ৰাইজে তেনেকৈ ভাবিলে চৰকাৰে একো কৰিব নোৱাৰে। কোন অফিচাৰে কৰিছে specifically জনালেহে চৰকাৰে ব্যৱস্থা লব পাৰে।

District Library of Dibrugarh

Shri DEVENDRA NATH HAZARIKA (Saikhowa):
asked :

*52. Will the Minister-in-charge of Education be pleased to state—

(a) Whether it is a fact that the District Library of Dibrugarh is housed in a rented building?

(b) Whether any provision for construction of a building for this Library was made during the last five years?

(c) What are the place in Assam where district libraries are housed in rented buildings?

(d) What were the difficulties in constructing the Library building at Dibrugarh?

Shri RADHIKA RAM DAS (Deputy Minister, Education) replied :

52. (a)—Yes.

(b)—No.

(c)—Silchar and Dibrugarh.

(d)—Does not arise in view of reply to (b) above.

Shri DEVENDRA NATH HAZARIKA (Saikhowa) : What are the other District Head Quarters where such Libraries have since been constructed ?

Shri RADHIKA RAM DAS : Central Library buildings are there in Shillong, at Silchar, at Gauhati, at Nowgong, at Jorhat and at Tezpur.

Shri DEVENDRA NATH HAZARIKA : What are the difficulties of the Government in not selecting the District Head Quarters of a Major districts, i. e., Lakhimpur ?

Shri RADHIKA RAM DAS : The difficulty was that there was no provision in the First Five Year Plan. Now the Government took up a scheme for starting 7 District Libraries, but the Central Government has sanctioned only 5 in those places where land was readily available. In Dibrugarh the Deputy Commissioner could not make any land available and so Dibrugarh was left out.

Shri HARESWAR GOSWAMI (Rampur) : Will the Government consider the question of having a District Library at Dibrugarh now ?

Shri RADHIKA RAM DAS : Yes, it has been included in the Third Five Year Plan.

Shri HIRALAL PATWARY (Panery) : Are the Government considering to open Libraries at Subdivisional Head Quarters ?

Shri RADHIKA RAM DAS : Some schemes have been taken up to have 7 other Libraries in the Third Five Year Plan ?

Shri MOHI KANTA DAS (Barchalla) : Whether Mangaldoi has been taken into consideration ?

Shri RADHIKA RAM DAS : It is difficult for me to say now.

Shri DEVENDRA NATH HAZARIKA : The Deputy Minister has said that it has been included in the Third Five Year Plan. May I know why it was not included in the Second Five Year Plan or the First Five Year Plan ? What was the difficulty of the Government for not including this in the Second Five Year Plan ?

Shri RADHIKA RAM DAS : Because there was no money.

Shri HIRALAL PATWARY (Panery) : Whether the Government will consider the case of Mangaldoi

Shri RAM NATH DAS [Dergaon (Reserved for Scheduled Castes)] : Is the Government considering for similar Libraries in the other Headquarters of the other Hill Districts ?

Shri RADHIKA RAM DAS (Deputy Minister, Education) : Yes, it will be considered in the Third Five Year Plan, but that also depends upon the availability of fund.

Shri KARKA CHANDRA DOLEY [North Lakhimpur (Reserved for Scheduled Tribes)] : উত্তৰ লক্ষীমপুৰত মাটি আছে, তাত লাইব্ৰেৰী সজা হবনে ?

Shri RADHIKA RAM DAS : এতিয়া টকা নাই।

Assam Medical College, Dibrugarh

Shri DEVENDRA NATH HAZARIKA (Saikhowa)
asked :

*53. Will the Minister-in-charge of Medical be pleased to state—

- (a) Whether he is aware of the public feeling in certain quarters that only rich people can get good treatment in the Assam Medical College, Dibrugarh ?
- (b) Whether the attention of the Minister has been drawn to a letter to the Editor of the *Assam Tribune* published on 22nd August 1959, under caption "Second Medical College" wherein there is a remark that "the outlook of the institution (Assam Medical College) was of late grown more mercenary than humanitarian" ?
- (c) Whether Government has enquired into this statement ?
- (d) What action is being taken by the Government to make the Assam Medical College a humanitarian institution ?

Shri RUPNATH BRAHMA (Minister, Medical)
replied :

53. (a)—No.

(b)—Yes. Government have no reason to subscribe to the view expressed in the letter.

(c)—No enquiry can be instituted on general remarks. Specific cases of allegations are always enquired into.

(d)—As the Assam Medical College is already a humanitarian institution it is not understood what further action is desired.

Shri DEVENDRA NATH HAZARIKA (Saikhowa): Sir, will the Minister-in-charge of Medical be pleased to state whether the Medical Officers and Professors of Assam Medical College are barred from private practice?

Shri RUPNATH BRAHMA (Minister, Medical): They are allowed the private practice.

Shri KARKA CAANDRA DALEY [North Lahimpur (Reserved for Scheduled Tribes)]: চাৰ, ধনী মানুহৰ কাৰণে ঔষধ বন্দৰস্ত আছে, কিন্তু দুখীয়াৰ কাৰণে মেডিকেল কলেজত ঔষধ ব্যৱহা নাই কিয়?

Shri RUPNATH BRAHMA: ব্যৱহা সকলোৰে কাৰণে সমানে আছে। ধনী দুখীয়াৰ প্ৰাৰ্থক্য নাই।

Dr. SRIHARI DAS (Barpeta): Sir, is it a fact that patients going to Medical College for admission are first of all required to give a call to a Doctor of the Medical College before they get admission into the College? Firstly, they will have to give a call to a Doctor either surgeon or physician privately and then they will get medical facilities. Whether this is a fact?

Shri RUPNATH BRAHMA: I am not prepared to accept the statement made by the hon' Member, I have no information.

Dr. SRIHARI DAS: Will he make an enquiry?

Shri RUPNATH BRAHMA: It cannot be said now.

Shri HARESWAR GOSWAMI (Rampur): Is it a fact that complaints of this nature was published before also and this is not the first one but this is one in the long series of complaints?

Shri RUPNATH BRAHMA: It might be so Sir, but we are not aware of it.

Shri HARESWAR GOSWAMI: Is it a fact that the poor patients who take admission there are required to purchase medicine at a very high cost and such medicines are not available in the Medical Store?

Shri RUPNATH BRAHMA: That will have to be enquired into.

Shri DEVENDRA NATH HAZARIKA (Saikhowa) : Will the hon'ble Minister be pleased to tell, if that might be, then was it not the duty of the Government to make an enquiry ?

Shri RUPNATH BRAHMA (Minister, Medical) : I have already stated that in specific cases enquiry is made always. But no specific cases are available to us. So we could not make any enquiry.

Shri DANDES WAR HAZARIKA (Morongi) : Is it a fact that consultation fees are realised by some doctors even from the indoor patients ?

Shri RUPNATH BRAHMA : I am not prepared to accept this statement. I will have to enquire.

Shrimati LILY SEN GUPTA (Lahowal) : ধনী আৰু দুখীয়াৰ কাৰণে এক ব্যৱস্থা থকাটো ভাল কথা কিন্তু বেমাৰীৰ চিকিৎসাৰ বাবে ষ্টোৰত কিমান দৰৰ আছে সেইটো জানিব খুজিছো।

Shri RUPNATH BRAHMA : সেইটো এটা নতুন প্ৰশ্ন তাৰ উত্তৰ এতিয়াই দিব নোৱাৰিম।

Shrimati LILY SEN GUPTA : কলেজ কৰ্তৃপক্ষই যিবিলাক 'ইনডেন্ট' (indent) ছিলংটেল পঠাই সময়মতে সেই বিলাক কিয় 'কনচিডাৰ' (consider) নহয় মই চৰকাৰৰ পৰা জানিব পাবো নে ?

Shri RUPNATH BRAHMA : এইটো এটা নতুন প্ৰশ্ন চাৰ।

Shrimati LILY SEN GUPTA : এই বিলাক কাগজপত্ৰ চৰকাৰী ফাইলত আছেনে নাই চৰকাৰে চাবনে ?

Shri KARKA CHANDRA DOLEY (North Lakhimpur (Reserved for Scheduled Tribes)) : মেডিকেল কলেজৰ ডাক্তৰ বিলাকে বোগীৰ পৰা consultation fees লোৱা বুলি চৰকাৰে কৈছে এই ফিজ লোৱাৰ 'প্ৰতিজন' আছেনে নাই মই চৰকাৰৰ পৰা জানিব পাবোনে ?

Shri RUPNATH BRAHMA : এই বিষয়ে মই পিচতহে জনাব পাৰিম।

Shri DEVENDRA NATH HAZARIKA : Some allegations were made in the *Assam Tribune*. May I know whether these allegations were contradicted by the Government ?

Shri RUPNATH BRAHMA : I do not remember whether there was any contradiction.

Shri DANDESWAR HAZARIKA : Is it not a fact that a specific allegation was brought by one of the Members of this House against a doctor for realising consultation fees from him as indoor patients ? Have Government enquired into that ?

Shri RUPNATH BRAHMA (Minister, Medical): All specific complaints are enquired into. So far as the particular case referred to by my friend is concerned, I do not remember the exact position, but I will enquire and let the hon. Member know.

Shri HARESWAR GOSWAMI (Rampur): Is it a fact that poor patients have to pay even for common medicines as they are not available in the medical store of the hospital?

Shri RUPNATH BRAHMA: I will have to ascertain this, but common medicines are always available to all patients, both rich and poor, free of cost.

Shri BIMALA PRASAD CHALIHA (Chief Minister): Sir, my information is that those medicines which are supplied free in other Medical College Hospitals in India are supplied free in our Medical College Hospitals also. But what actually happened when the Medical College Hospital was first started, I understand that in order to make people hospital-minded all medicines were supplied from the Medical College Hospital free. Subsequently when this was found to be very expensive, our Medical College Hospital also started following the same practice as obtained in other Medical College hospitals.

Shri MAHI KANTA DAS (Barchalla): Is it a fact that when Shri Mohananda Bora, M. L. A., took two patients—one a Secretary of the Congress and another Vice President of Congress who were severely injured in a motor accident due to breach of a bridge, they were kept in the Medical College Hospital for eight hours without any attention though they were in a very serious condition?

Shri RUPNATH BRAHMA: A written complaint has already been received by me and the matter is now under investigation?

Shri KHOGENDRA NATH BARBARUAH (Amguri): Is it a fact that during the last two or three years some T. B. patients are seeking seats in the medical college hospital and every time they are informed that no seat is vacant? Will the Government enquire whether in the meantime any new patients have been admitted or not?

Shri RUPNATH BRAHMA: I will look into it.

Shri RANENDRA MOHAN DAS (Karimganj North): Are we to understand from the reply given by the Chief Minister that the indoor patients in the general ward also to purchase some medicines from outside?

Shri BIMALA PRASAD CHALIHA: Yes, certain medicines other than common medicines. If any special medicines is prescribed, my information is that even patients in the general ward have to buy them.

Shri DANDESWAR HAZARIKA (Morongi): Is it a fact that the diet supplied to the patients is in some cases unfit for human consumption?

Shri RUPNATH BRAHMA: There has been no such complaint.

Shri NILMONEY BARTHAKUR (Dibrugarh): Is it a fact that in the Assam Medical College hospital seats are not allotted by the Resident Medical College Officer, but by heads of clinical departments, who give preference to their private patients?

Shri RUPNATH BRAHMA (Minister, Medical): I can not reply off-hand, I will have to ascertain.

Shri MAHI KANTA DAS (Barchala): When was Shri Mohananda Bora's complaint received?

Shri RUPNATH BRAHMA: After or during the last Session of the Assembly and the matter is under enquiry?

Shri MAHI KANTA DAS: When will the enquiry be completed?

Shri RUPNATH BRAHMA: I will ask the Director of Health Services to expedite the matter.

Shri RAM NATH DAS [Dergaon (Reserved for Scheduled Castes)]: Are we to understand that the hon'ble Minister will enquire into the allegation levelled by Shri Nilmoney Barthakur?

Shri RUPNATH BRAHMA: Yes, I will look into it.

Cancellation of annual pattas on Basti lands of certain families in Barpeta Subdivision

Shri TARUNSEN DEKA (Nalbari West) asked:

*54. Will the Minister-in-charge of Revenue be pleased to state—

- (a) Whether it is a fact that annual pattas on Basti lands of about 80 families of Bhakatpara-Patharhati village of Mouza Ganakkuchi in the Subdivision of Barpeta have been cancelled since a period of about three years?
- (b) Whether it is a fact that the people have been occupying the above lands since a period of 40 years?
- (c) If so, why, and what for the pattas have been cancelled?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

54. (a)—It is not a fact.

(b)—It is not a fact.

(c)—Does not arise.

Pending petitions in Subdivisional Officer's Office, Barpeta

Maulavi TAJUDDIN AHMED (Tarabari) asked:

*55. Will the Minister-in-charge of Revenue be pleased to state—

(a) Whether it is a fact that hundreds of revenue copy petitions are lying pending with the revenue Copyist of Subdivisional Officer's Office, Barpeta due to the non-supply of the original petitions from Circle Offices of Barpeta and Bagbar ?

(b) If so, how many petitions are lying in this way and who is in fault ?

(c) Whether Government propose to enquire into the matter and take steps immediately ?

Shri HARESWAR DAS (Minister, Revenue) replied :

55. (a)—Yes. A good number of copy petitions were pending for non-receipt of records from the Circle offices of Barpeta and Bagbar.

(b)—There were 320 copy petitions pending. Subdivisional Officer, Barpeta has been asked to locate the responsibility for this delay in issue of copies and take appropriate steps against the person at fault.

(c)—Government have already enquired into the matter and one copyist each for Bagbar and Barpeta Circle offices has been appointed for speedy disposal of the pending petitions.

Maulavi TAJUDDIN AHMED: Is it a fact that due to corrupt practices by the office assistants originals petitions for copy have not been supplied ?

Shri HARESWAR DAS (Minister, Revenue) : It is not a fact. It is due to filing of faulty petitions. After enquiry it was found that out of these 320 petitions 146 were defective as they did not contain all the relevant particulars, viz., date and filing, date of disposal and many other particulars. So, these petitions could not be traced out. This is the main reason.

Maulavi TAJUDDIN AHMED (Tarabari) : Are Government aware that a person has to pay to the office assistants from Rs. 3 to 5 for each original petition to be sent for copy ?

Shri HARESWAR DAS : Government are not aware of that. If any specific instance against any particular person is brought to our notice, we shall certainly make enquiries and take necessary steps.

Shri BHUBAN CHANDRA PRADHANI (Golakganj) : How long are these petitions pending ?

Shri HARESWAR DAS : For about two to three years ?

Shri KARKA CHANDRA DOLEY ([North Lakhimpur Reserved for Scheduled Tribes]) : আতাই বিলাক বেভিনিউ বিভাগতে এনে অৱস্থা হোৱাটো চৰকাৰে কিবা জানেনে ?

Shri HARESWAR DAS : নাজানে।

Mr. SPEAKER : গোটেই অসমতে এনে অৱস্থা হোৱাৰ কথা চৰকাৰে জানেনে কি ?

Shri HARESWAR DAS : নাজানে।

Shri HIRALAL PATWARI : মঙ্গলদৈ মহকুমাৰো এই অৱস্থাটোৰ কথা চৰকাৰে জানেনে ?

Shri HARESWAR DAS : নাজানে।

Shri HARESWAR GOSWAMI (Rampur) : Sir, for two or three years these cases are pending, what steps have been taken to expedite disposal of them ?

Shri HARESWAR DAS : It is now almost completed because two copyists have been given and the D. C. was asked to trace out the persons at fault and to take steps accordingly.

UNSTARRED QUESTIONS

(To which answer were laid on the table)

Extent of damage of Public Works Department Roads and Bridges by last North Kamrup floods

Shri PRABHAT NARAYAN CHOUDHURY (Nalbari-East) asked :

77. Will the Minister-in-charge of Public Works Department (R. and B.) be pleased to state—

- (a) The extent of damage of Public Works Department Roads and Bridges by last North Kamrup floods (to be shown separately for each road)?
- (b) What steps Government have been taken to make the roads and bridges fit for use temporarily till they are permanently repaired ?
- (c) Whether Government are aware that some Public Works Department Roads are not yet fit for use of pedestrians ?
- (d) What effective measures are being taken to restore the damaged roads and bridges back to pre-flood condition to make them fit for vehicular traffic ?
- (e) How long it will take to make Nalbari-Bijlighat or Nalbari-Hajo Roads, Nalbari-Kamarkucha Road, Rangiya-Dharma Road fit for vehicular traffic ?
- (f) When Betkata Bridge in Nalbari-Hajo Road is proposed to be completed ?
- (g) What is the amount expected to be involved for flood damage repair grants in North Kamrup Division of P. W. D. (R and B) ?
- (h) What is the present load of work of the Division ?
- (i) What is the present staff position in the Division ?
- (j) Whether in view of inadequacy of staff, the P.W.D. authorities propose to enhance the staff sufficiently so that work do not suffer ?

Shri GIRINDRA NATH GOGOI [(Deputy Minister, Public Works Department (R. and B.))] replied :

77. (a)—A statement showing the extent of damage is placed on the Library Table.

(b)—All possible steps have been taken by the Government to make the Roads and Bridges passable. In order to make the roads fit for vehicular traffic, some temporary bridges have been constructed as a temporary measure. Those roads which cannot be restored for vehicular traffic, foot bridges have been constructed for pedestrians.

(c)—No such case.

(d) to (f)—Plans and estimates have been obtained to bring the Roads and Bridges to pre-flood condition. Necessary action is being taken to get the works done as early as possible.

(g)—Rs.18,00,000 (Approximately).

(h)—The present work load of the division is approximately Rs.42,00,000.

(i)—A statement is placed on the Library Table.

(j)—Steps are being taken to increase the number of technical staff according to availability.

Shri PRABHAT NARAYAN CHOUDHURY (Nalbari-East) : With reference to (f), is the Government aware that no work has been done or any arrangements made since the collapse of the Betkata Bridge on the Nalbari-Hajo Road ?

Shri GIRINDRA NATH GOGOI [Deputy Minister, P. W. D. (Road and Building)] : Some temporary arrangements have been made for foot traffic.

Shri PRABHAT NARAYAN CHOUDHURY : My information is that no work has been done on that bridge, do I understand from the Minister that the bridge has been constructed ?

Shri GIRINDRA NATH GOGOI : I have already said that my information is that some temporary arrangements have been made. But if the hon. Member says that no work has been done, I shall make enquiries and let the hon. Member know about it.

Shri PRABHAT NARAYAN CHOUDHURY : Sir, in reply to (d) it is said that plans and estimates have been obtained to bring the roads and bridges to pre-flood condition ; may I know whether contractors have been appointed to execute the works there during this winter season ?

Shri GIRINDRA NATH GOGOI : Contractors are being appointed for all these works, but if the hon. Member's information is that this has not been done, necessary enquiries will be made and the works will be expedited.

Shri SARAT CHANDRA GOSWAMI (Kamalpur) : Is it a fact that no sanction has been received by the S. D. O. or the overseer concerned for restoration of the bridges and repair of the breaches caused by the flood in Kamrup subdivision ?

Shri DEBESWAR SARMAH, [Minister, P.W.D. (R&B)] : Some have been issued and others are pending now. But these will be issued soon .

Shri PRABHAT NARAYAN CHOUDHURY (Nalbari-East) : What is the fate of those pending cases when the work will be done ?

Shri DEBESWAR SARMAH : We are trying to execute the work as early as possible and money will be available from the centre as also from the State.

Shri PRABHAT NARAYAN CHOUDHURY : In (j) it is said that steps are being taken to increase the number of technical staff according to availability, may I know whether this staff has become available now ?

Shri GIRINDRA NATH GOGOI : Advertisements are being issued and appointments are going to be made soon.

**Regarding Scheduled Caste landless people
inhabited in the village of Bhati
Bongaon, Sibsagar Subdivision**

Shri DURGESWAR SAIKIA (Thowra) asked :

78. Will the Minister, Revenue be pleased to state—

- (a) Whether it is a fact that a village named Bhati Bongaon in Sibsagar Subdivision, inhabited by Scheduled Caste people is situated on the bank of Dikhow ?
- (b) Whether it is a fact that village is marooned by the Dikhow ?
- (c) Whether Government are aware that most of the people there are landless ?
- (d) Whether the village is situated in between the right and left bunds of the Dikhow ?
- (e) Whether any proposal was received by Government to provide land to these people either at Jerenga or at Rupohi or at any other suitable place of Sibsagar Subdivision ?

(f) Whether Government proposed to consider their difficulties and advise the local officers to find out suitable land for their rehabilitation?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

78. (a)—Yes.

(b)—The village is almost surrounded by the Dikhow river.

(c)—Some people in the village are landless.

(d)—Yes.

(e)—Yes.

(f)—Yes. 81 families of Bhati Bongaon in Metaka Bongaon Mauza have already been allotted 120 bighas of land on co-operative basis in the dereserved area of Jerenga P.G.R.

Shri RAMNATH DAS [Dergaon (Reserved for Scheduled Castes)] : Will the Minister take into consideration the dangerous situation in which these people are placed to issue special order to the S. D. O. there to make settlement of land with these people immediately?

Shri HARESWAR DAS (Minister, Revenue): That direction has already been issued.

Shri DURGESWAR SAIKIA (Thowra): (c) Landless বুলিলে কিমান মাটি থকালৈকে Landless বুলিলে অভিহিত কৰা হয়?

Shri RADHIKA RAM DAS : ইয়াৰ ভিতৰত ৮১ ঘৰ মানুহক Landless বুলিয়েই মাটি দিয়া হৈছে। মাননীয় সদস্যই তাৰ পৰাই বুজিব পাৰিব।

Shri DURGESWAR SAIKIA : একোঘৰ মানুহক ১৥ বিঘাকৈ মাটি দিলেই তেওলোকৰ সংস্থান হব পাৰেনে?

Shri RADHIKA RAM DAS: জেৰেঙা পথাৰত যি সকলক মাটি দিয়া হৈছে তেওঁলোকক Co-operative Basis ত দিয়া হৈছে। ইয়াৰ উপৰিও আৰু মাটি খুলি দিয়া হৈছে সেই বিলাক Land Settlement Advisory Committee-য়ে S. D. O. ৰ লগত পৰামৰ্শ কৰি দৰ্কাৰ আৰু যোগ্যতা অনুসারে দিব পাৰিব।

Shri DURGESWAR SAIKIA এই গাঁও খনত দিখৌ নদীৰ গৰাখহনীয়াত আৰু নদীয়ে marooned কৰা অৱস্থাত পুনৰসংস্থাপনৰ কাৰণে মাটি ১২০ বিঘাই যথেষ্ট হবনে?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue): Land Settlement Advisory Board ক বন্দোবস্তী দিয়াৰ কাৰণে মোঠ ২০০০ বিঘা মাটি দিয়া হৈছিল তাতে ১২০ বিঘা মাটি Co-operative Basis ত দিবলৈ বাকীখিনি মাটি ৰখা থকা বা River eroded লোকসকলক দিয়াৰ নিৰ্দেশ আছে।

Shri KARKA CHANDRA DOLEY [North Lakhimpur (Reserved for Scheduled Tribes)]: সেই মাটি তাৰ River eroded লোকক দিবলৈ চৰকাৰে শিৰসাগৰ S. D. O. ক নিৰ্দেশ দিবনে?

Shri RADHIKA RAM DAS: S. D. O. ক বেলেগে নিৰ্দেশ দিয়াৰ দৰ্কাৰ নাই। চৰকাৰৰ এই নিৰ্দেশৰ ভূ S. D. O. কো দিয়া আছে।

Shri DURGESWAR SAIKIA (Thowra) : ২০০০ বিঘা মাটি ৪ বছৰ আগতেই খুলি দিয়া হৈছিল তাৰ ২৪ খন গাওঁৰ ভূমিহীন লোকৰ কাষেগে সেই মাটি দিয়া হৈছিল তেতিয়া এই গাওঁ বাদ পৰিছিল উপমন্ত্ৰী মহোদয়ে কৈছে যে জেৰেঙা পথাৰত মাটি দিছে, সেই মাটিৰে গৰাখহনীয়া লোক আৰু Landless লোকে উপযুক্ত পৰিমাণে পাবলৈ মাটি যথেষ্ট হবনে? গৰাখহনীয়াৰ লোকবিলাক Landless নহয় নেকি? গতিকে ৰূপহী বা জেৰেঙা তেওঁলোকক জোৰাকৈ বিশেষ ব্যৱস্থাপৰ নোৱাৰেনেকি?

Shri RADHIKA RAM DAS: সেই মাটি Landless লোকৰ সংস্থাপনৰ কাৰণে দিয়া হৈছে। তাতে গৰাখহনীয়া লোকেও মাটি পাব। যিবিলাক মানুহৰ Economic Holding ৰ তলত মাটি থাকে সেই সকলোকে Landless বুলি ধৰা হয়। গতিকে তাত গৰাখহনীয়া লোকো পৰিব।

Shri DURGESWAR SAIKIA : কিমানৰ পৰা কিমান পৰিমাণ মাটি থাকিলেনো Landless বুলি ধৰা হয় আৰু কাক Landless বুলি ধৰা নহয়?

Shri HARESWAR DAS (Minister, Revenue) : যাৰ একেবাৰে মাটি নাই, সেই সকলক 1st Priority দিয়া হয়। তেনেকৈ ৮ বিঘাৰ তলত মাটি থকা বিলাককো Landless বুলি ধৰা হয়। আৰু ৮ৰ পৰা ১২ বিঘা মাটি থাকিলে Landless বুলি ধৰা নহয়।

Shri MAHIDHAR PEGOO [Jorhat (Reserved for Scheduled Tribes)]: অৱস্থা বিশেষে Land Settlement Advisory Board এ মাটি বন্দোবস্তী নিদিলে বা দিব নোৱাৰিলে, সেই বন্দোবস্ত দিয়াৰ ব্যৱস্থা চৰকাৰে কৰিবনে?

Shri HARESWAR DAS : ভূমিহীন মানুহক মাটি দিবলৈ কেই বছৰমান আগতেই মাটি দিয়া হৈছে। আজি ২/৩ বছৰে Land settlement Advisory Board এ সকলো Discuss কৰি মাটি বন্দোবস্তী দিয়াৰ ইচ্ছা প্ৰকাশ নকৰিলে। বহুতো Landless মানুহ আছে; আৰু চৰকাৰৰ তৰফৰ পৰা তেনে মানুহক মাটি দিয়াৰ নিৰ্দেশ ইতিপূৰ্বেই দিয়া আছে। এতিয়া বোড়ে ইচ্ছা কৰিলেই দিব পাৰে।

Shri KARKA CHANDRA. DOLEY [North Lakhimpur (Reserved for Scheduled Tribes)] : Land Advisory Board এ ইচ্ছা কৰিলে সকলো খিনি মাটি দিব পাৰে নে?

Shri HARESWAR DAS (Minister, Revenue) : দিব পাৰে। কিন্তু ইচ্ছাই নকৰিলে।

Shri MOHIDHAR PEGOO [Jorhat (Reserved for Scheduled Tribes)] : কোনো কোনো অবস্থাত মাটি বন্দোবস্তী দিয়াত বোডে জটিল অৱস্থাৰ সন্মুখীন হলে চৰকাৰৰ তৰফৰ পৰা বন্দোবস্তী দিবলৈ কিবা পোন-পতিয়াইক নিৰ্দেশ দিব পাৰেনে?

Shri HARESWAR DAS : নিৰ্দেশ আমি আগেতেই দিলো।

Shri DURGESWAR SAIKIA (Thowra) : মজী মহোদয়ৰ লগত এই কথাৰ অলপ অমিল হৈছে। গতিকে মজী মহোদয়ে যি মাটিৰ কথা কৈছে সেই মাটি সম্ভৱপৰ হলে গৰাকহনীয়া হৈ মাটিহীন হোৱা লোকক দিবৰ নিমিত্তে মহকুমাধিপতিক ভালকৈ তদন্ত কৰিবলৈ দিবনে?

Shri HARESWAR DAS : এনেবোৰ বিষয়ত Land Settlement Advisory Boardৰ উপদেশ লোৱা হয়। কিন্তু যেতিয়া বৰ্ডে উপদেশ দিব নোৱাৰে তেতিয়া অফিচৰ পৰাই মহকুমাধিপতিক নিৰ্দেশ দিয়া হয়।

Contract work for Construction of the Suffry Bridge over the Desang

Shri DURGESWAR SAIKIA (Thowra) asked :

79. Will the Minister, P. W. D. (R. & B.) be pleased to state—

(a) Whether the contract work for construction of the Suffry Bridge over the Desang has since been given to any party and the administrative approval from proper quarters has been accorded?

(b) If so, when the work of construction will be started?

(c) Whether it is a fact that the Roads Communication Board recommended the construction of pucca bridge at Bhojo and Nagalmora which are also of equal importance?

(d) Whether construction of Nagalmora and Bhojo bridges over the Desang can be expected during the Second Five Year Plan period and if so, what step Government has taken in this regard?

(e) If the answer to (d) above is in the negative, whether Government will press upon the Centre to complete them within the Third Five Year Plan?

Shri GIRINDRA NATH GOGOI [Deputy Minister, P. W. D. (R.&B Wing)] replied:

79. (a)—The work has been allotted to M/S. Builder Bros. of Gauhati. Administrative approval for the project has been accorded in August 1958 at an estimated cost of Rs.8.66 lakhs.

(b)—It is expected to start the work by the end of this year.

(c)—The proposal for construction of bridges over Desang at Nagalmora and Bhojo on Rajgar were recommended by the Assam Road Communication Board and sent to the Government of India for Central aid.

(d)—No. These proposals are not included in the programme of Second Five Year Plan finally approved by the Government of India.

(e)—These may be considered in drawing up schemes for the Third Plan provided they are recommended by the Subdivisional Board to whom the proposal have since been sent.

Shri DURGESWAR SAIKIA (Thowra): উত্তৰত কৈছে “(e) These may be considered in drawing up schemes for the Third Plan provided they are recommended by the Subdivisional Board to whom the proposal have since been sent”. এই দলং দুখন দ্বিতীয় পৰিকল্পনা কালতে Sub District Board অৰ Road Communicated অনুমোদন কৰা হৈছিল। তেনে অৱস্থাত আকৌ কিয় Subdivisional Boardৰ অনুমোদনৰ বাবে পঠাব লাগে। তেন্তে বিশেষ দৰকাৰী নহয় বুলিয়েই দ্বিতীয় পৰিকল্পনাত মজুৰী নিদিলেনেকি বুলি ধৰিলব পাৰেনেকি?

Shri GIRINDRA NATH GOGOI: সেই কথা নহয়। দ্বিতীয় পৰিকল্পনাত কৰিব পৰা নহল due to dearth of fund. এতিয়া তৃতীয় পৰিকল্পনাত লবৰ বাবে Subdivisional Board ৰ পৰা অনুমোদিত হব লাগে।

Shri DURGESWAR SAIKIA: Subdivisional Board ক আকৌ কিয় দিব লাগে? এবাৰ অনুমোদন কৰিছে যেতিয়া এতিয়া State Board এ দিলেই হব। এই দলং দুখন চৰকাৰে দৰকাৰী নহয় বুলি ভাবেনেকি?

Shri GIRINDRA NATH GOGOI: দৰকাৰী কথাৰো সীমা আছে। এই দলং দুখনৰ বাবে Assam Road Communication Board এ Central aid ৰ বাবে কেন্দ্ৰীয় চৰকাৰলৈ লিখিছিল। কিন্তু কেন্দ্ৰীয় চৰকাৰে অনুমোদন নিদিলে কাণ্ডৰ অভাব বুলি। এতিয়া আকৌ তৃতীয় পৰিকল্পনাত অন্তৰ্ভুক্ত কৰিবৰ বাবে Subdivisional Board এ অনুমোদন কৰিলেই State Board এ বিবেচনা কৰিব।

Shri DEBESWAR SARMAH [Minister, P.W.D. (Road and Building)] : চাৰ, প্রশ্ন কৰ্ত্তাই জুৰিছে যে এই দলং দুখন আগতে অনুমোদন কৰা হৈছিল আৰু বিত্ত দপ্তৰেও মঞ্জুৰী দিছিল এতিয়া আকৌ কিয় Sub-divisional Board ৰ অনুমোদন লাগে ?

চাৰ, এই দলং দুখনৰ বাবে প্ৰথমতে ৩ লাখ টকা ধৰা হৈছিল। তাৰ পিচত বি-ইন্-ফৰ্ট কংকৃত দলং কৰিবলৈ মনস্থ কৰি নতুনকৈ হিচাপ কৰাত ৮ লাখ ৬৬ হেজাৰ টকাৰ দৰকাৰ হল। Subdivisional Board আৰু বিত্ত দপ্তৰেও অনুমোদন জনালে। তেতিয়া কেন্দ্ৰীয় চৰকাৰলৈ পঠোৱা হল সাহায্যৰ বাবে কাৰণ ইয়াৰ বাবে কেন্দ্ৰীয় চৰকাৰে সাহায্য দিয়াৰ কথা আছিল। কিন্তু কেন্দ্ৰীয় চৰকাৰৰ সাহায্যৰ পৰিমাণ ২২.৫ লাখ টকাৰ পৰা ৫৪.৫০ লাখলৈ কমাই দিলে আৰু ইয়াৰো শতকৰা ৫০ ভাগ বহন কৰিব লগা হল ৰাজ্য চৰকাৰে। এই নিৰ্দেশ কেন্দ্ৰীয় চৰকাৰৰ পৰা পোৱা হল ১৯৫৯ চনৰ ১৯ চেপ্টেম্বৰৰ এখন চিঠিৰ যোগে। যেতিয়া এই অৱস্থা হল তেতিয়া কেন্দ্ৰীয় চৰকাৰে আমাৰ নটা বাস্তৱ কাম অনুমোদন কৰিলে আৰু তাৰ বাবে কেন্দ্ৰীয় চৰকাৰে ৫১.৫০ লাখ টকা খৰচ কৰিব আৰু ৰাজ্য চৰকাৰে খৰচ কাৰব লাগিব ২২.৭৫ লাখ টকা। এই পৰিকল্পনাৰ পৰা বাদ পৰাৰ পিচত তৃতীয় পৰিকল্পনাত অন্তৰ্ভুক্ত কৰিবৰ বাবে Subdivisional Development Board লৈ পঠোৱা লৈকে তেওঁলোকৰ অনুমোদনৰ বাবে। আশাকৰে Subdivisional Development Board এ অনুমোদন কৰিব আৰু তৃতীয় পৰিকল্পনাত অন্তৰ্ভুক্ত কৰিব পাৰিব।

Training of Lower Primary, Middle Vernacular and High School teachers

Shri DURGESWAR SAIKIA (Thowra) asked :

80. Will the Minister-in-charge of Education be pleased to state—

- (a) Whether it is a fact that Government have provided training to L. P., M. V. and High School teachers ?
- (b) Whether such facilities are also given to M. E. School teachers and if not, what is the Government proposal ?
- (c) Whether Government propose to abolish M. E. standard of teaching and if not, whether Government desire to train M. E. teachers as well ?
- (d) Whether it is a fact that the under-qualified teachers are to vacate if they cannot qualify themselves within 3 years ?
- (e) Whether Government are aware that the student will be more benefitted by the service of teachers who become experienced by serving for 6/7 or more years ?

(f) Whether Government will consider that such teachers should be given a chance to be trained in Hindi, Normal with all facilities as in the case of other schools ?

Shri RADHIKA RAM DAS (Deputy Minister, Education) replied:

80. (a)—Yes.

(b)—Qualified teachers from M. E. Schools are deputed to training.

(c)—No. There are provisions for depute Graduate teachers from M. E. Schools to B. T. and under graduate teachers to L. T. training.

(d)—Minimum qualification for appointment in Class II, A. S. S. is degree of a recognised University. So far Aided Schools are concerned a circular was issued to the effect that all under qualified teachers are to qualify themselves by 1961. As regards primary teachers a circular was issued that under qualified teachers who cannot pass T. T. Examination in three consecutive chances are to be replaced by the qualified ones.

(e)—Yes, provided the teachers possesses the minimum qualification. Experience alone cannot be regarded as a substitute for the minimum qualification required for a job.

(f)—The question of sending under qualified teachers for Normal training cannot arise as the minimum qualification required for the training is M. V. or M. E. passed.

Shrimati KOMOL KUMARI BARUA (Katonigaon): May I know at what intervals these Teacher Training Examinations are held ?

Shri RADHIKA RAM DAS Deputy : Teacher Training Examination was held by the State only once.

Shrimati KOMOL KUMARI BARUA: In reply to (d) it has been stated that "As regards primary teachers a circular was issued that under qualified teachers who cannot pass Teachers Training Examination in three consecutive chances are to be replaced by the qualified ones." How could this be done if no examination be held ?

Shri RADHIKA RAM DAS: Previous to that, examinations were held annually by Subdivisional Boards. We are also going to have the Teachers Training Examinations again.

Shrimati KOMOL KUMARI BARUA (Kalonigaon): May I know when the next Teacher Training Examination will be held ?

Shri RADHIKA RAM DAS (Deputy Minister, Education): I cannot say off hand.

Shrimati JYOTSNA CHANDA (Silchar-West): Have the Government any idea as to how many years will it require to train up graduate under-graduate teachers ?

Shri RADHIKA RAM DAS: Sir, there are about 2,500 candidates for training. We can take only 60 candidates each year. Unless we have more B. T. Colleges it will take a long time to train up all the graduates and under-graduates.

Shri DURGESWAR SAIKIA (Thowra): উত্তৰত কৈছে “(f) The question of sending under qualified teachers for Normal Training cannot arise as the minimum qualification required for the training is M. V. or M.E passed.” মন্ত্ৰী মহোদয়ে জানেনে যে M.E. স্কুলতো M.V. আৰু M.E. পাচ শিক্ষক আছে ?

Shri RADHIKA RAM DAS: হয়, আছে।

Shri DURGESWAR SAIKIA: যোৰ প্ৰশ্ন হৈছে যে Under-Matric মানো M.E. পাচ নুবুজায় জানো ?

Shri DEBESWAR SARMAH (Minister, Education): তেখেতে কৈছেই নহয় অনেক সময়ত নহয়।

I refer to the question put by Mrs. Jyotsna Chanda. Training of teachers is a continuous process and I wonder if one could catch it up in view of the fact that more and more teachers are being engaged along with the growth of educational institutions.

Shri RAM NATH DAS [Dergaon (Reserved for Scheduled Castes)]: Are the Government aware of the fact that they recently issued a circular to the School Board asking them not to give any appointment to any teacher who has not passed the Teacher Training Examination ?

Shri RADHIKA RAM DAS: I have already replied to that question which was tabled by Shrimati Jyotsna Chanda.

Shri RAM NATH DAS: What was the reply, Sir ? It was not clear.

Shri RADHIKA RAM DAS: I replied that question a few days before on the floor of this House.

Shri DEVENDRA NATH HAZARIKA (Saikhowa): Replyt o (c) May I know from the Deputy Minister whether any graduate teacher from Middle English Schools was deputed for training in B. T. during the last two years ?

Shri RADHIKA RAM DAS (Deputy Minister, Education): We have not been able to do so now. We are trying to do it from the next year.

Shri GAURISANKAR ROY (Katlicherra): Are the Government prepared to extend the same facilities to the students of M. E. as those of M. V. with regard to free studentships?

Shri DEBESWAR SARMAH (Minister, Education): That will not be possible because the students of lotom classes, *i. e.*, upto Class VII in the secondary schools are just at the same level, same standard and on the same category as the M. E. students and therefore, if we give free studentship to Middle Vernacular schools then the number will be great and we will not be able to meet the financial requirement.

Shri GAURISANKAR ROY: Then what will be the fate of the Middle English schools which are situated by the side of the Middle Vernacular Schools?

Shri DEBESWAR SARMAH: The students may go either to the Middle English schools or Middle Vernacular schools.

Shri DURGESWAR SAIKIA (Thowra): ১৯৫৬ চনৰ আগতে যিবিলাক Under-Matric শিক্ষক আছিল তেওঁলোকক কামত ৰখা হব নে নহয় আৰু তেওঁলোকক ট্ৰেণিঙলৈ পঠিওৱাৰ বিষয়ে চৰকাৰে চিন্তা কৰি চাইছেনে?

Shri DEBESWAR SARMAH: সেইটো চিন্তা কৰি চোৱা হব।

Shri MAHIDHAR PEGOO [Jorhat (Reserved for Scheduled Tribes)]: ৪০ (b) প্ৰশ্নটোৰ লগত উত্তৰটোৰ মিল নাই যেন লাগিছে। প্ৰশ্নৰ মতে M. E. স্কুলত ট্ৰেণিং প্ৰাপ্ত শিক্ষকক দিয়াৰ কথা কৈছিল। উত্তৰত M. E. School ৰ পৰা উপযুক্ত শিক্ষকক B.T. আৰু L.T. ট্ৰেণিঙৰ বাবে লোৱা হয় বুলি কৈছে মই জানিব খুজিছো তেনে ধৰণৰ ট্ৰেণিং প্ৰাপ্ত শিক্ষক সকলক M.E. স্কুলত নিয়োগ কৰা হব নে হাইস্কুলত নিয়োগ কৰা হব?

Mr. SPEAKER: The reply is quite in order.

Mrs. JYOTSNA CHANDA (Silchar-West): May I know from the Government whether they do consider the existing training centres to be not sufficient to cope with the needs and if so, whether they have got any proposal to expand the training centres?

Shri DEBESWAR SARMA: Yes, these are grossly inadequate even for Lower Primary Schools. We have got 23,000 teachers of whom less than 8,000 are trained and so we are trying to expand the training facilities for the teachers of Lower Primary Schools and other higher schools. The Central Government have given us Rs. 17,00,000 to expand the training facilities.

Shri DEVENDRA NATH HAZARIKA (Saikhowa): What is the capacity of the L. T. training institute and where it is situated?

Shri RADHIKA RAM DAS (Deputy Minister, Education): It is situated at Jorhat and the capacity is very small—only 4.

Shri MOHIKANTA DAS (Barchalla): The training is confined to the teachers of Government Middle English schools and not to the aided Middle English schools. May I know what is the reason for this discrimination ?

Shri RADHIKA RAM DAS: It is confined to the High Schools only.

Shri MOHI KANTA DAS: It is stated in reply to 80 (b) that qualified teachers from Middle English schools are deputed to training. May I know whether these facilities are given to the Government Middle English schools only ? The Hon'ble Deputy Minister was pleased to say that the training is confined to Government schools.

Shri RADHIKA RAM DAS: No, the facilities are given to both categories of schools.

Regarding treatment of his staff by the Manager of Lakwa Tea Estate, Sibsagar Subdivision

Shri KHOGENDRA NATH BARBARUAH (Amguri)

asked :

81. Will the Minister-in-charge for Labour be pleased to state—

(a) Whether Government is aware that the Manager of Lakwa Tea Estate of Sibsagar Subdivision has dismissed without reason three Licentiate Drivers namely : (1) Aghnu, (2) Budhu and (3) Sunu of his Garden who were serving there for long period and thus violating the provisions of the Labour Laws ?

(b) Whether Government are aware that after dismissing them the General Manager has employed other Non-Licentiate Drivers at much lower pay ?

(c) Whether Government will make enquiry and re-instate those illegally dismissed Drivers ?

82. Will the Minister-in-charge for Labour be pleased to state—

(a) Whether it is a fact that the General Manager of Lakwa Tea Estate of Sibsagar Subdivision has transferred eight workmen (Budhon Gosh, Dhebra Ghatwal and others) of Khana Division since 7th July 1959 to some works of unusually heavy load ?

(b) Whether it is a fact that the workmen have submitted written statement as sought by the Manager as to why the "Nirikh" could not be completed within the daily working time ?

(c) Whether it is a fact that the Garden Manager is not giving them employment from 7th July 1959 ?

(d) Whether Government will make an enquiry and take action on the Garden Manager and re-instate the workmen concerned with reasonable compensation ?

83. Will the Minister-in-charge for Labour be pleased to state—

(a) Whether Government is aware that the General Manager of Lakwa Tea Estate of Sibsagar Subdivision has forcibly deducted an amount of Rs.2 (two) from each and individual workman of the Garden in each time of Labour payment from July 1959 ?

(a) Whether Government will make an enquiry into the affair and take action against the General Manager for such forcible realisation and refund the money to the workers concerned ?

84. Will the Minister-in-charge for Labour be pleased to state—

(a) Whether Government aware or received report to the effect that the General Manager of Lakwa Tea Estate of Sibsagar Subdivision is increasing work-load on the Garden workers for which majority of the Garden Labourers have failed to work for the full Hazira ?

(b) Whether Government will make an enquiry into the matter and take necessary steps to stop such an usual pressure of work loaded on the labour since April 1959 ?

85. Will the Minister-in-charge for Labour be pleased to state—

(a) Whether Government is aware that on 6th August 1959 General Manager of Lakwa Tea Estate of Sibsagar Subdivision had openly prohibited the Garden labourers from attending a meeting organised by some of the Trade Union and Political workers including a sitting M. L. A. though he was informed beforehand?

(b) Whether Government will make an enquiry and take action on the Garden Manager for encroachment on the right of attendance of the meeting by the labourers?

Shri KAMAKHYA PRASAD TRIPATHI (Minister, Labour) replied:

81. (a)—There was no such dismissal. The fact was that these three drivers wanted to retire of their own accord on the sale of the three trucks of the garden. They settled the matter amicably with the management.

(b)—The management have not yet replaced those old trucks and hence no new drivers have been appointed.

(c)—The matter has been already enquired into by the Labour Officer.

82. (a)—No. These workers were not transferred but were allotted work in drain cutting. The work was not of unusually heavy load.

(b)—No such explanation for non-completion of “Nirikh” was called for by the management.

(c)—No. The workers have been allotted work in drain cutting since 7th July, but they did not report for duty.

(d)—An enquiry was already conducted by the Labour Officer. No action is necessary in view to (c) above.

83. (a)—No such deduction was made from the pay of the Labourers as alleged.

(b)—An enquiry was made by the Labour Officer into this. No action is necessary in view of (a) above.

84. (a) & (b)—The Labour Officer, Sibsagar enquired into the matter and no such increased in work load was found.

85. (a) & (b)—An enquiry into the matter had already been made by the Labour Officer. The General Manager denied the allegation nor could it be proved otherwise.

Shri KHOGENDRA NATH BARBARUAH (Amguri): Is it not a fact that the enquiring officer submitted his report consulting only the Manager in his office and nobody else ?

Shri KAMAKHYA PRASAD TRIPATHI (Minister, Labour): I do not think so.

Shri NILMONEY BARTHAHAKUR (Dibrugarh): Is it a fact that the licensed Drivers had to retire as a result of the sale of the trucks ?

Shri KAMAKHYA PRASAD TRIPATHI: The Driver question relates to question No. 81.

Mr. SPEAKER: Yes, it has already gone.

Shri KHOGENDRA NATH BARBARUAH: Is it not a fact that the Labour Officer did not consult the organisation about the meeting and he only consulted Manager ?

Shri KAMAKHYA PRASAD TRIPATHI: The General Manager denied the allegation and it could not be proved otherwise.

Shri KHOGENDRA NATH BARBARUAH: But why they did not inform the organisation of the meeting and why the Chowkidar of the garden prevented the labourers from attending the meeting ?

Shri KAMAKHYA PRASAD TRIPATHI: I have no such information.

Shri KHOGENDRA NATH BARBARUA: Will the Government make an enquiry ?

Shri KAMAKHYA PRASAD TRIPATHI: If a specific allegation is made, then it may be enquired into.

Shri MOHIKANTA DAS (Barchalla): Whether the Government is considering that there was no proper enquiry into the allegation ?

Shri KAMAKHYA PRASAD TRIPATHI: I do not think that there was no proper enquiry. I say that if a specific allegation is made then it will be enquired into.

Complaints made to the Chief Engineer and Minister against the present S. D. O., P. W. D. Patherkandi

Shri TAJAMMUL ALI BARLASKAR (Udarband) asked :

86. Will the Minister-in-Charge of Public Works Department (R.&B.) be pleased to state—

(a) Whether it is a fact that Public of Patherkandi and also some organisations lately submitted many serious complaints against the present

Subdivisional Officer, Public Works Department Patherkandi to the Chief Engineer and Minister and if so, what action has since been taken against the Officer?

(b) Whether it is a fact that the said officer was attached to Chief Engineer's Office for a long time?

(c) If so, why?

(d) Whether it is a fact that the service record of the said officer is very bad and if so, why he has been entrusted with the charge of Sub-division?

Shri GIRINDRA NATH GOGOI [Deputy Minister, P.W.D. (R. & B.) Wing] replied:

86. (a)—Yes, the matter is under investigation.

(b)—No.

(c)—Does not arise.

(d)—Service records of the Officers of Public Works Department are treated as strictly confidential and they cannot be disclosed.

Rehabilitation of Landless People of Barlechakona

Shri SARAT CHANDRA GOSWAMI (Kamalpur) asked :

87. Will the Revenue Minister be pleased to state what steps have been taken to settle the persons rendered landless by the Puthimari Embankment in the Barlechakona Reserve which was recommended to be deserved by the Gauhati Land Settlement Advisory Board?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

87.—The Land Settlement Advisory Committee recommended dereservation of Barlechakona V. G. R. in May, 1959. The Deputy Commissioner accordingly took up a formal proceedings for dereservation of the area in consultation with the Settlement Officer, Kamrup. The Local Officers have been requested to expedite matters.

**Encroachment Grazing Reserve by the Proprietor of
Beheating Tea Estate in Barpathar Konwar Gaon in
Jamira Mauza, Dibrugarh Subdivision**

Shri DEVENDRA NATH HAZARIKA (Saikhowa)
asked :

88. Will the Minister-in-charge of Revenue be pleased to enquire and state—

- (a) Whether Government are aware that the Proprietor of Beheating Tea Estate encroached three different portions of Grazing Reserve on Dag No.541 in Barpathar Konwar Gaon in Jamira Mauza in Dibrugarh Subdivision ?
- (b) If so, whether it is a fact that the public complained against these encroachment to the Deputy Commissioner, Lakhimpur on 4th January 1954 ?
- (c) Whether it is a fact that the then Deputy Commissioner ordered the Sub-Deputy Collector of Dibrugarh Western Circle on 5th January 1954 to report with encroachment case by 21st January 1954 ?
- (d) Whether it is a fact that the encroacher is still encroaching the Village Grazing Reserve without an interference from the Government officials ?
- (e) Whether it is a fact that a portion of this Grazing Reserve was used by the villagers as burial ground ?
- (f) Whether it is a fact that burial ground was destroyed by this Tea Planter and certain dead bodies were digged-out while the ground was levelled ?
- (g) Whether it is a fact that the local public protested against this action and due to fear of breach of peace in the locality of police outpost was hurriedly sanctioned there to suppress any probable lawlessness ?

- (h) Whether it is a fact that the police outpost was sanctioned in a house situated on Dag No.734 belonging to this alleged encroacher ?
- (i) Whether it is a fact that this encroachment on the part of the Tea Planter was referred to the Government at Shillong and Additional Director of Land Records II, Shri U. C. Deka, visited the spot on the 24th August 1955 ?
- (j) Whether it is a fact that the President, Jamira Mauza Congress Committee wrote to the Additional Director of Land Records, Shillong on 21st February 1956 drawing a reference to his visit at the spot of the Grazing Reserve on 24th June 1955 ?
- (k) Whether it is a fact that the letter, dated the 22nd February 1956 from the President, Jamira Mauza Congress Committee was registered letter and that it was received in the office of the Director of Land Records, Shillong on 25th February 1956 by signing the acknowledgement due ?
- (l) Whether it is a fact that after opening the letter the cover was closed and returned to the addressee with the remarks on it "There is no Additional Director of Land Records II refused" ?
- (m) Whether it is a fact that the President, Jamira Mauza Congress Committee wrote to the Minister-in-charge of Revenue on 2nd April 1956 pointing out the encroachment and the manner of the officials ?
- (n) Whether it is a fact that the President, Jamira Mauza Congress Committee wrote to the Revenue Minister on 10th September 1957 pointing out everything regarding the encroaching of the grazing reserve ?
- (o) Whether it is a fact that no action has yet been taken on the representations addressed to the Revenue Minister ?
- (p) When the eviction of this encroacher from Village Grazing Reserve No.541 in Barpathar Konwar Gaon may be expected ?

Shri HARESWAR DAS (Minister, Revenue) replied :

88. (a)—Two portions covering an area of 1B-1K-10L of Dag No.541 of Grazing land were encroached by Beheating Tea Estate.

(b)—Yes.

(c)—Yes.

(d)—It is not a fact.

(e)—Government received no such report, nor is there any record to indicate that a portion of the Village Grazing Ground was used as burial ground.

(f)—No such complaint has been received.

(g)—A section of public complained against occupation of an area of the Grazing Reserve by Beheating Tea Estate, but there was no apprehension of any breach of peace in the locality as a result thereof. A Police Patrol Post was opened in the locality in the usual course in response to public demand for a long time with a view to ensure proper control of crimes and criminals. It had nothing to do with occupation of grazing land by Beheating Tea Estate or any complaint in connection with the same.

(h)—The Police Patrol Post was first opened in a house belonging to Beheating Tea Estate in the absence of any other suitable accommodation for the purpose. It was subsequently removed to Barbarua where a house on rent was arranged.

(i)—Yes, there is no Additional Director of Land Records in Assam. But Shri Deka Assistant to the Director of Land Records visited the spot on 25th May 1955.

(j)—No such letter was received by the Assistant to the Director of Land Records.

(k)—There is no record to indicate that such a letter was received in Director of Land Records office.

(l)—There is no record to this effect.

(m)—A representation from the Jamira, Mouza Congress Committee was received by Minister, Revenue.

(n)—The President, Jamira Mouza Congress Committee submitted a representation to the Revenue Minister.

(o)—It is not a fact.

(p)—The question of eviction does not arise as Government on receipt of the report of the then Assistant to the Director of Land Records II and Deputy Commissioner have regularised the encroachment by granting settlement in exchange of 2B 3K 4L of periodic patta land of the encroacher and this has been included in the Grazing Reserve.

Shri DEVENDRA NATH HAZARIKA (Saikhowa): In reply to 88 (e) it has been stated that there is no record. Will the Minister-in-charge be pleased to take action if records are produced?

Shri HARESWAR DAS (Minister, Revenue): If records are produced, we shall see what can be done.

Shri DEVENDRA NATH HAZARIKA: In reply to 88 (p) it has been stated that the encroachment has been regularised by granting settlement in exchange. Is it a fact that the land which has been exchanged by the Deputy Commissioner with the encroached land is not suitable for grazing and it was opposed by the people of that locality?

Shri HARESWAR DAS: It has already been given effect to. There may be objection but nothing can be done now.

Unlawful occupation of land near Danekuchi village on Barpeta-Barpeta Road

Dr. SRIHARI DAS (Barpeta) asked :

89. Will the Minister, Revenue be pleased to enquire and state—

(a) Whether it is a fact that about 11 bighas of Government land have been occupied by Sri Danesh Ali, Sri Daraga Ali and Sri Kashim Ali unlawfully near Danekuchi village about 2.25 miles from the Barpeta Road on Barpeta-Barpeta Road?

(b) Whether they will be evicted?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue) replied :

89. (a)—It is not a fact.

(b)—Does not arise.

Dr. SRIHARI DAS (Barpeta): Sir, in the question it is stated "whether it is a fact that about 11 bighas of Government land have been occupied by Shri Danesh Ali, Sri Daraga Ali and Sri Kashim Ali unlawfully near Danekuchi village about 2.25 miles from the Barpeta on Barpeta-Barpeta Road P. W. D. Road and the reply to this was "it is not a fact." My supplementary question is whether occupation is not a fact or khas land is not a fact?

Shri RADHIKA RAM DAS (Deputy Minister, Revenue): Sir, there is one mistake here. The land is not near Danekuchi but in village Danekuchi and 3 bighas, 13 lessas of land has been encroached by Sri Danesh Ali and others.

Matriculation Examination Result

Dr. GHANASHYAM DAS [North Salmara (Reserved for Scheduled Castes)] asked:

90. Will the Minister, Education be pleased to state—

(a) Whether Government are aware that large number of failure in the last Matriculation Examination has created a problem and disappointment among the public?

(b) Whether Government propose to set up a committee to enquire its causes and suggest ways and means to improve this State of affairs?

(c) Whether Government are aware of the Public feeling that the General standard of teaching has deteriorated?

(d) If so, what steps Government propose to take to improve the standard?

Shri RADHIKA RAM DAS (Deputy Minister, Education) replied:

90. (a)—Yes.

(b)—The Gauhati University is taking up the matter. Government are waiting their findings.

(c) & (d)—Yes, but effort is being made to improve the standard of teaching by way of deputing teachers to undergo training classes in English and Geography under the Gauhati University, starting under-graduate teachers training course at B.T. College, Jorhat and the like. It is also proposed to effect more frequent and better supervision by the Inspector of all Grades and the number is being increased.

Regarding Rickshaw trouble at Gauhati

Shri HIRALAL PATWARI (Panery) asked:

91. Will the Chief Minister be pleased to state—

- (a) Whether it is a fact that there was a Rickshaw trouble at Gauhati on 28th May 1958?
- (b) Whether it is a fact that on that incident some person was killed?
- (c) Whether it is a fact that the Rickshawallas made a procession with the dead body along with many other people?
- (d) Whether the permission for such procession was given?
- (e) If so, who gave the permission?
- (f) Whether Government are aware that many Rickshaws were broken in the presence of some Police Officers?
- (g) If so, whether any person was arrested in that connection?

Shri BIMALA PRASAD CHALIHA (Chief Minister) replied:

91. (a)—Yes. On the evening of 27th May 1958 there was an incident on Kedar Road, Gauhati involving a rickshaw-puller.

(b)—A rickshaw-puller died as a result of severe beating.

(c)—Yes. The Rickshawallas made a procession with the dead body on the morning of 28th May 1958.

(d)—Yes.

(e)—The Superintendent of Police, Kamrup.

(f)—No. But on 29th May 1958 a large number of rickshaws were found on the road which were left by the rickshaw-pullers.

(g)—No.

Completion of the incomplete portion of the Tihu-Solmara Public Works Department Road

Shri BIRENDRA KUMAR DAS [Patacharkuchi (Reserved for Scheduled Tribes)] asked :

92. Will the Minister-in-charge, Public Works Department (R. & B.) be pleased to state—

(a) What steps have been taken to complete the incomplete portion of the Tihu-Solmara Public Works Department Road ?

(b) Whether Government are aware that a deputation with a public petition was given to the Chief Minister of Assam during his recent visit to flood-affected areas of Tihu for the complete action of the incomplete portion of the Tihu-Solmara Public Works Department Road ?

(c) If so, what steps have been taken on that petition ?

Shri GIRINDRA NATH GOGOI [Deputy Minister, Public Works Department (R. & B.)] replied :

92. (a) —The proposal for taking up the remaining length has been sent to the Subdivisional Development Board for consideration and allocation of priority in drawing up road schemes for 3rd plan.

(b) —Yes.

(c) —So far as remaining portion of the road is concerned question of restoration of damage by Public Works Department does not arise.

Adjournment Motions

Mr. SPEAKER : I have received notice of an adjournment motion from Shri Biswanath Upadhyaya. Before I give my ruling on the motion as to its admissibility or otherwise, I will call Shri Upadhyaya, the mover of the motion to speak.

Shri DANDESWAR HAZARIKA (Morongi) : Mr. Speaker, Sir, no copy of the adjournment motion has been supplied to the hon. Members.

Mr. SPEAKER : Perhaps he will read out the motion.

***Shri BISWANATH UPADHYAYA (Patharkandi):** माननीय अध्यक्ष महोदय ! काम रोको प्रस्ताव मैंने सदन की सेवा में उपस्थित किया है उसे स्वीकार करने में न कोई आपत्ति हो सकती है और त होनी चाहिये। काछाड़ जिले के हैलाकान्दी महकमे के बसे हुए शरणार्थी भाइयों के संबन्ध में यह प्रस्ताव है। इन शरणार्थी भाइयों की पुनर्वासन व्यवस्था ठीक ठीक नहीं हुई है। जिसके कारण कई शरणार्थी भाइयों को भूख हरताल करनी पड़ रही है। यह घटना हाल ही की नहीं। बल्कि इस वक्त भी यह चल रही है। यह हमारे लिए बहुत ही गंभीर तथा महत्वपूर्ण बात है। इस सम्बन्ध में शरणार्थियों की ओर से आवेदन निवेदन किया जा रहा है। खुद मैंने भी सरकार के पास इस बारे में तार बार्ता भेजी थी। सरकार और पब्लिक से यह बात छिपी नहीं है कि इन शरणार्थियों की हालत दिन-ब-दिन खराब होती जा रही है। उनकी कठिनाइयों दिन-ब-दिन बढ़ती जा रही है। इसलिए इस महत्वपूर्ण विषयपर आलोचना करना तथा उनके अभाव-अभियोगों को दूर करना बड़ा आवश्यक है। इसलिए इस काम रोको प्रस्ताव को स्वीकार करने में आप को कोई आपत्ति नहीं होनी चाहिये।

***Shri BIMALA PRASAD CHALIHA (Chief Minister):** Sir, my Department has received information about 10 refugees going on hunger strike in the Hailakandi Subdivision. Their demands include the following: (1) To arrange for the adequate flood relief to the refugees of Roopacherra, Katlicherra, Burnurpore, Gaglacherra, Lalamukh and Lalacherra I.T.A. colonies; (2) to arrange for immediate payment of loans as per I.T.A. scheme; (3) to arrange for shifting of I.T.A. families of the above mentioned gardens from the flood-affected places to the places of the gardens which are not flood-affected and also to settle the families with 3 acres of lands per family, both for cultivation and homestead, and (4) to settle the refugee families residing in the gardens which are not covered by the I.T.A. scheme with three acres of land per family and to grant them rehabilitation benefits as per scheme.

Sir, from the very nature of the demands it will be appreciated that none of them could be implemented immediately. It is not a matter concerning the refugees of this particular area only but the refugees as a whole have certain problems and we are always trying to tackle these problems as best as possible. So far as the I.T.A. colonies are concerned, these lands were first voluntarily offered and I suppose they were requisitioned now as we have decided to acquire these lands. We are quite prepared to look after all their grievances not only of those who are on hunger strike but of the refugees as a whole but it is not possible to implement all their demands straightaway. I can assure the House that we are quite sympathetic with the refugees and we want to do our best for them. I only hope that methods like hunger strike will not be resorted to; such methods are not going to bring any good to anybody. At the same time, so far as we are concerned, we will try our best to remove the difficulties. I cannot promise and it is impossible for any Government to promise that all these difficulties will be ignored out straightaway, and therefore, I cannot accept anything just now.

Mr. SPEAKER: The difficulties of refugees are of continuing nature. They are continuing for a very long time past. As such, I hold that this is not a case of recent occurrence. At the same time, a matter in which Government has taken action already cannot form a subject-matter of an adjournment motion. I, therefore, rule it as out of order.

Then there is another adjournment motion submitted by Shri Hiralal Patwari, Shri Mathias Tulu, Shri Tarun Sen Deka and Shri Hareswar Goswami. The motion runs thus: "This Assembly do now adjourn to consider the situation arising out of non-fulfilment of demands and grievances of the Primary Teachers numbering about 17,000 serving under different School Boards of Assam."

The matter is, though of public importance not of recent occurrence. It forms part of the normal administrative work and cannot be a subject-matter for an adjournment motion. Hence I disallow the motion.

As regards Items Nos. 2 and 3 of to-day's agenda, I have not made any change in the existing personnel composing the Panel of Chairmen and other Committees. I announce the names of these Members as follows:

Panel of Chairmen

1. Shri Siddhinath Sarma,
2. Shri Ram Nath Das,
3. Mrs. Jyotsna Chanda, and
4. U Jor Manik Siem.

Committee on Petitions

1. Maulavi Muhammad Idris—Chairman,
2. Shri Radha Charan Choudhury,
3. Shri Prabhat Narayan Choudhury,
4. Shri Narendra Nath Sarma, and
5. Shri Khagendra Nath Barbaruah.

Committee of Privileges

1. Shri Rajendra Nath Barua, Deputy Speaker—Chairman,
2. Shri Hareswar Goswami,
3. Shri Gaurisankar Bhattacharyya,
4. Shri Chatrasing Teron,
5. Shri Mohi Kanta Das,
6. Shri Kamala Prasad Agarwala, and
7. Shri Nurul Islam.

House Committee

1. Shri Durgeswar Saikia Chairman,
2. Shrimati Padma Kumari Gohain,
3. Shri Bhuban Chandra Prodhani,
4. Shrimati Komol Kumari Barua,
5. Shri Tajammul Ali Barlaskar, and
6. Dr. Srihari Das.

Election to District Minority Board for Goalpara District

***Shri BIMALA PRASAD CHALIHA (Chief Minister):** Sir, I beg to move that the Muslim Members of this Assembly do elect according to the instruction contained in the voting paper three members of the Minority Community to the District Minority Board for Goalpara District. Sir, the words "Lakhimpur District" are printing mistake and it should be Goalpara District.

Mr. SPEAKER: The motion moved.

Mr. SPEAKER: The question is that the Muslim Members of this Assembly do elect according to the instructions contained in the voting paper three Members of the Minority Community to the District Minority Board for Goalpara District.

(The question was adopted).

The Assam Shramik Bahini Bill, 1959.

Shri DEBESWAR SARMAH (Minister, P.W.D.): Sir, I beg to move that the Assam Shramik Bahini Bill, 1959 be taken up now clause by clause. There are a number of amendments.

Shri DANDESWAR HAZARIKA (Morongi): Sir, I beg to move that (i) in the second line of the first paragraph of the Preamble, between the words "Co-operation" and "among" add the words "and dignity of labour".

(ii) In the third line of the first paragraph of the Preamble, for the word "labourers", substitute the words "people resident".

(iii) In the second line of second paragraph of the Preamble substitute the words "Voluntary associations of the workers" in place of the "associations of the labourers".

(iv) In the third line of the second paragraph of the Preamble, insert a "comma" after the words "registration" and in the last line of the same paragraph substitute the words "Developmental works" for the words "Five Year Plan Projects."

(v) In the second line of paragraph three of the Preamble substitute the words "people of Assam" for the word "labourers."

Mr. SPEAKER: The amendment is moved.

Shri DEBESWAR SARMA (Minister, P. W. D.): I accepted the amendment.

Mr. SPEAKER: The question is (i) in the second line of the first paragraph of the Preamble between the words "Co-operation" and "among" add the words "and dignity of labour".

(ii) In the third line of the first paragraph of the Preamble, for the word "labourers" substitute the words "people resident".

(iii) In the second line of second paragraph of the Preamble, substitute the words "Voluntary association of the workers" in place of the words "association of the labourers".

(iv) In the third line of the second paragraph of the Preamble, insert a "comma" after the words "registration" and in the line of the same paragraph substitute the words "Developmental works" for the words, "Five Year Plan Projects".

(v) In the second line of paragraph three of the Preamble substitute the words, "people of Assam" for the word "labourers".

(The question was adopted).

Shri HIRALAL PATWARY (Panery): Sir, I beg to move that in the Preamble the words "voluntary works" be substituted by the word "manual labour".

माननीय अध्यक्ष महोदय,

अपने इस संशोधन के अनुसार मैं बिल के Preamble में Voluntary Works के स्थानपर "Manual Labour" शब्द रखना चाहता हूँ। "Manual Labour" शब्द से बिल का उद्देश्य अधिक स्पष्ट होगा। मैं यही कहना चाहता हूँ कि हमारे गाँव-शहर और अन्य स्थानों में रहनेवाले नवयुवकों को उत्साहित करना तथा उनमें श्रमीक मर्यादा के प्रति आकर्षित करना ही इस बिल का उद्देश्य है। यह भी इस बिल का उद्देश्य है कि जो आदमी पहले किसी ठेकेदार के अन्दर काम करते थे वे अपनी श्रमिक बाहिनी में काम करें। ठेकेदारी को खत्म करना और उसके अधिक से अधिक लोगों की लाभ पहुँचाना ही इस बिल का उद्देश्य है। इसलिए वास्तव में Manual Labour शब्द ही ठीक बैठेगा। इन्हीं शब्दों से बिल का मूल उद्देश्य अधिकाधिक स्पष्ट होगा।

आशा है मेरा यह संशोधन स्वीकार करने की आप कृपा करेगी।

Mr. SPEAKER: The amendment moved is: In the Preamble the words, "Voluntary works" be substituted by the words, 'manual labour'.

Shri DEBESWAR SARMAH (Minister, P. W. D.) : Sir, may I speak in Assamese.

Mr. SPEAKER: Yes.

Shri DEBESWAR SARMAH (Minister, P. W. D.): শ্রীযুত পাটোৱাৰী ডাঙৰীয়াই যিটো সংশোধনী প্ৰস্তাৱ আনিছে তাৰ অৰ্থটোত আমাৰ কোনো আপত্তি নাই। তেখেতৰ সংশোধনী প্ৰস্তাৱটো আমাৰ বিলত ৰূপ নেখায়, কিয়নো তাত voluntary শব্দটো নাই। তাৰ উপৰিও শ্রীযুত হাজৰিকাই preamble প্ৰসঙ্গত অনা তৃতীয় সংশোধনীত কৈছে in the second line of second paragraph of the preamble, substitute the words "voluntary associations of workers" in the place of the "association of the labourers" আৰু এই "voluntary association of workers" কথাটো গৃহীত হৈ গৈছে কাজেই শ্রীযুত পাটোৱাৰীৰ সংশোধনী প্ৰস্তাৱটো redundant.

Shri HIRALAL PATWARY (Panery) : যেহেতু এই সংশোধনী আগতে সোমাই পৰিছে। মই মোৰ প্ৰস্তাৱটো প্ৰত্যাহত কৰিছো।

Mr. SPEAKER: The question is that Clause 1 and the Preamble do form part of the Bill.

(The question was adopted).

Mr. SPEAKER: Now Clause 2.

Shri DANDESWAR HAZARIKA (Morongi).—Mr. Speaker, Sir, I beg to move that (i) in Clause 2 delete the entire sub-clause (2) and renumber the sub-clauses (3), (4), (5), (6), (7), (8) and (9) of clause 2 as Nos (2), (3), (4), (5), (6), (7), and (8). My intention in moving this amendment is to exclude the non-shramik, the non-labourers from the Shramik Bahini so that actual manual labourers get opportunity to form a Bahini and undertake such work.

(ii) In the third line of sub-clause (8) now renumbered 7 insert the word "manual" in between the words "in" and "labour" and after the word "Government" in the last line of this sub-clause, substitute a "comma" for the "fullstop", and add the words "or any other statutory body or Local Authority". Insert the following as sub-clause (9) :—"Appropriate authority" in connection with any work on a contract basis with the—

(a) State Government means the Government of Assam.

(b) Statutory body means the Statutory body.

(c) Local authority means the Local Authority.

Mr. SPEAKER : The amendments are moved.

Shri NILMONEY BORTHAKUR (Dibrugarh) :—Mr. Speaker, Sir, I beg to move that sub-clause (2) of Clause 2 of the Bill be deleted. This refers to non-shramik. Non-shramik means a member of the public who is not a shramik. Now the idea of including this in the Preliminary is to provide that a non-shramik should be allowed to function in the Shramik Bahini. Now if a Shramik Bahini is to be engaged to take collective work and to discharge the avocations in respect of that, they are to participate in the developmental work. It must be left to the Shramik and not non-shramik. It may be necessary to have a few literate persons in the Shramik Bahini. Their services can be otherwise had either by appointing them as Secretary, Clerk, Accountant, etc., if necessary. So, I recommend this amendment for the acceptance of the House and I find that the former amendment moved by my Friend Shri Hazarika covers this amendment. It is included in the amendment already moved by Mr. Hazarika.

Mr. SPEAKER : Amendment moved is that sub-clause (2) of clause 2 of the Bill be deleted.

Shri HIRALAL PATWARI (Panery) : Sir, I beg to move that in sub-clause (7)—

- (i) The words “a resident of” occurring in the 2nd and 3rd lines be substituted by the words “living in”.
- (ii) Insert the word “manual” between the words “his” and “labour” occurring in line 4.
- (iii) Insert the last line, the words “to supplement his income” shall be replaced by the words “whose source of livelihood is manual labour”.

Sub-clause (8)—

- (i) The letter “a” occurring in the first line shall be substituted by the word “an” and the word voluntary occurring thereafter be omitted, and
- (ii) In the 3rd line the word “manual” shall be inserted before the word “labour”.

माननीय अध्यक्ष महोदय ! मेरा संशोधन यह है—

इस संशोधन के जरिये मैं यही चाहता हूँ कि “a resident” शब्दों के स्थानपर “Living in” शब्द रखे जाये। अगर यह नहीं तो इस विभाग के काम करनेवाले अफसर तथा अन्य लोगों को confusion करने की बड़ी संभावना है। यह भी संभव है कि ये शब्द रहे तो अफसर लोग इनके उलटे अर्थ करेंगे और अपने मनमाने अर्थ के द्वारा अनुचित लाभ उठावेंगे। कोई आदमी अगर किसी स्थान में १०४ दिन रहे तो वह वहाँ का resident बन जाता है। इसलिए इस resident शब्द बड़ा ही भ्रामक प्रतीत होता है। “Living in” शब्द से ही यह भ्रम दूर हो सकता है। तथा यही शब्द उचित प्रतीत होता है।

अलावा इसके हमारे प्रान्त में नेपाली शरणार्थी तथा काफी संख्या में Ex-Tea Garden Labourers रहते हैं। इन लोगोंको भी इस बिल का लाभ पहुँचाना चाहिये। अगर Living in शब्द न रहे तो अफसर उन्हें यह कहेगा कि तुम्हारा घर है कि नहीं? तुम्हारी जमीन जायदाद है कि नहीं? और उन्हें काम दिलाने में कुछ हिचकिचाहट करेंगे। इसलिए Living in शब्द का रखना बहुत बहुत ही आवश्यक है। यह शब्द रहे तो किसी प्रकार की confusion की संभावना नहीं रहेगी। मंत्री महोदय के इस बिल का उद्देश्य बड़ा महान है। मैं यही चाहता हूँ कि बिलमें ऐसे शब्द रहे कि जिससे जनता की और विशेषकर श्रम करनेवाले भाइयों की कोई तकलीफ न हो। उन्हें सहायता पहुँचे और साथ ही वे उत्साहित हो यही मेरा उद्देश्य है।

Mr. SPEAKER : The amendments are moved.

Shri TARUN SEN DEKA (Nalbari West) : Mr. Speaker, Sir, I beg to move that in sub-clause (8) delete the words “State” occurring between the words “the” and “Government” in lines 4 and 5 of this sub-clause and substitute the words “or other authorities” occurring at the end by the words ‘or works allotted by the Government. Sir, I want to move this amendment in order to widen the scope of the Bill and also as the words “or other authorities” are too vague and no definition has so far been given. So, I want to make a definite suggestion to delete the words “or other authorities” and “or works allotted by the Government” to make it specific.

Mr. SPEAKER : The admendment moved is that in sub-clause (8) the words “State” occurring between “the” and “Government” in lines 4 and 5 of this sub-claus and substitute the words “or other authorities” occurring at the end by the words “or works allotted by Government” be deleted.

Shri DEBESWAR SARMAH (Minister P.W.D.) : অধ্যক্ষ মহোদয়, শ্রীযুক্ত হাজরিকাৰ ব্যাখ্যাটো খোলাচা হৈছে। তেখেতে ৯ ছেদৰ সম্পৰ্কে কৈছে between the word ‘officer’ and ‘empowered’ insert the words “not below the rank of the Executive Engineer” এই ব্যাখ্যাটো ভাল হৈছে।

শ্রীপাটোৱাৰী ডাঙৰীয়াই কৈছে 'a resident of' ব গঠিত "Living in" হ'ব লাগে। মই ভাবো resident শব্দটোহে বেচি ভাল হ'ব। কাৰণ ঘৰবাৰী নাথাকিলেও বসবাস কৰি থকা মানুহ resident হ'ব, তেওঁলোকেও শ্ৰমিক বাহিনীত সোমাব পাৰিব। বিলাতৰ স্কুল-কলেজৰ ছাত্ৰসকলে ছুটিৰ সময়ত শ্ৰম কৰে। ইয়াৰ দ্বাৰা শ্ৰমৰ মৰ্যাদা বাঢ়ি গৈছে। গতিকে আমাৰ বিলত সেই উদ্দেশ্যটো বখা উচিত। আৰু তেখেতে অন্য সংশোধনী অথ 19 manual labour বুলি কোৱাত মোৰ আপত্তি আছে। কাৰণ 'manual labour' শব্দটো বাখিলে ছুটিৰ সময়ত শ্ৰম কৰিবলৈ বিচৰা শিক্ষক, ছাত্ৰ আদিয়ে সুবিধা নাপাব। সেই কাৰণে আশা কৰিছো amendment টো তেখেতে উঠাই ল'ব।

Shri HIRALAL PATWARY (Panery): মোৰ উঠাই লোৱাটো আপত্তি নাই।

माननीय अध्यक्ष महोदय,

श्रीदंडेश्वर हाजरिका साहेब ने जो संशोधन पेश किया है उससे मेरे संशोधन का उद्देश्य पुरा हो जाता है। इसलिए मैं अपना संशोधन पेश नहीं करना चाहता।

Mr. SPEAKER: Have the hon. Members leave of the House to withdraw their motion?

(Voices—Yes, yes).

(The amendments moved by Shri Patwary and Shri Deka were withdrawn.)

Now only the amendment moved by Shri Hazarika remains, but this is also covered by these amendments. Now, I will put the question.

The question is that Clause 2 as amended be adopted.

(After a pause)

Clause 2 as amended forms part of the Bill.

Mr. SPEAKER: Clause 3—There are 3 amendments standing in the names of Shri Dandeswar Hazarika and Shri Bhuvan Chandra Prodhani and another in the name of Shri Nilmoney Borthakur.

Shri DANDESWER HAZARIKA. (Morongi): Mr. Speaker, Sir, I beg to move that in clause 3 (1) of the Bill, delete the words "Subject to sub-section (2) occurring in the first line and start the sentence with the word "Any"; delete the letter 's' from the words 'applications' and 'Forms' occurring in the third line of the same sub-clause. Sir, it is apparent that this deletion is consequential and so no explanation is necessary.

Mr. SPEAKER : The amendment is moved. Shri Borthakur.

Shri NILMONEY BORTHAKUR (Dibrugarh): Mr. Speaker, Sir, I beg to move that (i) in clause 3 sub-clause (1) the words "subject to sub-section (2)" occurring in first line 1 be deleted and (ii) substitute the words "individually signing applications" occurring in lines 2 and 3 of the sub-clauses by the words "collectively applying".

Now Sir, this particular clause describes the mode of forming Shramik Bahinis. Shramik Bahinis are voluntary associations and therefore, the law must provide how they must associate and make preliminary application for registration. Now, this part is a very important one because the main purpose of this Bill is to instil an organisational sense in the labourers so that they can form themselves into groups which are described as Bahinis and their collective services may be utilised by the Government or different appropriate authorities. The amendment moved by my friend Shri Hazarika has not only brought in a confusion but has made this confusion all the more worse because the plural of the words 'applications' and 'forms' is to be changed into a singular and the word 'individually' is still there. Now, how different labourers will apply in the same application form? A condition precedent must be created to enable the labourers to apply individually. That is a basic factor to be taken into consideration. If say A, B and C joined together and made an application to the Chief Engineer for registration then they can do so in one single form, that is understandable. Take for instance in the case of formation of a co-operative society. What do we find there? If the co-operative society is sought to be formed in a Block area, the Block Officer or the Extension Officer of the Co-operative Department goes round, hold public meetings and explain to the people the spirit and the principle of co-operation and if the people are convinced they joined together and then a co-operative society is formed and then they accordingly move for registration of that society. Here in the case of Shramik Bahini that first condition has not been fulfilled. There must be a condition that the labourers must sit together and decide to form a Shramik Bahini. If they decide to form a Shramik Bahini then the question of their individually applying does not arise. But if they do not decide to do so what will happen? They must first decide to form a Shramik Bahini and then go in for registration in any district headquarters or whatever authority is there.

All these things may be adumbrated. All these requirements may be left to the rule-making authority. We have already adopted an amendment whereby you have done away with the question of Non-Shramiks. So I do not understand why the phrase "Subject to Sub-section (2)" should be there. The only thing about the formation of Shramik Bahini is not that the workers are awaiting just for the passing of this Bill after which the Shramik Bahinies will be formed by "Individually signing" applications in the prescribed forms. That will be a hard job for the different departments. So, a lot of propaganda work will have to precede to organise these. The workers must be given sufficient scope to understand the principle of these Shramik Bahinies through Co-operative Societies, by Village Development workers, etc. The workers should themselves decide to form these Shramik Bahinies and only after that they should apply for registration and such other things.

Therefore the Bill must provide that the workers must apply collectively. I oppose this amendment move by my friend Shri Hazarika and I hope there will be discussion on it.

Now I beg to move that "The application under clause 3 (1) shall specify one of the applicants as the convenor of the Shramik Bahini".

Now if a Shramik Bahini is to be formed, they have to do it in the prescribed form. They have to give their names and such other particulars in the form of application. Now if these Bahinies are to be registered, there is no mention in this form as to who will be their Presidents, Naiks or Secretaries or the Convenors. For the purpose of registration the Shramiks will all have to sit together to have their election for the Executive Committee. For that purpose it is necessary that in the very application form the name of the Convenor must be specified because the convenor will be the person to whom the Chief Engineer or others will have to address letters. For the purpose of holding the general meeting also where the Executive Committee will be elected, the Convenor should be mentioned. But here in this Bill we find that "Immediately after a Shramik Bahini is registered under the provisions of this Act, a meeting of the members of the Shramik Bahini may be convened by any Shramik or a non-Shramik member by giving notice thereof to the other Shramik and non-Shramik members to elect from amongst its members an Executive Committee."

Now it is here left to any non-Shramik or Shramik member. Anybody can convene a meeting and will have the right to form a meeting at dates and places suitable to them. Such dates and places may not be suitable to many and this method of forming an Executive Committee will never be satisfactory. There will be quarrels. Member A will give notice that there will be a meeting at Jhanzi, and member B will notify that the meeting will be either at Amguri or Sibsagar. Under the Act he has the right. So the Shramik Bahini will not sit together for the purpose and it is therefore necessary to mention or specify the convenor in the very application form. The Convenor will convene a general meeting where all the members of the Shramik Bahini will sit together and elect an Executive and the Naik. Prior to that a condition must be there in the application form specifying the Convenor.

So, I recommend that this particular amendment be accepted in this House.

Mr. SPEAKER: Amendment is moved.

Shri DANDESWAR HAZARIKA (Morongi): I beg to move "*Delete* the entire sub-clause (2) of clause 3 of the Bill."

Mr. SPEAKER: Motion moved is that the entire sub-clause (2) of clause 3 of the Bill be deleted.

***Shri DEBESWAR SARMAH (Minister, P. W. D.):** I really have not been able to grasp what is meant by the amendment to sub-clause (1), that is amendment No. (ii) requiring to substitute the words individually signing applications" occurring in lines 2 and 3 of the sub-clause by the words "collectively applying."

The scheme of the Shramik Bahini Bill is really what Shri Borthakur says. But my difficulty is perhaps because of a foreign language. If some people assemble together and have a resolution that they will form a Shramik Bahini, they bring a piece of paper. Some literate man amongst themselves write down the resolution and the others sign it. That paper may be taken to the Chief Engineer or his nominee. The Naik may be nominated by the Committee who takes that piece of paper to the Chief Engineer. So 'collectively

applying,' I am afraid, might be confused—it may mean all the people going to the office with that piece of paper, the 25 or 100 people constituting a particular Shramik Bahini and signing that piece of paper. We are only simplifying matters ; instead of so many people one man will carry that piece of paper.....

I feel that the amendment brought by Shri Hazarika in respect of sub-clause. (2) of clause 3 of the Bill satisfies Shri Borthakur definition of it.

In regard to (ii) what Shri Borthakur has stated will be taken into consideration at the time of preparing the rules.

Sub-clause (2) : "The application under clause 3 (1) shall specify one of the applicants as the convenor of the Shramik Bahini." We accept this amendment, Sir.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** One part of my amendnment has been accepted and so it is very essential that the other part of the amendment should also be accepted.

***Shri DEBESWAR SARMA (Minister, P.W.D.):** But Sir, I think the word "collectively" will create confusion later on.

***Shri NILMONEY BORTHAKUR:** It is stated that the workers who agree to form into a Shramik Bahini will sign individually the applications. The signatures must be on a paper but there is no mention in the Bill.

***Shri DEBESWAR SARMA:** I am afraid the hon'ble Member has missed some words. It is stated "by individually signing applications in the prescribed forms." There will be a prescribed form in which the individual Shramik will put his signature and that application form may be taken by any one of them to the Chief Engineer or any other officer authorised by the Chief Engineer. If there is no individual signature then there will be difficulty later on.

***Shri NILMONEY BORTHAKUR:** If the Hon'ble Minister gives me the assurance I am ready to withdraw my amendment.

Mr. SPEAKER: The Minister has already assured that the amendment No.9 is not moved. Now the only amendments left are No. 7 and the second part of amendment No. 8.

(The amendment moved by Shri Dandeswar Hazarika was accepted and the amendment moved by Shri Nilmoney Borthakur was withdrawn).

Mr. SPEAKER: So, clause 3 as amended do form part of the Bill. Now clause 4, Mr. Nilmoney Borthakur.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** Mr. Speaker, Sir, I beg to move that in clause 4, sub-clause 1 of the Bill substitute the words "may be convened by Shramik or/and non-Shramik Members" by the words "shall be convened by the convenor". Now with the acceptance of the amendment to clause 3 it is very essential that this amendment should also be accepted. One of the conditions for registration of a Shramik Bahini is that they must first form into a Shramik Bahini and individually sign an application in the prescribed form and after that the convenor will give notice for a general meeting where an Executive Committee will be selected. So it is very essential that this amendment should be accepted.

Mr. SPEAKER: The amendment moved is that in clause 4. Sub-clause 1 the words "may be convened by any Shramik or non-Shramik members" by the words "shall be convened by the convenor".

***Shri HIRALAL PATWARI (Panery):** Mr. Speaker, Sir, I beg to move my amendment No. 11, that (i) in sub-clause (1) of clause 4 the word "Nayak" be added after the words, "convened by" and the subsequent portions of the sub-clause be omitted. (ii) In the proviso to sub-clause (2) of clause 4, the word "Non-Shramik" occurring in the third line of the proviso shall be deleted. My point is that, Sir, if the word "Nayak" is not added then there will be chaos and quarrel amongst the Shramiks. Every one of them will try to become Nayak and so there will be quarrel amongst them. If every one of them tries to become Nayak then the work allotted by the Government will not be executed. So the Shramiks first should elect a person from amongst themselves to be their Nayak who

will be responsible to the Officer. Again, this Nayak will have to convene the meetings of the Bahini to elect their President, Secretary or Treasurer. This Nayak will be responsible to the rest of the Shramiks as also to the Officer. Secondly, Sir, my amendment No. 2 to sub-clause 2 of clause 4 is that the words "Non-Shramik" occurring in the third line is not necessary and it should be deleted.

Mr. SPEAKER : Amendment is moved. Now amendment No. 12, Mr. Hazarika.

***Shri DANDESWAR HAZARIKA (Morongi):** Mr. Speaker, Sir, I beg to move that (I) in clause 4 (i) delete the words "or a non-shramik" occurring in the fourth line and also delete the words "and non-Shramik" occurring in the fifth line and sixth line of this clause. (II) delete the proviso of sub-clause (2) of clause 4, and (III) insert the following as sub-clause (3) of clause 4 of the Bill and the existing sub-clause (3) to be renumbered as sub-clause (4) "(3) The Executive Committee shall sit at least once in two months."

Mr. SPEAKER : Amendment is moved. Now amendment No. 13, Mr. Borthakur.

Shri NILMONEY BORTHAKUR (Dibrugarh): Mr. Speaker, I beg to move that the proviso to sub-clause (2) of clause 4 be deleted.

Sir, here this proviso was not necessary because non-Shramiks are also a part of the Shramik Bahini. Now, when the amendment has been accepted by the Minister who is piloting the Bill, so there is no scope for non-Shramiks to be members of the Shramik Bahini. So, this proviso was not necessary.

Mr. SPEAKER : Amendment moved is that the proviso to sub-clause (2) of clause 4 be deleted.

Shri TARUN SEN DEKA (Nalbari-West): Mr. Speaker, Sir, I beg to move that in sub-clause (2) at the end of the proviso, add the words "But the President and the Nayak cannot hold more than one of such offices", and in sub-clause (3) substitute the word "be" occurring in between the words "shall" and "one" by the words "not exceed".

Sir, of course, my Friend, Shri Borthakur has moved an amendment to delete the very proviso to this clause. I also agree with him that the proviso is not necessary, I feel that my amendment which I have moved just now, if accepted, is very essential because from our experience in practical field, we have seen that now-a-days some persons under the garb of contractor want to exploit the provision which has already been reserved for the benefit of the scheduled caste and scheduled tribes people in respect of contracts. In some cases, as you know, Sir, the poor scheduled caste and scheduled tribes people are given certain concession with regard to contract, at least $7\frac{1}{2}$ per cent. In some cases, some greedy contractors just submit their tenders in the name of some scheduled caste and scheduled tribes people and obtain the contracts in their name, and the poor scheduled caste and scheduled tribes people who submitted the tenders cannot execute the work. The contractors other than the scheduled caste and scheduled tribes contractors reap the harvest. Sir, some greedy contractors may pose themselves to be Shramik, because though the definition of Shramik is given here, still there is apprehension that non-Shramik also can come as Shramik and enlist themselves in the Shramik Bahini and take the office of the President and the Nayak in more than one Shramik Bahinis and as such they can take more contracts. So my amendment seeks to limit it; at least the activities of the Nayak and the President should be limited to a particular Shramik Bahini. They should not be allowed to hold charge of more than one Shramik Bahini. So, Sir, I submit that my amendment that "the President and the Nayak cannot hold more than one of such officers" be accepted. Further in sub-clause (3) my amendment says that in place of "be" the words "not exceed" shall be substituted. If the amendment is accepted, it will mean that the scope will be widened; if it is kept as it is in the original Bill, then it means that the word "one year" becomes compulsory in all respects. In order to remove that stage of compulsory nature, I want to make it a little wider. So I want to replace the word "be" by the words "not exceed".

Mr. SPEAKER: Amendment moved is that is sub-clause (2) at the end of this proviso, *add* the words "but the President and the Nayak cannot hold more than one of such offices", and in sub-clause (3) *Substitute* the words "be" occurring in between words "shall and one" by the words "not exceed".

***Shri DEBESWAR SARMAH (Minister, P.W.D.):** Mr. Speaker, Sir, amendment No.10 moved by Shri Nilmoney Barthakur is acceptable to me. No.11 by Shri Hiralal Patwari

is not understandable to me. We accept Amendment No.12 by Shri Dandeswar Hazarika and Amendment No.13 is covered by amendment No.12, therefore it is redundant. Regarding amendment No.14 by Shri Tarun Sen Deka that "the President cannot hold more than one of such offices", I appreciate what Shri Deka has said. But it is nobody's business that a man will have more than one office. Therefore, this amendment is superfluous. In his amendment he has suggested to substitute the words "be" occurring in between the words "shall" and "one" by the words "not exceed". I do not see what difference it makes. He says that the term of office of the President and the Nayak and other members of the Executive Committee shall be one year and still he says shall not exceed one year. It makes no difference at all, Sir. It is emphatic that it "shall be one year" and it cannot exceed one year. I think that is better and clearer than the amendment suggested. The purpose is identical, though there may be difference in exact words used. I, therefore, submit Sir, that the words "shall be one year" are better and clearer.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** On a point of clarification, Sir, Mr. Deka apprehends that the same person may hold the office of Presidentship in several Shramik Bahinis. I think this is covered by these rules when they would be prescribed.

Mr. SPEAKER: (To Hiralal Patwari) Have you any objection to withdraw your amendment?

***Shri HIRALAL PATWAR (Panery):** I have no objection, Sir.

Mr. SPEAKER: Has the hon. Member leave of the House to withdraw the amendment?

(The amendments are withdrawn with leave of the House.)

Mr. SPEAKER: Have you any objection to withdraw your amendments Mr. Deka?

Shri TARUN SEN DEKA (Nalbari-west): I have no objection Sir.

Mr. SPEAKER: The amendments stand withdrawn.

Mr. SPEAKER: The question is that in sub-clause (i) *Substitute* the words, "may be convened" by any Shramik or..... and non-Shramik members" by the words, "shall be convened by the convener".

(i) That in clause 4(i) *delete* the words, "or a non-Shramik" occurring in the fourth line and also *delete* the words, "and non-Shramik" occurring in the fifth and sixth line of this clause.

(ii) That *delete* the proviso to sub-clause (2) of clause 4 and

(iii) That *insert* the following as sub-clause (3) of clause 4 of the Bill and the existing sub-clause (3) to be renumbered as sub-clause (4) "(3) The executive committee shall sit atleast once in two months".

and *delete* the proviso to sub-clause (2) of clause (4).

(The question was adopted).

Mr. SPEAKER: The question is that the clause 4 as amended do form part of the Bill.

(The question was adopted).

Mr. SPEAKER: Now amendment No.15 of clauses 5.

Shri NILMONEY BORTHAKUR (Dibrugarh): Mr. Speaker Sir, I beg to move that (i) in sub-clause (1) *substitute* the word "at least once in every year" by the words "in the beginning" of every financial year".

(ii) *Delete* the word "and" occurring at the end of item (d) of this sub-clause.

(iii) *Add* one semi-colon in place of the full stop occurring at the end of item (e) and *insert* the word "and" thereafter.

(iv) *Insert* the following new item (f) after item (e) of the sub-clause:—

"(f) considering the annual accounts of the Shramik Bahini."

Sir, the Shramik Bahini may hold more than one meeting, but it is better they should hold their annual meeting just at the beginning of the financial year to review the work and to consider the report and for electing the executive committee for the next year. The income and the balance-sheet of the Shramik Bahini should be placed before the Annual General Meeting. For obvious reasons, it is better that the Annual General meeting should be held in the beginning of the every financial year. I therefore, commend the amendments for the acceptance of the House.

Mr. SPEAKER: The amendment is move as above.

Shri DANDESWAR HAZARIKA (Morongi): Sir, I beg to move that at the end of the clause 5 (2), *delete* the fullstop after the word Bahini and *add* the words "but must be held at least once in six months."

And in the first line of clause 6 of the Bill between the words 'officers, and 'empowered' insert the words not below the rank of an Executive Engineer.

Mr. SPEAKER: Amendments move are.

Shri DEBESWAR SARMAH (Minister, P.W.D.): Sir, it is provided that an annual meeting of the Shramik Bahini shall be held at least once in every year for the purpose of so on and so forth. It is seen that the annual meeting of the Statutory Body like corporation is held after 14 or 16 months. It has been emphasized that the annual meeting should be held within one year. In the sub-clause (2) of clause 5 says that "Ordinary general meeting shall be held as often as found necessary for transacting the business of the Shramik Bahini" So, when the sub-clauses 1 and 2 of clause 5 is read together, I submit Sir, the clause as it is better and as regards the amendment with the beginning of the year which is like April, May or June it may be somewhat inconvenient for the Shramik Bahini. Shri Borthakur wants to insert a new item as "(f) considering the annual accounts of the Shramik Bahini" in the Bill. The annual meeting will be held to consider among other things to consider the monetary position of the Shramik Bahini, etc. I hold the view that these two clauses (b) and (c) which form part of the Bill make a good reading together. Therefore, the suggestion of Shri Borthakur, viz., "F considering the annual accounts of the Shramik Bahini" makes these things superfluous.

Shri NILMONEY BORTHAKUR (Dibrugarh): I think the clauses (b) and (c) do not cover my amendments. I am apprehensive of the clauses.

Shri GAURISANKAR BHATTACHARYYA (Gauhati): We have bitter experience of the Trade Unions.

Shri DEBESWAR SARMAH: If Mr. Borthakur is apprehensive of clauses (b) and (c) I am prepared to accept his amendments. I accept his amendments.

Mr. SPEAKER: The question is that in sub-clause (1)—
(i) *substitute* the words "at least once in every year" by the words, "in the beginning of every financial year".

(ii) *Delete* the word, "and" occurring in the end of item (d) of this sub-clause.

(iii) *Add* one semi-colon in place of the full stop occurring at the end of item (e) and *insert* the word, "and" thereafter.

(iv) *Insert* the following new item (b) after item (e) of the sub-clause :—

“(b) considering the annual accounts of the Shramik Bahini”.

That at the end of the clause 5(2), *delete* the “fullstop” after the word, “Bahini” and *add* the words, “but must be held at least once in six months”

(The question was adopted).

Mr. SPEAKER: The question is that the clause 5 as amended do form part of the Bill.

(The question was adopted.)

Mr. SPEAKER: The question is that in the first line of clause 6 of the Bill between the words, “Office” and “empowered” *insert* the word “not below the rank of the Executive Engineer”.

(The question was adopted.)

Mr. SPEAKER: The question is Clause 6 as amended does form part of the Bill.

(The motion was adopted.)

Mr. SPEAKER : Now clause 7, amendment No. 18.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** Mr. Speaker Sir, I beg to move that in clause 7 of the Bill *substitute* the words, “or to the officer empowered by him.....suitable by the Shramik Bahini” by the words, “in the prescribed form and in the prescribed manner.”

Now Sir, this clause relates to the mode of making an application for registration of Shramik Bahini. In this clause, it has been suggested that every application for registration of a Shramik Bahini shall be made to the Chief Engineer or to the Officer empowered by him in this behalf in a statement containing the following particulars. Now, here the power has been given to the Chief Engineer or to officers to whom powers have been delegated by the Chief Engineer. I think

this will create complications. To avoid such complications there must be one registering authority. Let the chief Engineer be the ultimate registering authority. Because if the Chief Engineer empowers the Sub-divisional Officers or other officers there would be new trouble. So the registering authority must be one, for that purpose. Again, how the applications are to be made and who should recommend it for registration. It may not be possible for the Chief Engineer to make local enquiry as to whether a particular Shramik Bahini should be formed. There must be a prescribed rule. So we have suggested that one prescribed form and in the prescribed manner the registration of a Shramik Bahini shall be made. Directives may be given how an application for registration of Shramik Bahini should be forwarded by the Executive Engineer and what recommendations should be given and what factors should be examined. But the registering Authority should be one, the Chief Engineer, and if the Chief Engineer delegates his power he must have the approval of the Government. There must be one officer who will deal with the Shramik Bahini. If however the Chief Engineer deal with the Shramik Bahini there would be trouble and over-lapping of work. So this amendment is very essential from that point of view.

Mr. SPEAKER: Amendment moved is that the words, "or to the officer empowered by him.....suitable by the Shramik Bahini" by the words "the prescribed form and in the prescribed manner."

Now amendment No. 19 :

***Shri DANDESWAR HAZARIKA (Morongi):** Mr. Speaker Sir, I beg to move that in the third line of clause 7 between the words "Officer" and "empowered" insert the words "not below the rank of an Executive Engineer."

In the second line of sub-clause (a) of clause 7 delete the words "and non-Shramik" occurring between the words "Shramik" and "member".

Mr. SPEAKER: The amendment is moved.

Shri DEBESWAR SHARMA (Minister, Public Works Department): I am unable to accept the amendment moved by Shri Nilmoney Borthakur (No. 18) because if we do not empower the Executive Engineer then applications will be forwarded to Shillong and the applications will lie there for a

long time. We want speedy and simple action on these. Now Shri Borthakur said that Executive Engineer, Subdivisional Officer, Overseers may be empowered by the Chief Engineer. But that is not so, therefore an amendment was accepted in clause (6) viz., "not below the rank of an Executive Engineer." The Executive Engineer is in-charge of a Division. He is a responsible officer, and at the same time he is easily available at the plains districts. So for simplicity and expedition of these affairs it is provided in the Bill that powers of the Chief Engineer may be delegated to the Executive Engineer. Then again there may be no apprehension of this kind, because according to sub-clause (b) to clause 7 of the Bill the Executive Engineer cannot have his option not to register a Shramik Bahini. He is bound to do it and sub-clauses (a) and (b) are mere simple things. So, I submit that Shri Borthakur's amendment cannot be accepted, and we accept Shri Dandeswar Hazarika's amendment. Shri Hiralal Patwari has not moved his amendment.

Mr. SPEAKER: Then amendment No. 18 stands withdrawn.

Mr. SPEAKER: The question is that in the third line of clause 7 between the words, "Officer" and "empowered" insert the words, "not below the rank of an Executive Engineer".

In the second line of sub-clause (a) of clause 7 delete the words, "and non-shramik" occurring between the words, "Shramik and members".

(The question was adopted).

Mr. SPEAKER: Now the question is that clause 7 as amended does form part of the Bill.

(The question was adopted)

Mr. SPEAKER: Now clauses 8 and 9—amendment No. 21.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Speaker, Sir, I beg to move that in the first line of clauses 8 and 9 between the words "Officer" and "empowered" insert the words "not below the rank of an Executive Engineer".

Mr. SPEAKER: Motion moved is that in the first line of clauses 8 and 9 between the words "Officer" and "empowered" the words "not below the rank of an Executive Engineer" be inserted.

Shri DEBESWAR SARMAH: (Minister, P. W. D.) I accept this, Sir.

Mr. SPEAKER: Now the question is that in the first line of clauses 8 and 9 between the words, "Officer" and "empowered", *insert* the words, "not below the rank of an Executive Engineer".

(The question was adopted.)

Mr. SPEAKER: The question is clauses 8 and 9 as amended do form part of the Bill.

(The question was adopted.)

Adjournment

The Assembly was then adjourned for lunch till 2 p. m.

After lunch.

Mr. SPEAKER: Now clause 10 Amendment No. 22, Shri Hazarika.

Shri DANDESWAR HAZARIKA (Morongi): Mr Speaker, Sir, I beg to move that—

(i) In the second line of sub-clause (1) of clause 10 between the words "Work" and "On" *insert* the words "With their own manual labour"; and in the last line of this sub-clause *substitute* a "comma", for the "full-stop", after the words "authority" and add the words "provided" that the Shramik Bahini may employ any skilled labour as and when it may deem fit and proper", and (ii) in the first line of sub-clause (2) of clause 10, *substitute* the words "appropriate authority" for the words "State Government", and in the third line of the same sub-clause *substitute* the figure "Rs.40,000" for the figure "Rs.30,000". In the last line of the same sub-clause (2) of clause 10 *delete* the full-stop "." after the word "tender" and *add* the words "at scheduled rate on receipt of an application from a registered Shramik Bahini".

These Sir, are only consequential changes and no explanation is necessary.

Mr. SPEAKER: The amendment is moved, No. 23 Shri Tarun Sen Deka,

Shri TARUN SEN DEKA (Nalbari-west): Mr. Speaker Sir, I beg to move that in sub-clause (2) *delete* the words "value of which does not exceed Rs.20,000 and *add* the following sub-clause at the end of the sub-clause—"Further in allotment of work or works preference shall be given to the Shramik Bahini".

Sir, my object to bring this amendment is to widen the scope of the Shramik Bahinis who are really competent enough to execute more works. Here this amount of Rs.20,000 just limits the scope of the Shramik Bahinis from getting more works. If the Shramik Bahini is able or competent to execute more works, that is, more than Rs.20 thousand, they should be provided with more works to execute but here by bringing in this Rs.20 thousand in this Bill, it is just narrowing down the scope for more works. So with a view to widen that scope I want to delete this portion of the Bill.

Further Sir, the second portion of my amendment wants that preference should be given to the Shramik Bahinis at the time of allotment of works. If this portion of my amendment is not accepted then the apprehension is there that some of the interested officers may allot work to some other contractors also in place of the Shramik Bahini. In other words, when the entire responsibility is left to the Engineers or officers concerned, it is apprehended that works might be given to others instead of the Shramik Bahini. That is why by bringing in this amendment I want to stress that preference should be given to the Shramik Bahinis and by accepting this amendment of mine we will just keep the main aim and object of this Bill in tact. So I commend my motion to the acceptance of the House.

Mr. SPEAKER: The motion moved is that in sub-clause (2) the words "the value of which does not exceed Rs.20,000 be deleted and the following at the end of the sub-clause;—Further in allotment of work, or works preference shall be given to the Shramik Bahini" be added.

Maulavi JAHANUDDIN AHMED (Bilasipara): Mr. Speaker Sir, I support the amendment moved by my Friend Shri Deka and at the introduction stage also I said that to limit the value of the work is meant not to encourage these Shramik Bahinis. So I said that it should be flexible and there should not be any limit for the work of the Shramik Bahini. Therefore, the amount not exceeding Rs. 20,000" should be deleted.

Again Sir, our apprehension regarding distribution or allotment of work by the executing authority is also known to every member of this House who has got some experience regarding allotment of works. So there must be provisions that the Shramik Bahinis should get preference over others. That should be our aim and it is an important one as the hon. Minister has set forth the aims and objects of this Bill. So, I hope the hon. Minister will not hesitate to accept this small amendment.

Shri KHOGENDRA NATH BARBARUAH (Amguri):

Sir, I want just to point out one thing. Just now Shri Hazarika was saying to substitute the figure "Rs.40,000" for the figure "30,000" but we do not find this figure "Rs.30,000" in our copies of the amendments. Here it is said Rs.20,000 and not Rs.30,000. How is this?

Mr. SPEAKER: The amendment reads *substitute* "Rs. 40,000" for "Rs. 30,000" I think that is clear.

Shri GAURISANKAR BHATTACHARYYA (Gauhati):

Sir, it might be that the original figure was Rs.20,000 but that it was subsequently corrected to Rs.30,000 which we do not find in our copies here,

Shri DEBESWAR SARMAH (Minister, P.W.D.): I beg to submit Sir, for the consideration of the House that the amendment is to raise the amount to Rs.40,000, so it is immaterial whether the original figure is Rs.20,000 or Rs.30,000.

Shri GAURISANKAR BHATTACHARYYA: But the amendment has not even been accepted and we cannot escape from that. We should be clear about it.

***Shri DEBESWAR SARMAH (Minister, P.W.D.):** I find in my copy of the Bill 30,000 is printed.

Mr. SPEAKER: In the Bill it was 30,000, but was subsequently corrected as 20,000.

***Shri GAURISANKAR BHATTACHARYYA:** If the amendment is accepted by the Minister, it becomes 40,000. and, as the Minister says, it becomes immaterial whether it is 30,000 or 20,000.

Shri DANDESWAR HAZARIKA (Morongi) : In my copy it is 30,000.

Mr. SPEAKER : In some copies it was correct as 20,000, Let us put it at 30,000.

The next amendment, Mr. Barthakur.

***Shri NILMONEY BARTHAKUR (Dibrugarh) :** Mr. Speaker Sir, I beg to move that in sub-clause (3) of clause 10, for the words "the Nayak or any other person whom the Executive Committee may select in this behalf", the words "The President and the Nayak" shall be substituted. The whole sub-clause as amendment will read "The President and the Nayak shall, on behalf of the Shramik Bahini, enter into contract with the State Government for taking up any work under sub-section (2) and shall sign any document or do such other things as will be necessary in this respect"

This particular amendment provides how the Shramik Bahini will enter into a contract with the State Government or any other appropriate authority, for taking up any work allotted to it. It is proposed to allot work to the value of Rs. 30,000 or Rs. 40,000. For any work exceeding Rs. 20,000 the Shramik Bahini will have to enter into an agreement with the State Government. My point is that such agreement should be signed by the Shramik Bahini executive themselves and not by any person selected for this specific purpose. The entire work will be executed by the Shramik Bahini and day to day guidance will be given by the Executive Committee. The Executive Committee is the main functionary of the Shramik Bahini. So, the contract must be signed by the office-bearers of the Executive Committee and not by any person selected specifically for this purpose. Supposing a particular Shramik Bahini cannot execute a work and legal proceedings have to be drawn up against them, action will have to be taken not only against the person who signs the agreement but also against the office-bearers of the Shramik Bahini. This will create unnecessary complications. It is, therefore, better that this should be made the duty of the executive of the Shramik Bahini. The President and the Nayak can jointly sign the contract with the State Government or any other authority and in that case no legal complications will arise. I, therefore, think that this should be done by the President and the Nayak who are the main functionaries of Shramik Bahini.

With these few words, I commend my amendment to the acceptance of the House.

Mr. SPEAKER: Amendment is moved.

Shri GAURISANKAR BHATTACHARYYA (Gauhati):

Mr. Speaker, Sir, just to clarify a little further the point raised by Mr. Barthakur, I beg to submit that a parallel may be drawn from the trade union movement. In the Indian Trade Union Act, so far as submission of returns is concerned, either the rules of the Union are to specifically provide as to which of the office-bearers will be specifically responsible for the maintenance of accounts and funds and timely submission of returns to the Registrar of Trade Union or the entire body of the Executive will be made responsible for any breach of the provisions of the law. In this case also the provision should be clear. I do not know what Government proposes to do. If the Government wants to specify that a particular person or a set of persons will be answerable and responsible in this respect then no doubt should be left in the matter. Public works and public money to the extent of Rs. 40,000 will be handled by these bodies. When it is a question of public funds in constructional matters, there should be tight provisions so that in the name of a certain Shramik Bahini, some people who are only benamdars for any contractor, who might even have been blacklisted, may not get in and get the work in the name of a Shramik Bahini. These things should be avoided so that the Shramik Bahinis become real Bahinis and work for the public. So, the provisions of law should be very specific as to who can sign agreements with Government on behalf of the Shramik Bahinis. If the amendment suggested by Mr. Barthakur is accepted this will be much more clear than what is there in the Bill.

Maulavi JAHANUDDIN AHMED (Bilasipara): Mr. Speaker, Sir, I support the amendment moved by my friend Mr. Barthakur. There is no necessity for calling some other man to sign the agreement between the Government and the Shramik Bahini. There is the President and the Nayak, who are expected to be responsible men and there is no necessity for the Shramik Bahini to call some other men to sign the agreement on their behalf. If the Executive Committee authorises the Secretary and the president they can also sign it. There is no necessity for calling some other men who may not be interested in the same way and to the same degree. If we really want our Shramik Bahinis to be

real Shramik Bahinis there should not be scope for any outsiders to come in. If he wants to come in the Shramik Bahini he must be a member of it and he can be made Secretary or president if the Members rely upon him. I, therefore, do not see any necessity for some other person to be brought in to sign the agreement.

With these few words I support the amendment moved by Mr. Borthakur.

Mr. SPEAKER: Amendment No. 25, Shri Hiralal Patwary.

Shri HIRALAL PATWARY (Panery) : Unfortunately, Sir, there is no amendment No.25 in the list circulated to me:

Shri DEBESWAR SARMA (Minister P. W. D.): Sir, unfortunately some mistakes appear to have crept in the numbering of the Amendments. Here, after Amendment No. 23, we find Amendment No. 26 instead of Amendment No. 42, hence the confusion. So, for the convenience of the hon. Members it will be better if we renumber the Amendments correctly. Now, at the bottom of page 5, the Amendment of Shri Nilmoney Borthakur should be renumbered as Amendment No. 24, and rest of the Amendments recordingly serially renumbered, and in that case the existing numbers will read like this—

Existing Amendment No.26 should be renumbered as
Amendment No.24.

27	..	..	..	...	25
28	..	..	..	..	26
29	...	...	...	...	27
30	...	...	...	...	28
31	...	...	...	...	29
32	...	...	...	...	30
33	...	...	...	...	31

Then in clause 13 again, existing number 33 should be re-numbered as 32 and the rest renumbered serially—

Then the existing No.34 will require renumbering as No.33

35	34
----	-----	-----	-----	-----	----

36	35
----	-----	-----	-----	-----	----

37	36
----	-----	-----	-----	-----	----

38	37
----	-----	-----	-----	-----	----

39	38
----	-----	-----	-----	-----	----

40	39
----	-----	-----	-----	-----	----

41	40
----	-----	-----	-----	-----	----

42	41
----	-----	-----	-----	-----	----

43	42
----	-----	-----	-----	-----	----

44	43
----	-----	-----	-----	-----	----

45	44
----	-----	-----	-----	-----	----

The existing No. 46 will require renumbering as No.45

47	46
----	-----	-----	-----	-----	----

48	47
----	-----	-----	-----	-----	----

49	48
----	-----	-----	-----	-----	----

50	49
----	-----	-----	-----	-----	----

51	50
----	-----	-----	-----	-----	----

52	51
----	-----	-----	-----	-----	----

53	52
----	-----	-----	-----	-----	----

54	53
----	-----	-----	-----	-----	----

55	54
----	-----	-----	-----	-----	----

56	55
----	-----	-----	-----	-----	----

57	...	...	...	...	56
58	...	...	...	...	57
59	...	...	...	...	58
60	...	...	...	...	59
61	...	...	...	...	60
62	...	...	...	...	61
63	...	...	...	...	62
64	...	...	...	...	63

Mr. SPEAKER: So, let us now pass on to Amendment No. 25 as renumbered.

* **Shri DANDESWAR HAZARIKA (Morongi):** Mr. Speaker, Sir, I beg to move that in the fourth line of sub-clause (3) of clause 10, *substitute* the words "appropriate authority" for the words "State Government".

That is only consequential, Sir.

Mr. SPEAKER: The Amendment moved is that in the fourth line of sub-clause (3) of clause 10, the words "appropriate authority be substituted for the words "State Government."

* **Shri NILMONEY BORTHAKUR (Dibrugarh):** Mr. Speaker, Sir, I beg to move that a new sub-clause as Sub-Clause (4) be inserted after sub-clause 3 of clause 10 :—

"(4) The State Government may give such assistance to a registered Shramik Bahini as considered necessary in order to enable it to purchase stores, implements, materials and equipments."

Now in this whole clause nothing has been defined as to what should be the duty of the Shramiks and what preferences and privileges they will get from the State Government or the appropriate authorities. Now the clauses which we are discussing, sub-clause (2) in the original form and also the Amendment as moved now. They suggest that the State Government should allot work to the Shramik Bahinis.

It may be essential for the Shramik Bahinis to organise the workers may not have enough for the purpose. Supposing a road or a building is allotted to a Shramik Bahini. It will immediately require some money for purchase of materials and equipment, etc., and immediately cash may not be available with them. And unless some money can be made available to such Bahinis, the whole purpose of the Bill will be defeated unless my Amendment is accepted and inserted in the Bill. Now, in the entire clause neither in the succeeding clauses of the Bill, no such provision has been made, nor any indication has been given that Government will come forward to help in such matters. So a definite provision must be made in the body of the Bill so that the Shramik Bahinis may get this opportunity of getting some assistance from the Government in shape of cash money for purchase of such materials.

Therefore, I commend this Amendment for the acceptance of the House.

Mr. SPEAKER:—The amendment is moved.

***Shri DEBESWAR SARMAH [Minister, P. W. D. (R. and B.)]:** Clause 10—Amendment No. 22 moved by Shri Dandeswar Hazarika is accepted. The Amendment of Shri Tarun Sen Dekha is not acceptable for the simple reason that the Shramik Bahinis as envisaged under the Bill will be too small as to be encumbered with any heavy work. If, however, it is found later that these Shramiks continue to work properly, necessary amendment may be brought to the Bill then. But at the present stage it is only proposed to start the Shramik Bahinis only on an experimental basis for our village people who are not sufficiently experienced in such work so as to leave the door wide open for them for such heavy work. Further, in the 2nd part of Shri Dekha's Amendment it has been stated that when a Shramik Bahini duly constituted and registered will come for work suitable for the Shramik Bahini, such work cannot be given to regular contractors. Except in very exceptional cases, the intention of the Government is that when a Shramik Bahini is formed and it offers to do a certain work, others will not be given such work. Therefore I feel this sort of a preferential clause is redundant.

As regards Amendment No. 24 of Shri Barthakur, I see the point. We had in contemplation the work 'Nayak' or any other member of the Shramik Bahini. I agree that an

outsider may not be authorised to go and accept the contract but I cannot agree also to the President or the Nayak because just as we have in our villages on ceremonies, people fighting for a seat near Bor-Khuta or Pani-Khuta, such a deadlock may arise between the Nayak and the President when they will refuse to sign the contract. This will give rise to considerable difficulties. Therefore we should clarify as to who amongst the Executive Members should sign and accept the contract.

***Shri GAURI SHANKAR BHATTACHARYA : (Gauhati)** In place of "person" you want the word "Member" ?

***Maulavi JAHANUDDIN AHMED (Bilasipara) :** A member authorised by the Shramik Bahini can sign it.

***Shri DEBESWAR SARMAH (Minister P.W.D.) :** The Nayak or whoever is authorised by the Executive Committee. However, a non-member of the Bahini will be objectionable. Will any of the members kindly move this amendment ?

***Shri GAURISHANKAR BHATTACHARYA (Gauhati)** I am proposing it.

***Shri DEBSWAR SARMAH :** So, it will be "any other member". Amendment to No. 24 is dropped. We come to amendment No. 25. It is also accepted.

Now I come to No. 26 which Shri Borthakur has moved. It says : The State Government may give such assistance to a registered Shramik Bahini as considered necessary in order to enable it to purchase stores, implements, materials and equipments.

This again is not acceptable having regard to reality or facts. In a Shramik Bahini there may be people with some property such as agrary, but there will be some with no property at all. If some advances have to be made, some sort of security is essential. To start with our work, we want to avoid these difficulties and snags. Not that we do not want to take this into consideration. In certain clauses you will find that there are provisions for their contribution, if necessary. These contributions will be in the form of stores, equipment and materials. They will have to apply for loan

but there has to be a machinery to take care of that. They will come upto Shillong perhaps for this. We want to avoid all these at the start.

***Shri NILMONEY BORTHAKUR (Dibrugarh) :** My amendment is very clear. If the honble Minister goes through it will he find that the loan will be required to purchase stores, implements, etc. Now, generally it is the practice with the P. W. D. to advance materials to contractors, What is the objection if these are given to the Registered Shramik Bahinis ?

***Shri DEBESWAR SARMAH (Minister P.W.D.) :** To an individual it may not be difficult. Whether you give a tractor or a bulldozer to a contractor or a Shramik Bahini the procedure in each case will be the same. It will create complicity. Again I repeat that in a Shramik Bahini there will be well-to-do people owning granaries and others without owning any property save their physical body. The well-to-do people may not agree to this.

***Shri GAURISANKAR BHATTACHARYA (Gauhati) :** On a point of clarification. Sir, So far as the interpretation of the word "may" is concerned, Maxwell's interpretation of Statutes makes it very clear. So far as the Government is concerned it does not necessarily imply "must". To Government it will be discretionary.

Secondly, may I get this clarified whether Government proposed to keep any provision as suggested by Shri Borthakur in the matter of implements, such as steam rollers. Shramik Bahinis may not be able to provide themselves with the tools and implements they will require. Whether the Minister considers it helpful for the work of the Shramik Bahinis?

***Shri KHOGENDRA NATH BARBARUAH (Amguri) :** Will the Minister be pleased to tell whether financial assistance will be given to the Shramik Bahinies ?

***Shri DEBESWAR SARMAH:** Regarding Shri Bhattacharyya's request for clarification I do not join issue with him. My acquaintance with Maxwell's statute is very old. Now as to the question of assisting the Shramik Bahinis, that is not necessary for the simple reason that even to P. W. D. contractors tools and implements are let out on

rent. It will be open for the Shramik Bahinis to have better and greater facilities in this regard. That covers Shri Barbaru's point also. We have made no provision for that just at the moment. I have already told you *ad nauseam* that we want to make it very clear and simple.

I regret I cannot accept this amendment.

***Shri HIRALAL PATWARI (Panery):** According to P. W.D. rule there are three classes of contractors, A, B, C. They have to deposit certain amount to register their names as contractors. Whether this rule will be applicable in the case of Shramik Bahinis?

***Shri DEBESWAR SARMAH (Minister, P. W. D.):** No.

Mr. SPEAKER: Amendment No. 23. Shri Deka, please.

***Shri TARUN SEN DEKA (Nalbari West):** The explanation put for Hon'ble Minister is not at all reasonable. In one hand he says preference will be given to the Shramik Bahinis but on the other hand he is not agreeable to accept this amendment.

Mr. SPEAKER: The question is amendment No. 23 moved by Shri Tarun Sen Deka be adopted.

(The amendment was lost)

Mr. SPEAKER: The amendment No.24 stands withdrawn. Now amendment No.26, Mr. Barthakur.

Shri NILMONEY BORTHAKUR (Dibrugarh): I am not going to withdraw it.

Mr. SPEAKER: The question is that the following new sub clause as sub-clause 4 after sub-clause 3 of clause 10 reinserted.

“(4) The State Government may give such assistance to a registered Shramik Bahini as considered necessary in order to enable it to purchase stores, implements, materials and equipments.

THE HOUSE DIVIDED

Ayes—10

- | | |
|-----------------------------------|--------------------------------------|
| 1 Shri Bishwanath Upadhyaya | 6 Shri Khogendra Nath Bar-
baruah |
| 2 Shri Phani Bora. | 7 Shri Nilmoney Borthakur. |
| 3 Shri Gaurisankar Bhattacharyya. | 8 Dr. Srihari Das. |
| 4 Shri Hiralal Patwary. | 9 Maulavi Tajuddin Ahmed. |
| 5 Maulavi Jahanuddin Ahmed. | 10 Shri Tarun Sen Deka. |

Noes—55

- | | |
|----------------------------------|--|
| 1 Shri Bimala Prasad Chaliha. | 28 Shri Joga Kanta Barua. |
| 2 Capt. Williamson A. Sangma. | 29 Mrs. Jyotsna Chanda. |
| 3 Shri Fakhruddin Ali Ahmed. | 30 Shri Kamala Prasad Agarwala. |
| 4 Shri Rupnath Brahma. | 31 Maulavi Kobad Hussain Ahmed. |
| 5 Shri Debeswar Sarmah. | 32 Prof. (Shrimati) Komol Kumari
Barua. |
| 6 Shri Hareswar Das. | 33 Shri Lila Kanta Borah. |
| 7 Shri Mahendra Nath Hazarika. | 34 Shrimati Lily Sen Gupt. |
| 8 Shri Biswadev Sarma. | 35 Shri Mahadev Das. |
| 9 Shri Radhika Ram Das. | 36 Maulavi Mahammad Idris. |
| 10 Shri Larsing Khyriem. | 37 Shri Manik Chandra Das. |
| 11 Shri Girindra Nath Gogoi. | 38 Shri Mohananda Bora. |
| 12 Shri A. Thanglura. | 39 Shri Mohidhar Pegoo. |
| 13 Shri Sai Sai Terong. | 40 Shri Mohi Kanta Das. |
| 14 Shri Chatrasing Teron | 41 Shri Narendra Nath Sarma. |
| 15 Shri Baikuntha Nath Das. | 42 Shri Omeo Kumar Das. |
| 16 Shri Bhuvan Chandra Prodhani. | 43 Shrimati Padma Kumari
Gohain. |
| 17 Shri Bishnu Lal Upadhyaya. | 44 Shri Radha Chandra Choudhury |
| 18 Shri C. Chunga. | 45 Shri Radha Kishan Khemka. |
| 19 Shri Dandeswar Hazarika. | 46 Shri Rajendra Nath Barua. |
| 20 Shri Dandi Ram Dutta. | 47 Shri Ram Nath Das. |

- | | |
|---------------------------------|---------------------------------|
| 21 Shri Devendra Nath Hazarika. | 48 Shri Ramnath Sarma. |
| 22 Shri Dhirsingh Deuri. | 49 Dr. Ram Prasad Chabey. |
| 23 Dr. Ghanashyam Das. | 50 Shri Sarat Chandra Goswami. |
| 24 Shri Gauri Shankar Roy. | 51 Shri Sarbeswar Bordoloi. |
| 25 Shri Hakim Chandra Rabha. | 52 Shri Siddhi Nath Sarma. |
| 26 Shri Harinarayan Baruah. | 53 Shri Tajammul Ali Barlaskar. |
| 27 Shri Indreswar Khaund. | 54 Shri Tamijuddin Prodhani. |
| | 55 Shri Tankeswar Chetia. |

(The amendmend was negatived)

Mr. SPEAKER: The question is this (i) In the second line of sub-clause (1) of clause 10 between the words, "work" and "on" *insert* the words, "with their own manual labour" and in the last line of this sub-clause *substitute* a "comma," for the "fullstop" after the word, "authority" and *add* the words, "provided" that the Shramik Bahini may employ any skilled labour as and when it may deem fit and proper."

(ii). In the first line of sub-clause (2) of clause 10. *substitute* the words, "appropriate authority" for the word. "State Government," and in this third line of the same sub-clause *substitute* figure "Rs.40,000" for the figure "Rs. 30,000". In the last line of the same sub-clause (2) of clause 10 *delete* the "full stop," after the word, "tender" and *add* the words, "at scheduled rate on receipt of an application from a registered Shramik Bahini That in the fourth line of sub-clause (3) of clause 10. *substitute* the words, "appropriate authority" for the words, "State Government."

(The question was adopted)

Mr. SPEAKER: The question is that clause 10 as amended does form part of the Bill.

(The question was adopted).

Clause II

Shri TARUN SENDEKA (Nalbari-West): Sir, I beg to move my amendment as follows: *Insert* the words "which is generally determined by the general meeting of the Shramik Bahini" between the words "duty" and "under" occurring in line 3 of item (b).

Sir, the object of my amendment is to safeguard the Shramik Bahini Funds from misappropriation and misuse. The life time of the Executive Committee of a Shramik Bahini is one year. So during that period if some persons entered in the Shramik Bahini to misappropriate or misuse its funds, he might do that by giving some false bills about some duties. In this way he can spoil the funds'. So I want that the duty

should be determined by a general meeting of the Shramik Bahini—the duty which is to be performed by the Executive Committee of a Shramik Bahini should be determined in a general meeting. If the duty of the Executive Committee is determined like that there is no scope for misuse or misappropriation of the funds of the Shramik Bahinis. We have seen this apprehension because now-a-days there are certain Committee which, under the plea of attending some duties, used to draw public money and misappropriate it. Therefore, the aim of my amendment is to safeguard the funds of the Shramik Bahini.

Mr. DEPUTY SPEAKER : The amendment moved is that the words “which is generally determined by the general meeting of the Shramik Bahini” be inserted between the words “duty” and “under” occurring in line 3 of item (b). The Minister-in-charge may reply.

Shri DEBESWAR SARMAH (Minister, P.W.D.): I will reply together after all these amendments are moved, Sir.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move that in the first line of sub-clause (c) of clause 11 between the words “other” and “expenses” insert the word “incidental”. The object of my amendment is to make the purpose of the Clause more clear.

Mr. DEPUTY SPEAKER : The amendment moved is that in the first line of sub-clause (c) of clause 11 between the words “other” and “expenses” the words incidental be inserted.

Shri DEBESWAR SARMAH (Minister, P.W.D.): Shri Deka's amendment No.29 does not seem to be necessary for the purpose because the language is very clear. Clause 11(b) says “actual travelling expenses of the members of the Executive Committee when performing their duty under the provisions of this Act.... So everything is clear. Actual travelling expenses must be actually incurred by a member of the Executive Committee who performs his duty, and under the provisions of this Act, all the necessary ingredients are there.

Amendment No.28 by Shri Hazarika is accepted and amendment No.29 is of course not moved.

Mr. DEPUTY SPEAKER (To Shri Deka): Do you like to withdraw your amendment?

Shri TARUN SEN DEKA (Nalbari-West): I have no objection to withdraw my amendment.

Mr. DEPUTY SPEAKER: Has the hon. Member leave of the House to withdraw his amendment?

(The amendment is, by leave of the House withdrawn.)

The question is that in the first line of sub-clause (c) of clause II between the words, "other" and "expenses" *insert* the word incidental in the Bill.

(The question was adopted).

The question is that Clause 11 as amended do 3 form part of the Bill.

(The question was adopted).

CLAUSE 12

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move that (i) after the figure "12" in the first line, *insert* the figure "(2)" to indicate a sub-clause, (ii) in the third line of this same sub-clause between the words "Bahini" and "shall", *insert* the words "and payment of skilled labour, if any"; and in the fourth line *delete* the words "and the Nayak" occurring between the words "Shramik" and "*Pro rata*". *Detete* the last four lines of this sub-clause *viz.* "The non-Shramik.....net income".

(iii) *insert* the following as sub-clause (2) to clause 12 of the Bill—" (2) The Shramik Bahini may set apart an amount not exceeding 10 per cent of the total net income, if it so desires to constitute a Reserve Fund of such Bahini".

This is a new sub-clause which is self-explanatory and I hope the House will accept it.

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri HIRALAL PATWARI (Panery): Mr. Deputy Speaker, Sir, I rise to move my amendment as follows: In clause 12 the last sentence, "The Non-Shramik member and the President, if he is also a non-Shramik member, shall not be entitled to the sharing of the net income" be omitted. I hope that the Minister-in-charge will accept this amendment, as

there is no provision in the Bill for non-Shramik and we have accepted that. So I think the Minister-in-charge will accept the amendment.

Mr. DEPUTY SPEAKER: The amendment is moved as above.

Shri DEBESWAR SARMAH (Minister, P.W.D.): Amendment No.30 is accepted and the other amendment is not moved.

Mr. DEPUTY SPEAKER: The question is that (i) After the figure, 12" in the first line, *insert* the figure "1" to indicate a sub-clause (1).

(ii) In the third line of this same sub-clause between the words "Bahini" and "shall" *insert* the words "and payment of of skilled labour if any", and in the fourth line delete the words, "and the Nayak" occurring between the words, "Shramik" and "pro-rat". *Delete* the last four lines of this sub-clause, viz. "The non-Shramik net income".

(iii) *Insert* the following as sub-clause (2) to clause 12 of the Bill:—

(2) The Shramik Bahini may set apart an amount not exceeding 10 per cent of the total net income, if it so desires to constitute a reserved fund of such Bahini .

(The question was adopted)

The question is that clause 12 as amended does form part of the Bill.

(The question was adopted).

Mr. DEPUTY SPEAKER: Clause 13.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move that the existing clause 13 of the Bill be deleted and renumber the following clauses serially.

Mr. DEPUTY SPEAKER: The motion moved is that the existing clause 13 of the Bill be deleted and renumbered the following clauses serially.

Shri DEBESWAR SARMAH (Minister, P. W. D.) :
I accept it, Sir.

Mr. DEPUTY SPEAKER : The question is that the existing clause 13 of the Bill be deleted and the following clauses serially re-numbered.

(The question was adopted).

Mr. DEPUTY SPEAKER : The question is that clause 13 as amended do form part of the Bill.

(The question was adopted).

Mr. DEPUTY SPEAKER : Clause 14 renumbered 13.

Shri DANDESWAR HAZARIKA (Morongi) : Mr. Deputy Speaker, Sir, I beg to move that in the first line of clause 14, now renumbered as 13, *delete* the words "or non-Shramik" occurring between the words "Shramik" and "member".

Mr. DEPUTY SPEAKER : The question is that in the first line of clause 14, now renumbered as 13 the words "or non-Shramik" be deleted occurring between the words "Shramik" and "member".

Shri DEBESWAR SARMAH : I accept the amendment, Sir.

Mr. DEPUTY SPEAKER : The question in the first line of the clause 14, now re-numbered as 13, the words, "or non-Shramik occurring between the words, "Shramik" and "member" be deleted.

(The question was adopted).

Mr. DEPUTY SPEAKER : The question is that the clause 14 re-numbered 13 as amended do form part of the bill.

(The question was accepted).

Mr. DEPUTY SPEAKER : Clause 16 re-numbered.

Shri DANDESWAR HAZARIKA : Mr. Deputy Speaker, Sir, I beg to move that in the second line of clause 16, now re-numbered 15 after the word "Bahini" *add* the words "and its proceedings and accounts" and again in the third line of the same clause between the words "inspection" and "free" *insert* the words "by any person authorised in this behalf by the appropriate authority".

Mr. DEPUTY SPEAKER : The amendment is moved,

Shri DEBESWAR SARMAH (Minister, P.W.D.): I accept the amendment.

Mr. DEPUTY SPEAKER: The question is that in second line of clause 16, now re-numbered 15—after the word, “Bahini *add* the words, and its proceedings and accounts” and again in the third line of the same clause between the words, inspectors and free, *insert* the words. “by any person authorised in this behalf by the appropriate authority”
(The question was accepted).

Mr. DEPUTY SPEAKER: The question is that clause 16 re-numbered amendment 15 as amended do form part of the Bill.

The question was accepted).

Mr. DEPUTY SPEAKER: Clause 17 renumbered 16.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move to insert the following clause.—

“The Registration of a Shramik Bahini render it a body corporate by the name under which it is registered with perpetual succession and with power to hold property to enter into contracts, to institute and defend suits and other legal proceedings and to do all things necessary for the purpose of its constitution”.

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri DEBESWAR SHARMA: I accept the amendment.

Mr. DEPUTY SPEAKER: The question is: *Insert* the following for the existing clause:—

“The registration of a Shramik Bahini render it a body corporate by the name under which it is registered with perpetual succession and with power to hold property to enter into contracts, to institute and defend suits and other legal proceedings and to do all things necessary for the purpose of its constitution .

(The question was adopted).

Mr. DEPUTY SPEAKER: The question is that clause 17 now re-numbered 16 as amended do form part of the Bill.

(The question was adopted).

Mr. DEPUTY SPEAKER: Clause 18 renumbered 17.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move that in the last line of clause 18 re-numbered 17 *insert* the letter 'a' between the words such and Shramik and *delete* the fullstop at the end of the clause and *add* the word "individually".

(ii) After the existing clause 18 re-numbered 17 *add* the following as clause 18:—

"18. The Shramik Bahini shall be paid at least 90 per cent of the value of the work executed by it within every fourteen days from the date of commencement of the work". It is done only to give facilities to the Shramik Bahini. So it is added.

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri DEBESWAR SARMAH: This is accepted.

Mr. DEPUTY SPEAKER: The question is—

(i) In the last line of clause 18, re-numbered 17 *insert* the letter "a" between the words "such" and "Shramik", and *delete* the full-stop. "." at the end of the clause and *add* the word "individually".

(ii) After the existing clause 18, re-numbered 17, *add* the following as clause 18:—

"18. The Shramik Bahini shall be paid at least 90 per cent of the value of the work executed by it within every fourteen days from the date of commencement of the work".

(The question was adopted).

Mr. DEPUTY SPEAKER: The question is that the clause 18 re-numbered 17 does form part of the Bill.

(The question was adopted).

Mr. DEPUTY SPEAKER: Now clause 19.

Shri NILMONEY BORTHAKUR (Dibrugarh): Mr. Deputy Speaker, Sir, I beg to move that the entire clause 19 be deleted. This clause relates to transfer of interest on death of a Shramik or non-Shramik members.

I think the ordinary law is sufficient to deal with such matter and no specific law is necessary. The transfer of share on interest of the deceased Shramik or non-Shramik member to the persons nominated in accordance with the rules in this behalf. If there is no person so nominated as legal heir or representative of the deceased Shramik or non-Shramik member then the shares of the deceased Shramik or the non-Shramik, as the case may be, will be paid to the person who will appear to be the legal heir or representative in accordance with the ordinary law. Here in this particular sub-clause we find that it contemplates to give right to the Executive Committee to nominate an heir. It is not the function of the Executive Committee to choose an heir of a particular member. The heir himself to get a certificate that he or she is the legal heir of the deceased Shramik. So the ordinary civil laws are there for this purpose. The whole clause will make it cumbrous and difficult for a Shramik to take out his interest or share from the common fund of the Shramik Bahini. So the whole clause should be deleted and we should adhere to one system only. Let it be decided by the ordinary process of law and in accordance with the provisions of law. So the whole clause be deleted.

Mr. DEPUTY SPEAKER: The amendment moved is that the entire clause 19 be deleted.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move the following.—

Delete the words "or non-Shramik" wherever these occur in sub-clauses (1) and (2) and the proviso to sub-clause (1).

Mr. DEPUTY SPEAKER: Amendment moved is that the words "or non-Shramik" be deleted wherever these occur in sub-clauses (1) and (2) and proviso to sub-clause (1).

***Shri DEBESWAR SARMAH (Minister, P.W.D.):** I am sorry, perhaps Mr. Barthakur says the other way. Shri Barthakur speaks of the ordinary law, and the ordinary law is both cumbrous and expensive because one will have to take a Succession Certificate in the Judge Court. But the provision which we have made is very simple because as it is found in the previous clause which we have adopted that 90 per cent of 15 days' work will have to be paid generally speaking. Now 90 per cent of 15 days' work is not much. Therefore this

clause has been inserted. On the death of a Shramik or non-Shramik member the Shramik Bahini may transfer the shares or interest of the deceased Shramik or non-Shramik member to the person nominated in accordance with the rules made in this behalf or, if there is no person so nominated, to such person as may appear to the Executive Committee to be the heir, or legal representative of the deceased Shramik or non-Shramik member, or pay to such nominee, heir or representative, as the case may be, a sum representing the value of such Shramik or non-Shramik member's share or interest as ascertained in accordance with the rules or regulations. It may be 30 rupees, it may be 40 rupees or something like that. Now when the rules will be framed a Shramik will have an opportunity to nominate his heir as to who will get it and these will be filed in the Shramik Bahini's office and after his demise it will be given to his nominee. But usually perhaps there should be no nominee. Now if the widow or a minor has to go to Court—those who have a little acquaintance with the methods and procedure of the courts know that it will be both expensive, delatory and troublesome. Therefore this clause is inserted.

Mr. DEPUTY SPEAKER: I put the question. The question is that the entire clause 19 be deleted.
(The question was negatived.)

Mr. DEPUTY SPEAKER: The question is. Delete the word, "or non-Shramik" wherever there occurs in Sub-clause (1) and (2) and the proviso to Sub-clause (1).

((The question was adopted))

Mr. DEPUTY SPEAKER: The question is clause 19 as amended does form part of the Bill.

(The question was adopted.)

Mr. DEPUTY SPEAKER: Now Clause 20.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** Sir, I beg to move *Delete* the entire clause 20 and renumber it accordingly. My Deputy Speaker Sir, this clause relates to the liability of a past Shramik or non-Shramik member for the debts to a Shramik Bahini as they existed at the time when he ceased to be a Shramik or non-Shramik member shall continue for a period of two years from the date of his ceasing to be a member. Now there is a limit of his liability. It is not understandable why

the limit is for two years. If a Shramik ceases to be a member of this—if there is a case of death or resignation—then the entire liabilities will be settled in the ordinary way. No specific provision is necessary. Before accepting his resignation his dues to the Shramik Bahini or the dues with a member should be adjusted, and that can be provided in the rules. So, I think that condition is not necessary. So this cumbrous process of hanging over for two years is serious. There is no meaning for making a statutory provision for this purpose. If the Shramik Bahini gets money, from a particular member it must be adjusted then and there before resignation. So I don't see any utility of getting this particular provision in the body of the Bill. Therefore, I recommend this amendment for acceptance of the House.

Mr. DEPUTY SPEAKER: Amendment moved is that the entire clause 20 be deleted and renumbered accordingly.

Maulavi JAHAN UDDIN AHMED (Bilasipara): Mr Deputy Speaker Sir, I support the amendment moved by my friend Shri Borthakur. I think that after execution of every work the Shramik should be paid accordingly. So there can be no question that a Shramik should have any liability with the Shramik Bahini Fund, rather what I see is that a Shramik can have some dues from the Bahini. There cannot be any liability of the Shramik. He is being given just what is due to him. There is no provision for giving advance. So this section is redundant and there is no necessity of it. Therefore, Sir, I support that this should be deleted and I hope that Hon'ble Minister should accept it.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker Sir, I beg to move Delete the words "or non-Shramik" wherever these occur in Clauses 20 and 21.

Mr. DEPUTY SPEAKER: The amendment moved is that the words non-Shramik be deleted wherever these occur in clauses 20 and 21.

Shri DEBESWAR SARMAH (Minister, P.W.D.): Sir, I am afraid the amendment moved by my friend Shri Borthakur is not acceptable because by deleting this clause 20 it will go directly contrary to what he wants. The idea underlying this clause is that the debts of a Shramik should not be a debt on his family. A debt cannot hang on indefinitely because a debt is a debt. My friend Shri Jahan Uddin said that a Shramik cannot have any debt but he will have only assets. Now, suppose the Bahini decides to take a loan of say, Rs.1,000 and they will

get it because they are a corporate body, if a Shramik dies what happens? Suppose a Shramik dies his liability cannot be paid by his wife or minor child, that liability cannot be allowed to hang on indefinitely.

Maulavi JAHAN UDDIN AHMED (Bilasipara): On a point of clarification Sir, my point is that the Shramik cannot have liability because he is ready to give his 'Sram' and when he dies, his liability goes also.

Shri DEBESWAR SARMAH (Minister, P. W. D.): We shall have to wait a long time to have that sort of society, Sir. So rather than wait for that, it is necessary to lay down by law because all sorts of complications will crop up. So to avoid such complications it is clearly laid down that in two years' time it will be washed out. Therefore, this clause 20 is necessary Sir.

Shri KHOGENDRA NATH BARBARUAH (Amguri): Sir, if the debt cannot be realised from the heirs what will happen next?

Shri DEBESWAR SARMAH: It is said that we cross the bridge only when we reach it, so why think about it now? That is a hypothetical question Sir.

Mr. DEPUTY SPEAKER: I put the question. The question is the entire clause 20 be deleted and re-numbered accordingly.

(The motion was lost).

Mr. DEPUTY SPEAKER: Now I put the amendment moved by Shri Hazarika.

The question is: Delete the words, "or non-shramik" wherever there occurs in clauses 20 and 21.

(The question was adopted)

The question is that clause 20 as amended does form part of the Bill.

(The question was adopted).

Mr. DEPUTY SPEAKER: Clause 21, Amendment No. 45.

Shri NILMONEY BORTHAKUR (Dibrugarh): Mr. Deputy Speaker Sir, I beg to move that in clause 21(I) substitute the following 'A registered Shramik Bahini shall maintain a register of the members of the Shramik Bahini showing the names of the member, date of membership, date of payment of membership fee and the date of ceasing to be a member' and (2) "A copy of any entry in a register mentioned in 21(1) as certified in the manner prescribed shall be admitted as evidence of membership or otherwise".

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri DEBESWAR SARMAH (Minister, P. W. D.): I accept this amendment, Sir.

Mr. DEPUTY SPEAKER: The question is: Substitute the clause. 21 by the following:—"21 (1)—A registered Shramik Bahini, shall maintain a register of the members of Shramik Bahini showing the name of member, date of membership, date of payment of membership fee and the date of ceasing to be a member.

(2) A copy of any entry in a register mentioned in 21 (1) certified in the manner prescribed shall be admitted as evidence of membership or otherwise".

(The question was adopted)

Mr. DEPUTY SPEAKER: The question is that clause 21 as amended does form part of the Bill.

(The question was adopted).

Shri DANDESWAR HAZARIKA (Morong): Clause 24 amendment No.46, I beg to move that:

(i) In the first line of clause 24, substitute the word "any" for the word "the" and in the first and second lines between the words "Officers" and "empowered", insert the word "not below the rank of an Executive Engineer".

(ii) In clause 24(1) between the words "him" and "in" in the second line, insert the words "or any other appropriate authority", delete the words "or any non-Shramik" occurring in the fifth line of this sub-clause, insert a coma, "after the word "working" and delete the word "and" occurring in the eighth line of the sub-clause and insert the words and accounts" between the words "conditions" and "of" in the eighth line of the sub-clause.

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri DEBESWAR SARMAH (Minister, P. W. D.): I accept the amendment Sir.

Mr. DEPUTY SPEAKER: There is another amendment in the name of Shri Borthakur.

Shri NILMONEY BORTHAKUR (Dibrugarh): Sir, I beg to move "delete the words "Shramik in 24(1) in the fifth line". This is only consequential.

Mr. DEPUTY SPEAKER: The amendment moved is that the words "Shramik in 24(1) in the fifth line be deleted.

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker Sir, I beg to move that in the second line of sub-clause (2) of clause 24, the words non-Shramik be deleted occurring between the words "Shramik" and "member" and in the fifth line of the same sub-clause between the words "him" and "may" the words "or any other appropriate authority" be inserted.

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri NILMONEY BORTHAKUR: Mr. Deputy Speaker, Sir, I beg to move that "the Nayak the President and Shramik, or non-Shramik member" be substituted by the words "the President and the Nayak in sub-clause (2) of clause 24.

Mr. DEPUTY SPEAKER: The question is: (i) In the first line of clause 24, substitute the word, "any" for the word, "the" and in the first line and second line between the words, "officers" and "empowered" insert the word, "not below the rank of an Executive Engineer."

(ii) In clause 24 (1) between the words, "line" and "in" in the second line insert the words, "or any other appropriate authority" delete the words, "or non-shramik" occurring in the fifth line of the sub-clause, insert a "coma", after the word, "working" and delete the word, "and" occurring in the eighth line of this sub-clause and insert the words, "and accounts" between the words, "conditions" and "of" in the eighth line of the sub-clause.

That the words, "shramik or non-shramik" in 24 (1) in the fifth line be deleted.

That in the second line of sub-clause (2) of clause 24 the word, "or non-shramik" occurring between the words, "shramik" and "member" be deleted and in the fifth line of the same sub-clause between the words, "line" and "may", the words, "or any other appropriate authority" be inserted.

(The question was adopted).

Mr. DEPUTY SPEAKER: I put the question. The question is that clause 24 as amended does form part of the Bill.

(The question was adopted)

Mr. DEPUTY SPEAKER: Clause 25, Shri Tarun Sen Deka is absent, so his amendment is lapsed.

Shri DANDESWAR HAZARIKA (Morangi): Sir, I beg to move that in the first and second line of clause 25(1) delete the words "or person authorised by him".

Mr. DEPUTY SPEAKER: The amendment moved is that the words "or persons authorised by him" in the first and second line of clause 25(1) be deleted.

Shri HIRALAL PATWARY (Panery): Mr. Deputy Speaker, Sir, I beg to move that in sub-clause (1) of clause 25 the words, "after stating the reasons" shall be added after the words, "Shramik Bahini" at the end.

Sir, it is generally found that sometimes officers become angry with some of the contractors or group of workers. At present the Additional Chief Engineer. Shri Majumdar, or the Chief Engineer, Shri Kamaleswar Barua are good man are not shown temper. But officers may be appointed as Chief Engineer who may show such ill-temper to these Shramik Bahinis. So, if without stating the reasons certificates of registration. If registration certificates are cancelled on such flimsy grounds, it will cause real hardship to the Bahinis. So I think reasons for cancellation of certificate of registration should also be stated in writing. I hope the hon. Minister will be pleased to accept my amendment.

Mr. DEPUTY SPEAKER: The amendment moved is that in sub-clause (1) of clause 25 the words "after stating the reasons" shall be added after the words, Shramik Bahini at the end.

Shri NILMONEY BARTHAHAKUR (Dibrugarh): Mr. Deputy Speaker, Sir, I beg to move that in sub-clause (1) of clause 25 the following proviso be added.

"Provided that the Shramik Bahini shall be given an opportunity to show cause why the registration of the Shramik Bahini should not be cancelled."

Mr. DEPUTY SPEAKER: The amendment is moved.

Shri DEBESWAR SARMAH (Minister, P. W. D.): We accept this amendment, Sir.

(Amendment No 55 re-numbered 54 standing in the name of Shri Tarun Sen Deka was not moved as the hon. Member was absent).

Shri DANDESWAR HAZARIKA (Morongi): Mr. Deputy Speaker, Sir, I beg to move that in the third line of sub-clause (2) of clause 25, between the words "cancelled" and "if more", insert the word "at the discretion of the Chief Engineer".

Mr. DEPUTY SPEAKER: The amendment moved is that in the third line of sub-clause (8) of clause 25, between the words "cancelled" and "if more" the word at the discretion of the Chief Engineer be inserted.

***Shri DEBESWAR SARMAH (Minister, P. W. D.):** Sir, I accept the Amendment No.52 re-numbered 51 moved by Shri Dandeswar Hazarika and amendment No.54 now re-numbered 53 moved by Shri Nilmoney Barthakur.

***Shri HIRALAL PATWARY (Panery):** Sir, as my amendment is covered by the amendment moved by Shri Borthakur. So, I do not propose to press my amendment.

Mr. DEPUTY SPEAKER: The question is: In the first and second lines of clause 25 (1) delete the words, "or person authorised by him".

Add the following proviso after sub-clause (1) of clause 25:—"Provided that the Shramik Bahini shall be given opportunity to show cause why the registration of the Shramik Bahini should not be cancelled.

In the third line of sub-clause (2) of clause 25, between the words, "cancelled" and "if more" insert the word, "at the discretion of the Chief Engineer".

(The question was adopted).

The question is re-numbered amendment No.51 of Shri Dandeswar Hazarika, amendment No.53 of Shri Borthakur, and No.55 of Shri Dandeswar Hazarika be accepted. (after a pause) (The amendments are adopted.)

So, I now come to the main clause.

The question is clause 25, as amended, do now form part of the Bill. (after a pause)

(The question was adopted.)

Clause 26.

***Shri NILMONEY BORTHAKUR (Dibrugarh):** Mr. Deputy Speaker, Sir, I beg to move that the entire Clause 26 be deleted.

Now, this clause 26 is linked with clause 25 which relates to cancellation of registration. Here, the clause is not happily worded. The Chief Engineer or the person authorised by him.....“and so on. We have accepted in the amendment that” a person will not be below the rank of the Executive Engineer”. It is the number that has been reduced to less than 25.

Mr. DEPUTY SPEAKER: The amendment moved is that the entire clause 26 be deleted.

***Shri DEBESWAR SARMAH (Minister, P.W.D.):** We accept the amendment.

***Shri DANDESWAR HAZARIKA (Morongi):** Sir, in view of the fact that Government have accepted the amendment moved by Shri Borthakur, may amendment No.58 re-numbered as 57 now need not be moved.

Mr. DEPUTY SPEAKER: The question is : Delete the entire clause 26 and re-number the rest accordingly. (The question was adopted).

Mr. DEPUTY SPEAKER: Clause 27 (re-numbered 26) and 28 (re-numbered 27) now do form part of the Bill. (after a pause).

(The question was accepted.)

Clause 29.

***Shri DANDESWAR HAZARIKA (Morongi):** Mr. Deputy Speaker, Sir, I beg to move that in clause 29(1), delete the word "District" appearing in the second line thereof.

I beg further to move that in clause 29(2), *substitute* the words, "Subdivisional" for the word "District" appearing in the second line thereof.

Delete sub-clause (3) and (4) of clause 29.

Mr. DEPUTY SPEAKER: The amendments are moved.

Shri DEBESWAR SARMAH: Sir, I accept the amendment.

Mr. DEPUTY SPEAKER: The question is: In sub-clause 29(1), delete the word, "District" appearing in the second line thereof.

In clause 29(2), substitute the word, "Subdivision" for the word, "District" appearing in the second line thereof.

Delete the sub-clauses (3) and (4) clause 29.

(The question was adopted).

(after a pause).

The amendments are adopted.

(The amendment No.59 standing in the name of Shri Tarun Sen Deka was not moved as the hon. Member was absent).

Then the question is, Clause 29, as amended, do now form part of the Bill.

(The question was adopted).

***Shri DANDESWAR HAZARIKA:** I beg to move that in clause 32, delete the words "and notify then in the official gazettee" occurring in the third and fourth lines thereof.

Mr. DEPUTY SPEAKER: The amendment moved is that in clause 32, delete the words "and notify them in official gazettee" occurring in the third and fourth lines thereof.

Shri NILMONEY BORTHAKUR (Dibrugarh): I beg to move that the words, "and notify them in the official gazette in clause 32 be substituted by the words, "subject to approval by the Chief Engineer."

Now, here the 32 relates to power of the Shramik Bahini, to form rules. The rules of the Shramik Bahini should be formed, as far as practicable, in consonance with the provision of the act. So this provision should be made.

The provision that was proposed in this Bill should be notified in the official Gazette. There is not any check. Notify these rules and bye-laws. It is only possible for us to publish it, in order to give a check as to whether these requirements have been met in conformity with the Act or not. That is why this particular provision is necessary. All the rules and regulations of the Shramik Bahini are subject to the approval of the Chief Engineer. It should be seen that the bye-laws are such that lead to a healthy growth of the Shramik Bahinis.

Mr. DEPUTY SPEAKER: The amendment moved is that the words "and notify then in official Gazette be substituted in clause 32 by the words" Subject to approval by the Chief Engineer.

Shri HIRALAL PATWARY (Panery): I would like to speak a few words regarding this amendment brought by Shri Borthakur. I want to draw the attention of the Minister-in-charge regarding the rules to be framed under this Act. Generally it has been found that Acts have been passed by the Assembly but rules are not framed in time and as a result the Acts become useless.

Today we are going to pass this Assam Shramik Bahini Bill 1959 which will give benefits to the voluntary workers and manual workers. But if the rules will not Publish soon, it will not be useful to anybody. So I request the Hon'ble Minister to Publish these rules as soon as possible, I also again request the Hon'ble Minister to advise so that these rules are made very simple and clear so as to leave no room for confusion in the minds of the people.

Our State is a peculiar one in that it has many labourers who have no home of their own. If there be any confusion in the minds of the voluntary workers, there will be trouble. So these rules should be made in such a way that every voluntary worker who has got no job, no land, no house can take advantage of this Scheme. This will also ease the present unemployment situation to a great extent.

Maulavi JAHANUDDIN AHMED (Bilasipara): My suggestion is that we have lost much time by not accepting the proposal to refer this Bill to Select Committee. I request that the Hon'ble Minister will call in a Committee which will include some members of the Opposition at the time of framing the rules so that there may not be any delay at the time of approving rules by this Assembly.

Shri KHOGENDRA NATH BORBARUAH (Amguri): Here another is thing. This is in regard to the amendment tabled by the member from Dibrugarh. There are about 25,000 villages in Assam. So the minimum number of Shramik Bahinis will be about 1,000. One thousand Shramik Bahinies.

Shri DEBESWAR SARMAH (Minister, P. W. D.): চাৰ, বৰঠাকুৰ ডাঙৰীয়াই কি বিষয়ে কৈছে তেখেতে নিজে কব পাৰে জানো ?

Shri KHOGENDRA NATH BARBARUAH: মই গেজেটত প্ৰকাশ কৰাৰ কথা কৈছো।

Shri DEBESWAR SARMAH: সেইটো কথা এতিয়া কেনেকৈ উঠে, এইটো আগৰ কথা।

Shri GAURISANKAR BHATTACHARYYA (Gauhati): এই কথাটো একো নহয় বুলি উঠাই দিছে। বৰবৰুৱাই কৈছে যে অসমত বহুত শ্ৰমিক বাহিনী হ'ব গতিকে সেইবোৰ গেজেটত প্ৰকাশ কৰোঁতে বহুত কাগজ লাগিব।

Shri DEBESWAR SARMAH: আজি কালি চৰকাৰে গেজেটত ছপা কৰাটো উঠায়েই দিছে।

Shri GAURISANKAR BHATTACHARYYA: তাকে কওক।

Mr. DEPUTY SPEAKER: The question is: In clause 32, delete the words, and notify there in the official Gazette" according in the third and fourth line thereof.

(The question was adopted)

Mr. DEPUTY SPEAKER: Clause 32 renumbered 31 does form part of the Bill.

(The question was adopted)

The title and preamble of the Assam Shramik Bahini Bill, 1959 do form part of the Bill.

(The question was adopted)

Shri DEBESWAR SARMAH (Minister, P. W. D): Sir, I beg to move that the Assam Shramik Bahini Bill, 1959 be passed.

Shri GAURISANKAR BHATTACHARYYA (Gauhati): Sir, I should like to make certain observations. I shall confine myself to only one aspect and that aspect is regarding the memorandum of delegated legislation under the present Bill. It has been found that quite a large number of amendments were brought and a good number of them also have been accepted by the Government. From this it appears that the Bill in spite of the fact that it was prepared during the last session, has kept scopes for improvements. We are grateful to the Government for accepting so many amendments. But even after so many amendments to the Bill, it appears that quite a big and wide scope has been left for the Government to make the provisions of the Bill workable through framing of rules and from the Bill it will be seen that there are so many places where it has been said "as may be prescribed". Clause 31 (before re-numbering) enables the State Government to make rules and this clause specifically lays down that all rules made under this section shall be laid on the table of the State Legislative Assembly as soon as possible and in any case not less than fourteen days before the final publication. It also says that such rules shall be subject to such modifications as the House may like to make. I expect that the next session of the Legislative Assembly will be held in the month of March. (A voice the session will start by the end of February.) But so far as the Legislative business is concerned, I do not think it will start before March and it will continue upto April. The working season has already started and therefore, certain progress shall have to be made on the assumption that the Bill will get the assent of the Governor in time and that the rules also shall have to be completed as soon as possible. But from our past experience we can say that the provisional rules when published in the official gazette for further opinion of people and for giving their suggestions or objections, etc., leaves a scope for further improvement. So far as the suggestions of this House are concerned, scope for further improvement is found only after they are published provisionally in the Gazette. This Assembly has a Committee known as Committee on Subordinate Legislation for dealing with these matters. So, I think, it will be very helpful if the Department concerned send a copy of the rules under the Bill as soon as they are drafted to the Committee of Subordinate Legislation for its scrutiny.

Shri DEBESWAR SARMAH (Minister, P.W.D.): To whom a copy is to be sent ?

Shri GAURISANKAR BHATTACHARYA (Gauhati): To the Secretary of the Assembly who is also the *Ex-officio* Secretary of that Committee. Then in that case the Assembly Secretariat may make necessary scrutiny of the rules and may convene a meeting of the Subordinate Legislation Committee so that the Committee may go through them. This will expedite the matter. I should, therefore, like to suggest that, as the Bill is an important one and as the Hon'ble Minister-in-charge is very keen that something should be done in this regard, the Minister may give direction to the Department that the rule under this Bill should be framed immediately and as soon as the rules are framed a copy thereof should immediately be sent to the Assembly Secretariat so that necessary scrutiny may be made. It should then be published in the official gazette so that the people who are interested may give their suggestions. If this is done then it will be possible to go ahead with the work even before the next budget session. We know that the Winter season is the time for construction of roads and monsoon starts early in our State. So, if we do not start work right from now and wait for the next session then the matter will be delayed which, I believe, the Minister-in-charge of the Bill does not like.

Shri HIRALAL PATWARY (Panery): Mr. Deputy Speaker, Sir, I want to make a few observations. It is found in practice that the national causes are also converted into party politics. Recently there was an educational cause which had been converted into party politics. I should therefore, like to request the Hon'ble Minister-in-charge to see that in this case also party politics do not find a place. He should also see that no discrimination is between different groups of labour. All groups of labour should be registered irrespective of their origin. A group may belong to any party but that fact should not debar them from getting themselves registered. That a group consists of Nepalies, *Ex-Tea Garden* Labour refugees, Tribal and Local Indigenous people and any other community should not be denied registration simply on the ground that they belong to such and such group.

Shri KHOGENDRA NATH BARBARUAH (Amguri): I hope this Bill will be passed. But there are certain lacuna in the Bill which will bring the Bill again to us for consideration.

Shri DEBESWAR SARMAH (Minister, P.W.D.): I thank the hon. Members for their kind co-operation in passing of this Bill to-day. I appreciate that they should have more time to scrutinise the different provisions of the Bill. Finally, I welcome the suggestions given by Shri Gaurisankar Bhattacharyya and I assure him that his wishes will be complied with. The Department will be instructed to draft the rules as soon as possible and a copy will be sent to the Assembly Secretariat for their scrutiny. I also welcome what Shri Hiralal Patwary said. He said that the Bill should be absolutely free from all politics. I assure him that he need not have such apprehension. During the last session also I said that this Bill was not a Bill on party line. This Bahini will be constituted for the national interest and I hope and trust that the Members from all corners of this House will lend their helping hands to make a success in the efforts which are envisaged in the Bill. This Bill will bring considerable relief to our workers. I hope the persons who may be in a better position will also take part in it and render services either by way of 'dan' or for remuneration. I do not like 'Dan' because that will be something like patronising. I hope and trust that our students and other members of the society who do not do any manual work will also assist in the formation of Shramik Bahini and participate in the work to be executed and receive remuneration. I thank you all, Sir.

Mr DEPUTY SPEAKER: The question is that the Assam Shramik Bahini Bill, 1959 as amended be passed.

(The question was adopted).

Adjournment

The Assembly was then adjourned till 10 A. M. on Monday, the 14th December, 1959.

R. N. BARUA,
Secretary, Assam Legislative
Assembly.

