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ADING & DICTATION FRCISES FOR SPEED DEVELOPMENT

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ur general view in regard to West Asia has been frequently stated. Our approach is not inimical to any country 20 there. It is friendly to all countries, but inevitably our sympathies are with the Arab countries and with Arab nationalism 40 which represents today the urge of the people. Also, according to our general policy as well as our views on 60 the present situation in West Asia, we do not accept that foreign troops should be used in any territory in 80 the area in the circumstances prevailing there. We are convinced that there can be no settlement and no return to 100 normality till foreign troops are removed from the area. Sometimes it is stated that these countries should be treated like 120 tender infants and be under the guardianship of bigger countries. But it is quite clear that they do not like 140 this offer of guardianship and patronage. and in fact resent such suggestions.

One has to take, to some extent, a 160 historical view of the developments in West Asia. For hundreds of years these countries in West Asia were under Turkish 180 domination. They came out of it the end of the first world war. The Western powers decided what they 200 liked about these countries without really caring much for the wishes of the people. Probably there was no organized way 220 for the people to express their view. New nations were created, and the contacts of the Western powers were with 240 the rulers of their own creation or, chiefly, with the landed gentry. There were few contacts with the people. The 260 whole period between the two world wars was one when Arab nationalism was trying to push out this foreign domination 280 and was gradually making some progress in that direction. Then came the war and the post-war period. when much 300 has happened in the various countries of Middle East. The major fact in West Asia is the growth of 320 Arab nationalism in a very powerful, resurgent way. Egypt took the lead in this matter and, under the wise leadership 340 of President Nasser, has played a very important part. Nasser, in fact became the most prominent symbol of Arab nationalism. 360 This fact which was patent was neither liked nor appreciated by many powers, and an attempt was made to split 380 the Arab countries, in fact, Arab nationalism. This should not be allowed to happen in the interest of global peace. 400

INIMICAL: hostile, harmful; RESURGENT: rising again;

The House may remember the talk about building up the "northern tier defence" and about the Baghdad Pact. The motives 20 were supposed to be to protect these countries from attack of invasion from the Soviet Union and to give them 40 security and peace. As a matter of fact, the result was quite the contrary. The troubles of these countries only 60 increased because of such an approach. The Arab countries, at any rate the Governments, were divided—some in the Baghdad 80 Pact and some outside it. While the Government carried on a cold war against each other, the people almost in 100 every Arab country were powerfully affected by this side of Arab nationalism. Thus in the countries associated with the Baghdad 120 Pact there was a gap between the Government and the people, the looking more and more towards Arab nationalism 140 and the Government looking in another direction and rather ranged against the spirit of Arab nationalism. I believe it surprised 160 even the people in Iraq and Egypt. The surprise was not essentially that it took place but the speed with 180 which it took place and the complete success which attended it. It showed how utterly divorced from public opinion the 200 Government of Iraq was. When the change came, it brought tremendous relief all over Iraq, and the people flocked to 220 the side of the new Government. So this attempt at not recognizing the spirit of Arab nationalism, even trying to 240 come in its way and obstructing it, really achieved the opposite effect, it encouraged nationalism as such an approach will 260 inevitably do. This has resulted in the Arab nations coming nearer to one another and will no doubt bring about 280 a great deal of co-operation between them. It was said that some kind of an Arab empire was being built 300 up, which was dangerous. I do not know about the future, but I see no empire, much less an Arab 320 empire.

The theory of the vacuum is sometimes advanced, as if the removal of the influence of some great powers ³⁴⁰ must necessarily be filled in by some other powers. It is an extraordinary appraisal of the situation which does not ³⁶⁰ recognize the effect of Arab nationalism which has become such a dominant force. We are convinced that any of ³⁸⁰ the problems of West Asia must be based on the recognition of the dominant urge and force of Arab nationalism. ⁴⁰⁰ Any settlement must have the goodwill co-operation of the Arab nations. The need of the European countries for oil ⁴²⁰ is patent, but there should be no difficulty in arriving at a friendly arrangement which ensures the supply of oil. ¹⁴⁰

TIER: levels; DIVORCED: separated; VACUUM: gap; APPRAISAL: evaluation;

Exercise 3

should like, right at the beginning, to say that I welcome the amendment which was proposed to the draft 20 resolution by the Foreign Minister of the United Arab Republic The amendment makes effective change, but I think it 40 is a happier way of putting forward the idea contained in the resolution. When I had the privilege to put 60 forward the resolution from five nations before this Assembly, I expressed the hope that it would be accepted unanimously. It 30 did not seem to me reasonably possible that any member of this Assembly could object to the resolution. It was 100 straightforward. It contained nothing in it against any individual or this group or that group. But it did represent a 120 strong and passionate desire that things should get moving, and that this Assembly should not sit paralysed, as if it 140 could not act. Therefore, it was with considerable surprise that I received the paper containing an amendment on behalf of 160 Australia.

I read it with care. I found some difficulty in understanding it. And the more I read it the 180 more surprised I was that any member of this Assembly should have put this forward as an amendment. I venture 200 to place before this Assembly my reasons for this. First of all, it seemed to me, quite patently, that it 220 had nothing to do by way of amending the proposition which we had put forward. It is not an amendment. 240 I do not perhaps know the rules of this Assembly, but it is not an amendment. It may be, of 260 course, a separate resolution in some form or another, and might have been brought forward and considered by this House. 280 If it was so considered, I would have had much to say about it and against it. The Prime Minister 300 of Australia in his speech made it quite clear that it was not an amendment, although he might call it 320 so. Therefore, I could not quite understand what meaning lay behind this amendment.

I have the greatest respect for the ³⁴⁰ Prime Minister of Australia, more specially for his keen mind and ability. I wondered if that keen mind had not ³⁶⁰ tried to cover up, with a jumble of words, something which had no meaning at all I was ³⁸⁰ particularly keen to listen to the Prime Minister of Australia in the hope that he might throw some light on this aspect. ⁴⁰⁰

PARALYSED: render powerless; JUMBLE: heap; AMENDMENT: alteration; PRIVILEGE: special right;

e stated clearly that he dissented from the last paragraph of the resolution, a very innocuous one, nevertheless with very 20 considerable meaning. In fact, the whole resolution led upto this paragraph, the rest being a preamble. Therefore he dissented from 40 the very basis of the resolution. Coming forward with his amendment, he said that the effect of the resolution, if 60 carried, would be undesirable. I wondered if I had understood him correctly of, if I had made some mistake in so regard to what he said. Why, I ask the Prime Minister, from any point of view, or from any approach, 100 could the passage of the resolution possibly be undesirable? I have given thought to this matter, but I am quite 120 unable to understand his reasoning. Therefore, it must be undesirable from some point of view of which I am not 140 aware and which had nothing to do with the resolution. That is the conclusion I arrived at.

I would put 160 it to the distinguished Assembly, with respect and without meaning offence, that this is a rather trivial way of dealing 180 with this not only important question but vital question which is shaking the world by calling it an amendment of 200 the resolution. I submit that we are discussing very important matters, affecting this Assembly and the world. The Prime Minister, 220 in his argument, talked about a conference. Why does the resolution suggest a meeting or a conference.? I would beg 240 him to read the resolution again, because he has failed to understand it. It does not necessarily suggest a conference 260 or a meeting. It suggests a renewal of contacts. Again, he asked, "Why should two people meet? Why should not 280 four meet? Why dismiss the United Kingdom and France? Why omit them from summit talks?" These are quotations which I 300 took down when he was speaking. "Why all this?" He asked well, simply because there is no "why" about it, 320 because nobody is dismissing or pushing out anybody, or suggesting it. He has missed the point of the draft resolution ³⁴⁰ and has considered, possibly, that there is some kind of a secret motive behind this. I really regret that any 360 such idea should have gone abroad. The draft resolution was put forward in all good faith for the purposes named 380 in it, and to suspect it of some secret device to push out somebody or not to pay adequate respect 400 to some country is not fair on the part of the honourable gentleman. Indeed, I greatly regret to say that 420 the Prime Minister of Australia has done very little justice to himself in proposing this amendment 440

onourable Members, In order to enhance the profitability of agriculture, my Government is also placing emphasis on creating modern agricultural infrastructure.²⁰ The Agriculture Infrastructure Fund for Rs. One lakh crore has also been started for this purpose. The Kisan Rail, 40 started throughout the country, is helping chart a new course by increasing the access of Indian farmers to new markets.60 This rail is like a mobile cold storage. So far, over 100 Kisan Rails have been started which have enabled80 the farmers to transport over 38,000 tonnes of food grains and fruits & vegetables from one region to the other. 100 In order to increase the income of farmers, my Government has also focused on development of livestock¹²⁰ as a source of income. As a result, the livestock of the country has been increasing at an annual rate of 140 8.2 % over the last 5 years. The Government has also set up the Animal Husbandry Infrastructure Development Fund¹⁶⁰ for Rs.15,000 crore for creating basic infrastructure and encouraging investment in dairy sector.

My Government has also 180 extended the facility of Kisan Credit Cards to animal husbandry and fishery sectors. Efforts have been undertaken to²⁰⁰ increase the income of fishermen through the Pradhan Mantri Matsya Sampada Yojana. In this sector, an investment of about²²⁰ Rs.20,000 crore has been planned over the next 5 years. In order to increase the income of the farmers, 240 the Government has also launched a campaign to turn the 'Annadata' into 'Urjadata'. 20 lakh solar pumps are being²⁶⁰ provided to farmers under the Pradhan Mantri Kusum Yojana. Government is also encouraging production of ethanol from sugarcane, maize and paddy.²⁸⁰ Due to the affirmative policies of the Government, over the past 6 years, the annual ethanol production has increased300 from 38 crore litres to 190 crore litres. The production is expected to reach 320 crore litres³²⁰ this year. Ethanol is emerging as a major source for augmenting the income of farmers. Pujya Bapu had envisioned the development³⁴⁰ of self-reliant 'Adarsh Gram' Carrying this idea forward, my Government has been working relentlessly for multi-faceted development of villages.³⁶⁰ Raising the standard of living of the villagers is a priority for my Government. This is best exemplified by the 380 2 crore houses. built since 2014 for the poor families living in villages in the country.400

ACCESS: reach; HUSBANDRY: to domesticate;

ETHANOL: organic fuel; AUGMENTING: increasing. 9 6-2

onourable Members, Under the SVAMITVA scheme launched by my Government, villagers are now acquiring legal rights over their property.20 With ownership rights, the villagers can now easily avail bank loans and housing loans against the collateral of their properties and 40 economic activities are expected to gain momentum in the rural areas. Small entrepreneurs, people associated with cottage industries and60 small farmers would be especially benefitted under the scheme. Baba Saheb Ambedkar was not only the principal architect of the 80 Indian Constitution but also guided the development of the country's Water Policy. On 8th November 1945, during a 100 conference in Cuttack, he had said "Water is Wealth. Water being the wealth of the people and its distribution being uncertain, 120 the correct approach is not to complain against nature but to conserve water". Drawing inspiration from Baba Saheb, my Government is 140 working on the ambitious scheme of Jal Jeevan Mission'. Besides delivering water to every household, work on water conservation is also 160 progressing at a rapid pace. I am happy to say that under this scheme, 3 crore families have been connected 180 with piped water supply so far. Under this scheme, water connection is being provided on priority to brothers and sisters²⁰⁰ belonging to the Scheduled Castes & Scheduled Tribes as well as other deprived sections of the society.

Keeping in mind²²⁰ the requirements of the 21st century and with a view to improving the connectivity of our villages, my Government has²⁴⁰ made commendable progress in expanding the network of rural roads. Under the Pradhan Mantri Gram Sadak Yojana, construction of 260 6.42 lakh km of road network has been completed in rural areas of the country. In the third phase²⁸⁰ of this scheme, 1.25 lakh km roads connecting the settlements, schools, markets and hospitals in rural areas will also be³⁰⁰ upgraded. Along with roads, internet connectivity is equally important in the rural areas. After ensuring electrification of every village,320 my Government is implementing a mission to connect over 6 lakh villages of the country through optical fibre. Our small scale industries, 340 cottage industries and MSMEs spread across the villages and small towns are the backbone of our economy.360 These small scale industries have immense potential of making India self-reliant. This sector accounts for about 50%380 of India's total exports. Several steps have been taken to enhance the role of MSMEs in the400 mission aimed at developing an Atmanirbhar Bharat. Development of small and cottage industries has received the requisite impetus through measures 420 like modification in the definition of MSMEs, increase in the investment limit or priority in government procurement.440

COLLATERAL: property to back the loan; MOMENTUM. to increase force for faster move; COMMENDABLE: appreciable;

IMPETUS: something that encourage s other to happen

onourable Members, It is a constant endeavour of my Government to ensure that benefits of entrepreneurship are availed by every section in the country. 20 Under schemes like Hunar Haat and USTTAD, not only the skills of lakhs⁴⁰ of crafts persons are being developed but employment opportunities are also being generated. Under these schemes, women crafts persons comprise⁶⁰ more than half of the beneficiaries. These crafts persons are being connected to the global market through e-haat. Women entrepreneurs⁸⁰ have a vital role to play in building a self-reliant India. My Government has taken several steps to provide 100 new opportunities for self-employment to women. Under the MUDRA scheme, more than 25 crore loans have been sanctioned¹²⁰ so far, of which nearly 70% have been given to women entrepreneurs. Under Deendayal Antyodaya Yojana - Rashtriya Grameen Ajeevika Mission, 140 more than 7 crore women entrepreneurs have become a part of the network of nearly 66 lakh Self Help Groups 160 in the country. These women groups have been provided bank loans worth Rs.3,40,000 crore in the last 6 years.

Keeping in mind the health concerns of 180 working women in rural areas of the country, the Government is implementing the 'Suvidha' scheme under which sanitary napkins are²⁰⁰ made available at a nominal cost of Re 1. My Government is relentlessly working towards protecting the health of infants²²⁰ and pregnant women through various initiatives like Rashtriya Poshan Abhiyaan, free check-ups and financial assistance to pregnant women.240 As a result of this, the Maternal Mortality Rate has declined from 130 per lakh in 2014 to 113.260 The Under 5 Child Mortality Rate has also reduced to 36 for the first time, which is less than the²⁸⁰ world average rate of 39. As my Government considers it important to ensure equal participation by women, it is providing³⁰⁰ new opportunities for our sisters and daughters in various fields. My Government has taken several decisions in this direction, such as320 appointing women in the Fighter stream of the Indian Air Force and the Military Police for the first time, 340 as well as allowing women to work in underground and open cast mines during the night shift. Keeping in mind the360 safety of the women, work on several initiatives such as setting up One Stop Centres, National Database of criminals,380 Emergency Response Support System and Fast Track Courts across the country is progressing at a rapid pace for women as such.400

ENDEAVOUR: strong effort; ENTREPRENEURS: business risk takers.



onourable Members, Keeping in mind the global requirements and challenges of the 21st century, the Government has announced the 20 National Education Policy. For the first time students have been given the freedom to opt for the subjects of their 40 choice under the National Education Policy. Students have also been provided the option of changing their subjects or streams60 in the middle of a course. Under the Pradhan Mantri e-Vidya, my Government has developed the Diksha online portal as 80 One Nation, One Digital Platform for school education. Ever sensitive towards safeguarding the interests of the students, my Government has also 100 successfully conducted the JEE and NEET examinations in order to prevent the loss of an academic year. 120 My Government believes that the journey of the most deprived sections towards social and economic development begins with access to 140 quality education. More than 3 crore 20 lakh such students are benefitting from various scholarship schemes of the Government.¹⁶⁰ These include students belonging to the scheduled castes, backward classes, forest-dwellers and tribal community and minority communities. It is the endeavour 180 of the Government to ensure that maximum number of eligible and needy students are able to avail the benefit²⁰⁰ of the scholarships. Along with this, the Central Government's share in the funding of post matric scholarship scheme for scheduled castes²²⁰ students is also being enhanced. Similarly, the network of Ekalavya Model Residential Schools is being expanded to cover every²⁴⁰ tribal dominated block to facilitate the education of tribal students. So far, more than 550 such schools²⁶⁰ have been sanctioned.

Along with improvements in education, the emphasis of my Government is also on simplifying and streamlining the280 recruitment process for jobs. The youth have benefited greatly from discontinuation of interviews for recruitment to Group C and Group D posts.300 By setting up the National Recruitment Agency, the Government has freed the youth from the inconvenience of appearing³²⁰ for multiple examinations. Following the mantra of Sabka Saath, Sabka Vikas, Sabka Vishwas' my Government is prioritizing the development of all340 sectors and all sections of the society '. To alleviate the hardships faced by Divyangjans, thousands of buildings, public transport buses360 and railways have been made accessible. About 700 websites have also been made accessible for Divyanjans. Similarly, to provide380 better facilities and equal opportunities to transgenders, the Transgender Persons (Protection of Rights) Act has been implemented. 400 A Development and Welfare Board, Development oriented schemes are being⁴²⁰ implemented on priority by my Government in 112 Aspirational Districts which have fallen behind in the race for development. 440

ACCESS: reach;

ALLEVIATE: to rednee suffering /pain

t is my privilege this evening to greet you all my fellow citizens at home and abroad on the 30th anniversary 20 of our independence and to convey to you my good wishes. It will be my endeavour as the first servant 40 of the people to exert myself to the utmost for the service of our people and our country. I hope 60 to return in some humble way the affection and regard I have enjoyed from all sections of society for 80 45 years of my political life.

Thirty years have gone past since we become free. The events of the recent ¹⁰⁰ past have proved the maturity of thought confirmed our ¹²⁰ belief in the democratic way of life. Today we can hold our heads high as the world's largest democracy. This ¹⁴⁰ by itself is not enough, and if the democratic way of life is to last we must look inwards and ¹⁶⁰ examine our thoughts and actions. The democratic way of life must result in a report between the mass of our ¹⁸⁰ people, particularly those living in the rural areas, our political mentors, and the administration. Life for our long suffering people, ²⁰⁰ many of whom live well below the subsistence level, can have no hope unless it has substantial in-built economic ²²⁰ and social substance. Only then can we mobilise our enormous human resources to actively participate in the task of nation ²⁴⁰ building.

We have in these last 30 years experienced success and failure, happiness and sorrow. We have yet to end ²⁶⁰ poverty, ignorance and disease, and inequality of opportunity. The ambition of the greatest man of our times, Mahatma Gandhi, was ²⁸⁰ to wipe tear from every eye. Our work will not be complete until this noble objective has been

achieved.

India 300 lives in the villages and these simple folk are our richest heritage. The five-year plans for socioeconomic development 320 have no doubt yielded some result, but has their impact been substantial? Have the benefits of planned development percolated to 340 the remote village and the weaker sections of society? Until I assumed the office of President of India I was 360 a kisan working in the fields in Sun and rain. I know at first hand the difficulties which millions of 380 our countrymen face even in obtaining the basic necessities of life like drinking water, facilities for education, and health. 400

MOBILISE: to assemble, prepare; ENORMOUS: huge; YIELDED: to submit; PERCOLATED: filter through pore;

* * * Computer Knowledge is also essential nowadays for Stenographers * * *

here are still glaring inequalities in the standard of living of our people and of opportunities for a better life. 20 We must urgently endeavour to narrow down, if not remove, such differences without subjecting any one section of society to 40 particular hardship. We must not allow entrenched vested interests, however powerful and well-organised they may be. to impede our 60 efforts in this direction. Vulgar ostentation, unnecessary pomp irritate those less so fortunately placed in life. Such gradual accumulations of hatred poses a serious problem and will ultimately tear apart the fabric 100 of our society and our faith in democratic institutions. We have to set a good example individually if we are 120 to succeed collectively as a nation. I have, therefore, resolved that the initiative in such matters must come from the 140 top. I have decided that I will surrender every month Rs.7,000 of my salary as the President of 160 India and such portion of my salary as I shall receive will be subject to income-tax as in the 180 case of an ordinary citizen. I have also decided to move out of Rashtrapati Bhavan into a simple house which 200 will not be inconsistently detract from the dignity of the high office of the President of India. I will 220 also effect considerable reduction of expenditure at Rashtrapati Bhavan. I have asked the Government to locate for me some such 240 suitable place where I and my staff can be accommodated in reasonable comfort but at considerably reduced expense to the 260 exchequer.

We have been trying to reduce inequalities among the various sections of our people. I am particularly concerned about 280 the lack of uniformity in approach and principles and the inadequate pace of progress in the implementation of land reforms 300 and in the enforcement of controls over the growth of monopolistic tendencies in the non agricultural sector. Such monopolistic growth of 320 a few vested interests has assumed serious proportions over the years. Political corruption, demoralisation in the public services, and a 340 deterioration of standards in public life are directly related to black money and pressures which a few anti-social elements in ³⁶⁰ our society can exert to disrupt national life. We are today worried about rising prices which affect even the basic 380 necessities of life. The upward spiralling prices show little sign of abatement. A small section of our community who are 400 better organised, are managing to obtain illusory reliefs from time to time. Such reliefs are unfortunately neutralised, even as they 420 are announced, by the machinations of a very watchful and unscrupulous section of our society which prays on human misfortune. 440

GLARING: shine oppressively; ENTRENCHED: suround or fortify by bench; ACCUMULATIONS: heap up, go on increasing; ILLUSORY: deceptive appearance; MACHINATIONS: scheme, conspiracy;

Exercise 11

r. Chairman and Members of Commission on behalf of the Government of India, I welcome you to this country 20 and to this place. India has long been associated with the United Nations Because India has believed in the aims 40 and purposes of the United Nations, and even though sometimes no tangible results have followed in the United Nations, we 60 have believed th, we must follow that course in the hope that tangible results will come sooner or later. We so have taken part in your various Commissions, because we have felt that, quite apart from the political aspect of the 100 United Nations the economic aspect is at least as important, if not more important indeed, we cannot consider the one 120 without the other. Politically, we have not met with great success so far, but I think that if we succeed 140 in the economic field. That will affect the political field also.

There has been talk in the past of one ¹⁶⁰ World in the political sense, but it is even more important to consider it in the economic sense. You are ¹⁸⁰ meeting here to deal with Asia and Asia's problems because we cannot escape looking at almost any problem, except in ²⁰⁰ the global context today. Asia is big enough and the subjects you have to deal with are vast and of ²²⁰ very great importance. The Governor of Madras referred to the numerous papers and memoranda that you have before you and ²⁴⁰ I feel rather overwhelmed when I look at all these files and paper and when I see all these experts ²⁶⁰ because I can only speak as a layman.

But while experts are quite inevitable in the modern world, sometimes I ²⁸⁰ have a feeling that they become very impersonal and look at problems as if they were mathematical and algebraic formulae. ³⁰⁰ Well, we have to deal with human beings and the future of human beings and Asia, the area under survey, ³²⁰ has a population of at least a thousand million human beings. In India including Pakistan, there are forty per cent ³⁴⁰ of those thousand millions that is, four hundred millions, and we have to deal with these vast numbers, practically half ³⁶⁰ the world's population. If you look at the human aspect of these thousand millions with their sufferings, with their wants, ³⁸⁰ with their joys and sorrows, the problem becomes something much more than a dry economic problem which you have to solve. ⁴⁰⁰ MEMORANDA: note for remembrance:

TANGIBLE : real: NUMEROUS : large number

ow, for many years past most of these problems have been considered in the world context and I had a ²⁰ feeling, and I still have that feeling, that the continent of Asia is somewhat neglected, somewhat overlooked. It is not ⁴⁰ considered important enough for as much attention to be given to it as is given to certain other parts of ⁶⁰ the world possibly that has been so, because most of the people who were considering these problems were themselves intimately ⁸⁰ connected with the other parts of the world and naturally they thought of them in the first instance. Naturally, also ¹⁰⁰ if I have to consider these problems, I would attach more importance to Asia, because it affects me more intimately. ¹²⁰

About that kind of reaction apart, it is quite obvious that you cannot consider the problem of Asia or the 140 problem of Europe or the problem of America or the problem of Africa in isolation from the problem of other 160 countries. It just cannot be done and if some countries which are fortunate enough today think that they can lead 180 their lives in isolation irrespective of what happens in the rest of the world, it is obvious that they are 200 under a misapprehension. Today, if one part of the world goes down economically, it has a tendency to drag others 220 with it, just as when unfortunately war breaks out other people who did not want war are involved. So it 240 is not a question of the prosperous, merely out of the generosity of their hearts, helping those who are not 260 prosperous though generosity is a good thing. But it is a question of enlightened self-interest, realizing that if some 280 parts of the world do not progress, remain backward, they have an adverse effect on the whole economy of the world 300 and they tend to drag down those parts that are at present prosperous. Therefore, it becomes inevitable to consider these 320 problems in the global way and to pay even more attention to those parts which are relatively backward. Asia has 340 been for generations past in a some static and backward condition. But during the last few years mighty forces have 360 been at work in Asia. These forces inevitably thought in terms of political change to begin with, because without political 380 change it was not possible to have any far-reaching or enduring economic change. Large parts of Asia were colonial territory 400 dominated by other countries; from that connection they have obtained some advantage sometimes. While it did undoubtedly, in a sense 420 shake up that static condition, at the same time it tended to preserve it too for the benefit of the people. 440

STATIC: to stop at one point;

MISAPPREHENSION: uncalled fear; GENEROSITY: liberal;

In the judgment, it is seen that, the Supreme Court held, it is the Distributor who can refer the matter20 to Arbitration and not the respondent and as such set aside the judgment of the High Court appointing the Arbitrator.40 The issue before the Supreme Court was not with regard to whether there is any arbitration clause but who can60 invoke the arbitration clause. This judgment is not applicable to the facts of this case. Having considered the judgments referred to80 by the learned counsel for the parties, this Court is of the view that, the issue in the case in 100 hand is squarely covered by the judgment of the Supreme Court in the case of INDTEL Technical Services Pvt. Ltd. as 120 followed in Everest One Elevator Guide Rail Manufacture Co. Ltd. inasmuch as from the perusal of Article 28140 of the agreement, it is clear that the petitioner has an option either to get the disputes or claims or differences adjudicated160 through the jurisdiction of the Court or by way of arbitration in accordance with the provisions of the Act of 180 1996. The fact that the petitioner has filed this petition, it must be held that it intends to get200 the disputes settled through the process of arbitration. It is also not the case of the respondent either him or the 220 petitioner had earlier invoked the jurisdiction of a Civil Court. I also find from sub-clause 2 of Article 28,240 the intention of the parties is to refer the disputes to the Arbitrator with regard to any dispute concerning accounting²⁶⁰ matters and one of the claims of the petitioner is of non-payment of Management Fees, which is an accounting issue.280 The objection raised by the Learned Counsel on the maintainability of the petition is liable to be rejected.300

The next issue which arises for consideration is whether the respondent has terminated the Agreement during the lock-in period. To answer³²⁰ this issue, it is necessary to determine from which date the lock-in period has started or kicked in. According to³⁴⁰ the Learned Counsel Article 26 of the Agreement prescribes the 'Term of agreement' to be initially for 15 years³⁶⁰ starting from the 'Opening Date', renewable for another 10 years with the first five years of the said term to be mandatory³⁸⁰ lock-in period of 5 years, which would thus commensurate with the starting of the term of 15 years.⁴⁰⁰

So according to him, the 'Opening Date' being of July, 2017, the mandatory 5 years lock-in period had started from⁴²⁰ July, 2017. In effect, he argued that the 'effective date' has not been defined in the definition Clauses under Schedule-I.⁴⁴⁰ According

to him, the word 'effective date' mentioned in sub-clause 3 o Article 24 has to be necessarily read with460 earlier part of the same Article, that is, first five years of the terms of the contract Hence, the 'effective date'480 has to be read as the 'Opening Date since the term starts from the 'Opening Date'. I am not in agreement500 with this submission made by Mr. Dutt. The date of the execution of the Agreement, that is, May 15, 2015⁵²⁰ has been defined as the 'effective date' and sub-clause 3 of Article 24 stipulated the lock-in period to be540 5 years from the 'effective date', that is, May 15, 2015: No doubt, Schedule-I of the Agreement which defines⁵⁶⁰ words mentioned in the agreement includes 'Opening Date' to mean the date of commencement of the operation of the hotel⁵⁸⁰ for the purpose of receiving guests to be determined in accordance with Article 4 of this contract, but the submission⁶⁰⁰ of Learned Counsel that the Agreement prescribes two dates, that is, 'effective date' and 'Opening Date' for the reason620 that since the Hotel had to be constructed before being operational and the petitioner, having the necessary expertise and 640 in terms of Recitals 3, 4, 5 and 6 read with Article 2, is required to provide professional advice regarding architecture, engineering,660 interior designing. furnishing etc. from the 'effective date' for which the petitioner was paid Rs. 15 Lakhs by the respondent for 680 pre-opening services in consideration of the management fee promised to be paid by the owner, is appealing.

In substance, ⁷⁰⁰ the plea of Learned Counsel is, as certain obligations have been imposed on the petitioner to be performed during the construction of the Hotel which started immediately, and continued till the hotel became operational, the lock-in period was stipulated from the 'effective date'. In fact, I find it is the case of the petitioner itself in Para 19⁷⁶⁰ of the petition that it had expended considerable time and resources in giving technical inputs, detailing and designing inputs, ⁷⁸⁰ which the petitioner has acquired over a period of time, towards the construction and execution of works in the Hotel. ⁸⁰⁰ It is also stated by the petitioner that the petitioner's technical interest and experience in the field was one of the ⁸²⁰ key factors in signing the Agreement for letting the Hotel to be managed by the appelant party in this petitioner case. ⁸⁴⁰

JURISDICTION: in the domain of law; ARBITRATION: deciding dispute by agreed person; MANDATARY: legal compliance person; COMMENSURATE: in proportion to; STIPULATED: officially to be done.

ay I say a word here about the population of India? A great deal has been said and written about 20 our tremendous population and how it overwhelms us and how we cannot solve any problem till the Indian population is 40 checked or decimated. Well, I have no desire for the population of India to go on increasing. I am all 60 in favour of the population being checked, but I think there is a great misapprehension when so much stress is 80 laid on this aspect. I entirely disagree with that . I think India is an under-populated country and I say 100 this not because I want it to be much more populated. It is underpopulated, because I want it to be much more populated. It is under populated because large tracts of India 120 are still unpopulated. It is true that if you go to the Gangetic plain it is thickly populated, parts of 140 India are thickly populated. but many parts are not populated at all. A delegate to this conference told me last 160 night that coming from Karachi to Delhi, Madras and then to Ootacamund he was amazed to see the scarcity 180 of population. Of course, he was travelling by plane, nevertheless, the whole countryside appeared to him to be sparsely populated and 200 after all it is possible to judge whether the country is heavily populated or not. That is a very correct 220 impression, because large tracts are not populated.

We are over-populated, if you like because our productive capacity is low. 240 If we increase our production, agricultural and other, and if the population is put to work for production, then we ²⁶⁰ are not over-populated. We have these big river valley schemes which, in association irrigating land, preventing floods, soil 280 erosion and malaria, will produce a very great deal of hydroelectric power, and at the same time we will have 300 industrial development. If you look at the map of India you, will see the noble range of the Himalayas from 320 the north to the north-east. I do not think there is any part of the world similar in area 340 which has so much concentrated power, latent, potential power, if only it can be tapped and used. Well, we intend 360 tapping and using it. But my point is that not only India but the whole of this Asian region is 380 full of vast resources, human and material and the question before us is how to hold them together and produce results. 400

Apart from increasing production in this way I think it is important for us to utilize our existing resources better.

420 I do not think they are being utilized to the best advantage. We can get more out of what we 440 have than

we have been doing. That involves in India, as in the rest of Asia, many problems the economic 460 system the relation of capital and labour and the satisfaction of labour. There is no doubt at all that in 480 all or at any rate in most of these Asian countries there are longstanding social injustices, and naturally where there 500 are these social injustice you will not get proper and satisfactory work especially now when there is an acute sense 520 of social wrong and social injustice. I have no doubt that in India our production has suffered because of this 540 acute feeling of social injustice. An individual or a community may undertake to shoulder almost any burden. We have seen 560 during the last war how nations put up with the most enormous burdens in the shape of suffering and sacrifice 580 but always when there is a sense of sharing the burden inequitably, the burden being greater on some than on 600 others, the sense of injustice becomes greater and you do not have that harmonious working and co-operation which is quite 620 essential today, more so than in the past. Therefore, this problem has to be viewed from the human point of 640 view quite apart from a purely economic point of view.

If one does view it from that human point of 660 view, if one tries to co-operate without entering into a long argument, I think one can go far in solving 680 it and getting the measure of co-operation even among people who may hold different theories. So I would beg 700 this Commission to consider this problem from the human point of view of removing social injustices. The Commission, of course, 720 is not going to dictate to each individual country about its economic structure, but any advice from the Commission will 740 no doubt go a long way and most countries will probably follow it in the largest measure they can. Now, 760 to repeat what I have said, I hope this Commission will bear in mind the fact that we are dealing 780 with hundreds of millions of human beings and not abstract countries and abstract groups. Each individual is a member of 800 a family, with children who are possibly starving who have possibly had no education and no opportunity for growth and 820 advancement. I mentioned right at the beginning certain parts of Asia which have not completely solved their political problems. 840

DECIMATED: to cut into pieces;

SPARSELY: thinkly seattered; INEQUITABLY: not equal;

*** All exams are taken in Typewriter, so it is advisable to Practice Typing Daily***

The planning process is, as it should be, under constant review, and we must not feel shy of initiating new ²⁰ approaches to planning perspectives. After 50 years of independence the tangible benefits of planning are yet to reach the millions ⁴⁰ of our countrymen living in the remote rural areas. The quality of life presently available to the economically weaker and ⁶⁰ vulnerable sections of our society, among whom are the Scheduled Castes and Scheduled Tribes, needs to be improved without delay. ⁸⁰ The end-result of planning should be monitored and evaluated so as to ensure that there is a noticeable shift ¹⁰⁰ in emphasis from the urban to the rural areas and from the better off sections of society to those unfortunate ¹²⁰ brethren who constitute a silent majority. Only then can we take pride that our planning effort has been realistic and ¹⁴⁰ worthwhile.

Any effort in the direction I have indicated cannot possibly be fruitful unless the administration, which is to implement 160 these socio-economic programmes, is in tune with the underlying spirit of this planning exercise, and responds with sympathy, understanding and 180 a sense of urgency to the tasks given to it. Only then will the needs of the common man, particularly 200 of the economically weaker and, more vulnerable sections of society in the remote rural areas, come nearer solution. After 50 years 220 of independence, inadequate housing, communications, health and medical care and essential commodities at reasonable prices continue to be beyond 240 the reach of the millions of our countrymen. We need to search our hearts to locate immediate and long-term 260 shortfalls in reaching the benefits of planning to the grassroots of our society. Our planners are now engaged in 280 putting a realistic result-oriented rural bias into our plans for socioeconomic development. The recent announcement with regard to 300 the industrial policy with emphasis on the employment oriented small-scale industries and the extension of credit facilities to such 320 industries and to small farmers in the agricultural sector is welcome. This is an area where the governors of States 340 could use their good offices at all levels to advise, encourage and caution those engaged in this gigantic nation-building 360 exercise. Our youth are the trustees of posterity, and the institutions, where we seek to impart to them the values 380 of life and our cultural heritage, apart from fitting them out for more mundane duties and responsibilities in later life. 400

Our planners are thinking in terms of providing increased employment opportunities, and to tackle the question

of both existing unemployment ⁴²⁰ and under-employment in all walks of life. This is a Herculean task. We must, therefore, at the national level evolve ⁴⁴⁰ a consensus as to what employment opportunities can be created, and what would be the contribution of such an exercise ⁴⁶⁰ for the national welfare. Only thus can we hope to eliminate the growing discontent in the younger generation, who are slowly ⁴⁸⁰ getting disenchanted with their prospects for the future. I have every hope that we in this country will go in ⁵⁰⁰ for mass programmes of self-employment, so that our youth will learn to seek opportunities for gainful self-employment and ⁵²⁰ thus relieve the pressure in traditional occupations like government service, etc.

Our resources are not unlimited and it is necessary 540 for us to implement urgently a programme of austerity and economy wherever possible, eliminate wasteful expenditure and thus ensure that 560 the maximum benefit is derived out of every rupee of revenue earned. There are, of course, traditionally prescribed methods and 580 practices for dealing with these problems but in all such matters, which ultimately tend to become routine and mechanical, example 600 is better than precept, and there needs to be an awakening of individual conscience if at all we are to 620 achieve the highest standards of moral rectitude and honesty in national life. I have been concerned for some time with 640 our inability to control the price line even in respect of essential commodities without which life for the common man 660 can become an unbearable burden. Apart from punitive action, it is necessary to enlist the goodwill and co-operation of all 680 sections of society and all those engaged in the production and distribution process to ensure that there is not only 700 the fear of law but also moral restraint which places an obligation on all those of us who can help 720 to reduce the scarcity of essential commodities and control their prices. I would particularly refer to lavish expenditure and show 740 of extravagance among certain sections of our society, which in the circumstances of today have no place in our way 760 of life. The family planning programme has unfortunately in the recent past acquired a poor reputation, not because the programme 780 is in itself objectionable, but because some of the methods adopted to force the pace have been unethical. Our population soo growth is, to say the least, alarming and try as we may, our resources cannot match this increasing pressure of 820 population, unless we consciously recognise individually and severally the need to restrict our population growth which will destroy us. 840

BRETHERN: brothers; DISENCHANTED: frustrated; POSTERITY: future generation; BIAS: to favour other;

MUNDANE : dull, routine; PERSPECTIVES : to see in natural form:

r. Chairman, for about twelve years or more now, I have been related first rather distantly and Lthen more intimately with the 20 work of the Institute of Pacific Relations. I have profited by reading your publications and have always felt that you 40 were doing good work in trying to understand the problems of the Pacific or the Far East. For a long 60 time I have felt that, as time goes on the problems of the Far East will become more complicated and 80 the centre of gravity of the tension, prevalent in the world today, will shift to the Far East and in 100 particular to Asia. While people readily agree that Asia has, to a certain extent, become the focal point of world 120 tension, they relegate Asian problems to positions of relative insignificance and tend exclusively to emphasize the importance of European and 140 other world problems. I agree that European problems are and have been very important but I have felt that, in 160 the perspective of things to come, they were wrong in not devoting the requisite attention to the problems of developing 180 Asia. Asia compels attention in many ways. There are a large number of backward countries in need of urgent economic 200 development and others in which acute scarcity of vital commodities prevails. But what is most needed is an understanding that 220 Asia is going through a process of change and that it is in ferment.

Some parts of Asia are quite, ²⁴⁰ and relatively peaceful whereas others are torn by external troubles and disturbances. I am not referring to the external situation ²⁶⁰ so much as to the characteristics inherent in the personality of Asia. I do not claim that this change is ²⁸⁰ peculiar to Asia perhaps, it is taking place all over the world. In Asia we have been kept down and ³⁰⁰ are now trying to catch up with others who are ahead of us. We have been engrossed in things of ³²⁰ the past and time has passed us by. We have not been able to keep pace with it and so ³⁴⁰ we must run. We cannot afford to talk, but then when we run we also stumble and fall and ³⁶⁰ try to get up again. We realize that speed, especially in an age-old continent like Asia, involves risks and ³⁸⁰ dangers but we have no choice in the matter. If you seek to understand us, you can do so

to a limited extent. 400

Asia is a huge continent and the peoples of Asia are all different from one another, as they were reared 420 in different cultures and traditions. Inspite of all this, I think it is still true to say that there 440 is such a thing as Asian

sentiment. Perhaps, this sentiment is merely the outcome of the past three 460 hundred years of European influence in Asia. Personally, I do not believe that any profound difference exists between the Orient 480 and the Occident. Such differences as can be accounted for by history, tradition and geography exist even among the Asian 500 countries and, in fact even within the same country. Probably, the existing differences mainly arose from the fact that certain 520 parts of the world developed their resources and became prosperous while others were completely unaffected by the industrial revolution. I 540 think that thinking in terms of the Orient and the Occident sets us on the wrong track. As a rule, 560 the same type of problems leads to the same résults everywhere. At the same time, there are certain countries like 580 India and China with pronounced national characteristics, where history and tradition exert a profound influence on the course of events. 600 I am sure there is a great deal of good in this tradition. We should have gone under but for 620 that. We have survived on account of the good in our tradition and we propose to hold on to it. 640 At the same time, I have no doubt at all that it has a great deal that is bad too. 660 It prevents us from doing the things we ought to do so that between the good and the bad and 680 between the past and the present, we do not quite know what we are going to do and what we 700 should do.

If you ask me about India it would take me a long time to tell you about all 720 the aspects of our problems. Our difficulties are not only external but also of the mind and spirit. There are 740 certain tendencies that carry us forward and others that retard our forward movement and compel us to look behind. Progress 760 consists in having the essential things of life and in that sense we obviously must have progress. We are going 780 ahead and, I hope, rapidly, we are harnessing science in the service of the nation. Yet a doubt arises in 800 my mind as to whether material progress really constitutes a remedy for our problem. It is, at best only a 820 partial solution, something more is needed. We need a solution of the broad problems that afflict the world today. 840

GRAVITY: seriousness; FERMENT: excite, stir up; HARNESSING: using profitably; PARTIAL: partly;

ORIENT & OCCIDENT: east and the west part of the globe;

Transcribe Daily on 25

Typewriter

very eventful year has just passed. The common man has reaffirmed his belief in democratic values and restored our ²⁰ distinction as the largest living democracy in the world. On this occasion each one of us has to ask ourselves ⁴⁰ in all humility whether we have followed the inspiring example set by the leaders of this ancient land. Have we ⁶⁰ comprehended the new national ethos and adequately responded to it? In this context, it is disappointing that the professional classes ⁸⁰ as well as business and industry have not shown sufficient evidence of their being prepared to accept their share of ¹⁰⁰ national responsibility.

The future is unfolding itself. What are our immediate pre-occupations and aspirations for the future? The coming elections 120 to the State Assemblies afford an occasion for all political parties to prove their dedication to democracy and cleanliness in 140 public life. What is important is not the result but how it is achieved. The campaign must be conducted with 160 dignity, only on the basis of clear-cut programmes and policies. Once again our voters will have the option of choosing 180 not their masters, but their servants. We must, in the past, prove ourselves a mature people, pledged to the 200 processes of democracy and the democratic way of life. Our people should be enabled to exercise their franchise without fear 220 or hindrance. My Government will guarantee this, the basic birth right of every eligible voter. Let the free will of 240 the people prevail and all will be well, whatever the result. This is my firm belief. Many problems loom large 260 on the horizon. We must face them with courage and self-confidence. Some frustrated and desperate elements in our society 280 today are determined to scuttle the principles of our democratic way of life and destroy the very fabric of our 300 secular society. While everyone of us is entitled to freedom of expression in appropriate forums, no one should be permitted 320 to drag each and every issue to the streets, excite dormant passions, advocate disrespect for law and order and incite 340 violence. Such a policy of unwarranted confrontation backed by provocative action on the slightest pretext is a challenge, we as 360 citizen of a free country need to face with determination. Let not a few misguided and disgruntled sections of society 380 imagine that they can hold the rest of us, the law-abiding citizen, to ransom. This will not be allowed. 400

The post-emergency climate has been congenial for reconciling fundamental freedoms and open society with egalitarianism and social justice. This ⁴²⁰ is the first Republic Day with which my ten-month old Government is associated. Let us not judge them hastily. ⁴⁴⁰ Let us rather take note of

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what has been achieved. It has resorted to public life the essential attributes of 460 a mature democracy. On the economic front, my Government has sought to concretise the Gandhian concept of employment-oriented rural 480 development and to bridge the socio-economic disparity between the urban and the rural areas. For the first time since 500 independence, our political life is not dominated by one monolithic political party. Today, men of good conscience, but with varying 520 shades of political opinion, are working together for the good of the nation. This is in itself a great achievement. 540 Let us not isolate and exaggerate honest differences of opinion and, unwittingly perhaps, undermine the principles of collective responsibility on 560 which good government is based. For once in our history, we stand united as a nation. India is one country, 580 and Indians are one people. Let no one underestimate our strength or take us for granted.

Our continued progress on 600 the agricultural front and our determination to reach the benefits of planned development to the rural areas, and to the 620 economically weaker sections of society, will better the quality of life of millions of our countrymen. This requires resolute political 640 will and determined administrative action. To our sound and broadbased scientific and technological achievements, which have been acknowledged all the 660 world over, we have handsomely coupled research and development to take care of the future. Today, we are recognised as 680 one of the ten most industrially advanced nations in the world. India's very significant manpower contribution to the United Nations pool 700 of technical and administrative talent and experience is matched only by our bilateral technical assistance programmes to our friends in 720 Africa, South-East Asia and West Asia. While we may take justifiable pride in these achievements, we must guard against complaneency 740 in thought and action. On the other hand, we must forge ahead with hard dedicated work and the determination 760 to succeed not only as individuals but as a nation. Our administration, relieved of its recent traumatic experience, is fortunate 780 to have firm dynamic political leadership. The younger generation, who join the various services which compose the broad spectrum of 800 the administration, are idealistic, motivated and have the capacity for hard work. Let us forge out of these qualities a 820 result-oriented instrument to implement our plans for the future and to build the India of our dreams now onwards.840

ETHOS: characteristic spirit; SCUTTLE: to end;

EXAGGERATE: overstate; TRAUMATIC: emotional shock; DISGRUNTLED: discontended; EGALITARIANISM: equality;

r. Deputy Chairman, let me take this opportunity to draw the attention of the Government and also of the 20 House to some of the important factors and the vital situation that is obtaining in the country today. The prices 40 of essential commodities are-soaring up like anything. The prices of even foodgrains and edible oils are increasing day by 60 day and the life of the common man is becoming miserable. There is no use of preaching to the 80 business people, blackmarketeers and hoarders. Unless the Government takes some stringent action against the blackmarketeers and hoarders, I do not 100 think the business community which is bent on making money only interested in its business of making money. The business 120 community is not there to do any social service to the people. They are there only to make money. As 140 such, blackmarketeers and hoarders should be punished and I may even ask why the MISA should not be 160 used against such undesirable elements in this country. When the Congress Government used the MISA against blackmarketeers 180 and hoarders, the Opposition parties and political leaders wanted all the political leaders to be released from jail and that 200 not a single political leader should be kept inside the jail in the name of blackmarketeering. But, at the same 220 time, they never wanted the undesirable elements to be let out.

Now I appeal to the Government to find out ²⁴⁰ whether undesirable elements like blackmarketeers and hoarders could be booked. At the same time, full liberty should be given to ²⁶⁰ the courts of law and the courts of law should not be closed to those people. Now, we find the Prime²⁸⁰ Minister of the country making appeals to the business people. But, how long do you go on making appeals to ³⁰⁰ them to lower the prices? So I appeal to the Government to see that the prices of essential goods are ³²⁰ reduced **5**0 that they come within the reach of the common man.

Sir, the agricultural production is going down because ³⁴⁰ the prices of fertilizers are going up, the cost of agricultural production is shooting up day by day, and the ³⁶⁰ backbone of the agriculturists and the small farmer, having been broken today, he is not in a position to do ³⁸⁰ his cultivation. I say that the small marginal farmer does not get credit facilities from the Government or from the bank.⁴⁰⁰

So, I appeal to the Government to help the agriculturists and the small farmers so that they may do

their ⁴²⁰ cultivation work properly and the agricultural production of the country is increased. We were pleading that a crop insurance scheme ⁴⁴⁰ should be chalked out so that it would give relief to the farmer. His crop has to depend on the ⁴⁶⁰ vagaries of nature. Sometimes there are droughts and sometimes there are heavy floods, and all ⁴⁸⁰ that. So there should be a crop insurance scheme. I hope the Government will consider this matter.

Then there is 500 the question of excise duty on bidis. I do not know why the Government did not leave this item. Bidi 520 is used by the commonest man and it is not a luxury item. I appeal to the Government that even 540 at this late stage they should reconsider their stand. They should not be dogmatic on this matter and they should 560 not take it as a prestige issue. After all, bidi is being consumed by the commonest man. Lakhs and lakhs 580 of people are dependent on bidi for their livelihood, they are working as bidi workers in bidi factories. So I 600 appeal to the Government that the excise duty on bidis should be reduced and there should be no tax on 620 bidis.

Sir, I may also bring to the notice of the Government another important matter of the Karnataka State. In Karnataka 640 State, the constitutional machinery has failed today and the Central Government has appointed Judge to go into the corruption charges 660 against the Chief Minister of Karnataka. This is the first time that a Chief Minister has challenged the authority of 680 the Central Government to appoint a Judge against his will. The Chief Minister says that the Central Government has got no 700 authority to appoint a Judge against his will. Now the matter is pending in the Supreme Court. Not only that 720 the Karnataka Chief Minister appointed his own Judge to go into the corruption charges against him and his own officers 740 to place the records before the Judge appointed by him. That thing is going on in Karnataka. Apart from this, 760 rebel Ministers have come up. The Chief Minister and the Ministers are collectively responsible to the people at large, but 780 what is going on there? The Chief Minister has no confidence in his own Ministers. They are known as rebel 800 Ministers. Neither have they resigned from the Karnataka Cabinet, nor has the Chief Minister shunted them out. These are the 820 affairs of the Karnataka State. I plead the Central Government to take appropriate steps to run the Government machinery smoothly. 840

VAGARIES: freak, extravagant action; STRINGENT: strict, not easy to comply with;

That is national integration? It is first and foremost emotional feeling that binds all, individual citizens of 20 this country into one of the great nations. The Indian society is essentially plural, with immense diversities of language, culture, local customs 40 and traditions in food, dress, family life and social intercourse and religion. It is this immense diversity that often tempts 60 people to regard India, not as a country, but as a "continent" or a "miniature world" and makes Indian life 80 a grand, variegated mosaic of peerless beauty. This is our great inheritance which few other countries can boast of, and 100 we must do all we can to preserve its salient and beneficial features. But if we have to live and 120 grow as a nation, we must make every citizen of this country realise the basic underlying unity in all this 140 apparent diversity, and we must also strive to eliminate, or reduce to the minimum, the divisive forces of communalism, regionalism 160 and linguism that tend to disrupt or cloud this unity. National integration may be said to have been achieved when 180 the positive and unifying forces reign supreme in national life, and the negative and divisive trends are controlled, if not 200 totally eliminated. This is our goal. It is in this direction that we have been moving throughout our long history. 220 It is, in a way, a long and endless journey to a great destination. As with liberty, eternal vigilance is 240 the price that we have to pay for national integration as well.

The binding together of all citizen, in spite ²⁶⁰ of all their diversities, into one nation has to be attempted in several directions. It is not a single strand, ²⁸⁰ but a union of several strands which will determine the strength of the national fabric. National integration will, therefore, have ³⁰⁰ to be positively sought through political, economic and social development, through education, through a decentralised, just and fair administration, and ³²⁰ through the generation of confidence and a feeling of security among the minority groups. Each of these aspects deserves some ³⁴⁰ examination. To begin with, national integration is a highly political issue. It is the responsibility of the political system to ³⁶⁰ keep the country together, and to provide the leadership for strengthening national integration in all walks of life. The Indian ³⁸⁰ National Congress provided this essential cohesion for the last 90 years. This

has been its great service to the people. 400

The relationship between national integration and socioeconomic development is also equally close and, in fact, as mutually interdependent as 420 the chicken and the egg. National integration which is needed for the very survival of a

nation is a pre-condition 440 for development because India must live before India can grow. At the same time how can feelings of national integration 460 survive for long in a situation of great poverty, where nearly half of the entire population lives below the poverty 480 line, and where there are large disparities in income between one social group and another? We must therefore strive our 500 best to abolish at least the government, in the organised industry and in the public sector corporations, 520 whose incomes and perquisites are well above the general economic level of the population. On the other hand, we have 540 large masses of very poor people living in urban slums, small and marginal farmers and landless agricultural labourers in rural 560 areas who are unemployed or underemployed whose incomes are very low and who cannot even look forward to two square 580 meals a day for most of the year. I know this from my personal experience because I have lived for 600 last six year in rural areas and worked as a farmer. How can we hope to have a cohesive society 620 or national integration in a background of such glaring socio- economic inequalities and injustice? We must, therefore strive to bring 640 about rapid socio-economic development with social justice. This will create a healthy and hopeful atmosphere in country and 660 reduce the inevitable consequences which extreme disparities generate. Greater and more rapid socio-economic development will follow. It is this 680 golden cycle we must try to establish. The creation of conditions in which every citizen may be effectively involved in 700 the administrative processes is yet another aspect of national integration. We must endeavour to re-orient the administration so that the 720 services are democratised and made more responsive to the needs and aspirations of the common man. It is also necessary 740 to ensure that the common man is assured justice and fair play in all matters which affect his daily life. 760 Even more important are the reforms which will decentralise authority from the Centre to the States within the constitutional 780 framework and without in any way endangering the fundamental unity of the country. The Centre and the States are not 800 big and small brothers, but joint partners in national development. Even more important is the devolution of authority and responsibility 820 right down to the present centralised system where fewer people tend to take the basic decisions for the common man. 840

DIVERSITY: varied;

STRIVE: to try hard; ABOLISH: end existence of; VARIEGATED: marked with politics of different colours; DEVOLUTION: allocation; STRANDS: fibre, loose hair; DECENTRALISED: irregular distribution among local people;

r. Vice-Chairman, Sir, I am indeed grateful to the House for their constructive co-operative and creative approach and particularly, 20 for lifting the whole debate without in any way bringing in party politics in So far as the export-import 40 aspect of the Commerce Ministry is concerned, it has been treated to be very much vital for the national economy, 60 and naturally I do treat the various suggestions that have been put forward including the criticisms as a healthy sign. 80 I have no doubt that these suggestions will help me in further improving the working of my Ministry. Sir, certain 100 issues have been made out by the Hon. speakers, and particularly these questions have been put to me. What is 120 the exact strategy of the Government? How does the Government look at the whole Commerce Ministry at the export trade 140 and the import trade? It is in this context that I felt that I should spell out the policies in a 160 very precise form and the House will please bear with me if I read, to that extent, a part of 180 my speech. And afterwards, I shall take up the suggestions from the Hon. Members.

Sir, Ministry of Commerce has a very 200 important role to play in the economy of the country. The export production efforts, the import and export policies, our 220 attitude to international trade policy matters are integral components of the Government 's overall developmental strategy of promoting growth with social 240 justice. It goes without saying that to perform its task effectively, the Ministry of Commerce and the organisations and agencies ²⁶⁰ under it as also its representatives abroad form a wellknowingroup manned by honest, sincere and dedicated persons. Soon 280 after I took charge of this Ministry, I had to take urgent measures to cleanse and reorganise the Ministry. Those 300 persons about whom there were reasons to believe that they placed the consideration of themselves or other individuals above the 320 interests of the country had to be relieved of their responsibilities and steps have been taken to find suitable replacements. 340 The internal working of the Ministry has also been restructured with a view to increasing its efficiency. I am also 360 presently engaged in the task of examining ways and means of strengthening our commercial representation abroad so as to serve 380 our trade interests better. Sir, I suppose this was a good policy which was also appreciated by the Hon., Members.

Sir, let me take this opportunity to outline the basic thrust of our policies which derive their logic from the 420

Government's commitment to achieve full employment of our precious human resources as rapidly as possible and to accelerate our progress 440 in the path towards economic self-reliance. With our new priorities, in order to meet the necessary import needs of our 460 growing economy, we reiterate our commitment to the goal of rapid export expansion. As Hon. Members are aware for the 480 current year, our export target is placed at Rs. 5,700 crores, amounting to a growth rate of our export 500 as high as 12 to 13 per cent. Sir, the basic element of our new approaches are to shift our 520 export mix towards the dynamic exports. These dynamic exports will be the leading sector of export expansion. These leading sectors 540 are the ones in which we have long-term competitive advantage and whose export growth can be sustained without the 560 help of longterm artificial crutches. These leading sectors of export expansion are engineering goods, readymade garments, leather manufactures580 handicrafts and technology intensive products, e.g. exports of consultancy and engineering services and project exports. The second element of our 600 new export strategy for our traditional exports is to increase their productivity and to diversify the commodity mix so that 620 we maximise domestic value added in these traditional exports. For instance, we are shifting away from our exports of raw 640 hides and skins to finished leather and leather manufactures. We will be exporting progressively larger amounts of packet and bagged 660 tea rather than bulk tea. Similarly, we will be increasing domestic value added in the exports of renewable natural resources 680 that is, marine products, forestry products, etc., or depletable resources like ores and minerals.

Third element of our export 700 strategy is to minimise social costs of our exports by regulating the exports of essential mass consumption items. In case 720 of items such as oilseeds, pulses tea, vegetables, onions etc. domestic requirements will always take precedence over the exports and 740 export efforts will not be allowed to have adverse effect on domestic availability or price. That does not mean that 760 we shall not export. Here the question is one of safeguarding the interests of the producers and also of the 780 consumers and ultimately it is a question of safeguarding the interest of our country. However, I must underline that in 800 many items we may have to restrain domestic consumption to fulfil our export commitments. Such a sacrifice, if at all 820 it can be called as sacrifice, should not be looked upon with any undue concern.840 PRECISE: exact; STRATEGY: policy in war; ACCELERATE: to raise gradually; REITERATE: to state again; A.

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The problems we have to face in world affairs at the present moment bear a great deal of relation to 20 the conflicts that are going on. We have stated repeatedly that our foreign policy is one of keeping aloof from 40 the big blocs of nations and being friendly to all countries and not becoming entangled in any allinaces, military or 60 other, that might drag us into any possible conflict. That does not, on the other hand, involve any lack of 80 close relationships with other countries. The House will remember that sometime back I mentioned the question of India's possible relationships 100 with the Commonwealth and I informed the House of the broad lines of our approach to this problem and I 120 gathered that the House agreed to it. Subsequently, the question as considered by the National Congress at its Jaipur session 140 and in broad lines they also laid down the policy to be pursued. As far as we are concerned, we 160 propose strictly to adhere to those directions. Of course, changing circumstances have to be understood and interpreted in different ways, 180 but the broad lines of our policy have been laid down and that India will naturally and inevitably 200 in the course of a few months become an Independent Republic and in our external, internal or domestic policy, 220 political policy, or in our economic policy, we do not propose to accept anything that involves in the 240 slightest degree dependence on any other authority.

Subject to that, we are prepared to associate ourselves with other countries in 260 a friendly way. We are associated today in the United Nations with a great number of countries in the world. 280 Anything else that we might do will naturally have to be something that does not go against our association with 300 the United Nations. It is only in terms of independent nations co-operating together that we can consider the problem of 320 our association with the Commonwealth. There may be, as some people have suggested, alliances with this or that nation. Alliances 340 usually involve military and other commitments and they are more binding. Other forms of association which do not bind in 360 this manner, but which help in bringing together nations for the purpose of consolidation, where necessary, of co-operation, are, 380 therefore, far more desirable than any form of alliance which does bind and will help us to achieve our main target. 400

Recently there was a conference on Indonesia held at India's instance in New Delhi and many countries from Asia attended 420 it, besides Egypt, Ethiopia, Australia and

New Zealand. The conference forcibly brought several matters before the world's eye and one 400 of the resolutions passed at that conference was that we should explore methods of close co-operation. We are pursuing that 460 line of enquiry and perhaps in the course of a month or two or perhaps more we may have some 480 more definite results to consider possibly we might have another conference to consider the possible lines of co-operation.

Again, that 500 co-operation can only be the cooperation of independent nations without the least commitment of one to the other. But it 520 is a fact that there are so many matters in common between us that it is helpful for us to 540 co-operate with one another. We have not yet decided what the region of co-operation might be, because India is interested 560 in several regions in Asia whether all should be grouped together or separately I do not know. That is for 580 us to consider together and to decide what is more feasible, but in any event two facts have to be 600 borne in mind. One is that whatever structure of co-operation we may build up will be entirely within the scope 620 of the Charter of the United Nations. Secondly, there will be no binding covenant in it, and this will largely 640 be an organization for the consultation and co-operation that naturally flow from common interests.

So our policy will continue to 660 be not only to keep aloof from power alignments, but try to make friendly cooperation possible. Fortunately we enter upon 680 our independence as a country with no hostile background in regard to any country. We are friendly to all countries. 700 Our hostility during the last 200 years was mainly directed towards the dominating power here and because of India's 720 independence that hostility has largely vanished, though it may survive in few people's minds. So we approach the whole world 740 on a friendly basis and there is no reason why we should put ourselves at a disadvantage, if I may 760 say so, by becoming unfriendly to any group. I think that India has a vital role to play in world 780 affairs. The various ideologies that confront the world today, the various 'isms' which threaten conflict repeatedly, may have a 800 great deal, I think, to commend themselves, but all of them have been derived, if I may say so, from the 820 background of Europe. Well, the background of Europe and Asia is not something apart from the background of the world. 840

FEASIBLE: practicable; COVENANT: bond; VANISHED: disappeared; EXPLORE: to discover;

ENTANGLED: involve in difficulties; ALLIANCE: union by treaty;

feel privileged to be here today to inaugurate this very important national conference on the role of our women²⁰ Lin processes of nation building. Is it not a comment on our social and political consciousness that we still feel40 it necessary to organize such a conference on a theme as obvious as this? Can it ever be that half50 the population of a nation has to even reiterate its relevance to the processes of nation building? The time has 80 come for us to give due place in our society including our political institutions, our economic processes and in every100 walk of life, to our mothers, sisters and daughters. To those who make our homes, nurture our children, shape and 120 mould the citizens of India of tomorrow. No nation can stand proud if it discriminates against any of its citizens.140 Certainly no society can claim to be a part of the modern civilized world unless it treats its women on160 par with men. The time for genuine and full empowerment of our women is here and now. This is an 180 idea whose time has truly come, but whose realisation we must all now work to ensure and to make this happen.²⁰⁰

We in our country must never forget our own proud legacy in this regard. No democratic revolution had ever before²²⁰ given women equality of status as our leaders did during our own freedom movement. Even the French Revolution did not²⁴⁰ give equality or fraternity or true liberty to the French women. Against this backdrop of history, India's freedom struggle made²⁶⁰ a historic and heroic departure by upholding women's rights. Mahatma Gandhi declared that as long as women of India did not280 take part in public life there was no salvation for our country. Large-scale participation of women became the300 defining feature of our struggle for our independence. Out of that came the recognition that our men must play their 320 due role in all processes of governance. Our Constitution was based on the idea of gender equality and the necessity340 to empower women. When we found that in actual practice this was not getting reflected, leaders of the stature of 360 Jawahar Lal Nehru took specific steps to promote gender equality and women's empowerment. I recall Indiraji asking the³⁸⁰ Planning Commission to focus specially on "Women and Development" when we were drafting the Fourth Five-Year Plan for economic development here. 400

Every five years, a million women are being elected to the Panchayats of our country. This large-scale mobilization of 420 women in the public life of our country is an unprecedented event. It is the most important political

intervention aimed440 at the empowement of women anywhere in the world. We salute the role played by our Prime Minister in460 launching this great journey of women's empowerment in India. The time has now come for us to move ahead on 480 this path. The Common Minimum Programme of the UPA government recognizes the political, legal, educational, and economic empowerment500 of women as one of our top most priorities. We consider the empowerment of women as one of the key520 principles of good governance. We have already taken several steps in this regard. The gender responsive legislation and gender responsive540 budgeting that we have initiated will go a long way in making governments and governance more gender sensitive. We are 560 pursuing legislation that will provide flexibility in working hours to women and encourage greater employment of women in the industrial⁵⁸⁰ and services sectors. We have passed a bill on protection of women from domestic violence. We have effected changes in the 600 Criminal Procedure Code and the Hindu Succession Act to empower our women.

I am also greatly heartened by the increasing 620 assertion of women's organisations in the campaign against violence against women and in movements demanding equal access of women to & education⁶⁴⁰ and employment. The NGOs and State governments that have empowered women through the growth and spread of \$600 micro-credit and self-help groups have recently won the admiration of distinguished visitors from abroad including the President of the World Bank who told me that these are the best examples of women's empowerment anywhere in the world. Government⁷⁰⁰ NGO partnership has been successful in enlisting the participation of women in governance. Therefore, I am convinced that the 720 empowerment of women must begin at the very beginning itself, even before birth. The unacceptable crime of female foeticide, 740 being encouraged by the widespread misuse of modern technology and its mindless and commercial exploitation must be stopped.760 This dastardly social phenomenon must be socially boycotted and legally punished. I urge all concerned citizens to come forward to put⁷⁸⁰ an end to this misuse of medical technology. The hazardous effect of this practice is already there for us⁸⁰⁰ to see in some of our most developed states like Punjab, Haryana, Gujarat, Maharashtra and Delhi. This is creating a gender imbalance in our population that is harmful to our Nation and society. We must therefore, try to restore balance by protecting.840

REITERATE: to state again;

GENUINE: real; LEGACY: inheritence;

FRATERNITY: brotherhood; DASTARDLY: cowardly.

conserve their depleting reserves of crude. We also appreciate their desire to a strengthen and diversity their economies through investments financed by larger revenues from their exports of oil. We extend⁴⁰ our support fully to them in their efforts to secure a dominant role in the international trade in oil which⁶⁰ has hitherto been controlled by a handful of private oil companies. We have cordial relations with oil-exporting countries. The adverse impact of the rise in oil prices on the economies of developing countries like India is recognised by the friendly countries in Western Asia. We have to devise ways and means of ensuring that this genuine concern is adequately and means of ensuring that this genuine concern is adequately countries and hope that we can find just solutions through appropriate mutual arrangements.

We have satisfactory reserves of coal and sizeable potential of hydroelectric power. We possess160 the technology for nuclear power generation. We are hopeful that our efforts at oil exploration will yield results. Given a¹⁸⁰ little time and the necessary resources, we should be able to develop these to meet our needs. But the intervening²⁰⁰ years will be difficult and will call for the most disciplined effort on our part and understanding from our friends. 220 Government is organising a massive effort to develop our indigenous sources of energy and to maximise our earnings from exports.240 Efficient and increased production of our own sources of energy and of exportoriented industries, utmost economy in the use260 of oil products and selective restraints on domestic consumption of exportable goods are essential for the success of this effort. 280 I appeal to all sections of the people to co-operate fully with the measures that will be taken by Government.300 The search for oil, on-shore and off-shore, will be pursued with vigour. The exploration which has begun in 320 one offshore area will be intensified. We have already a joint venture for a.... production of crude oil in Iran. 340 The Oil and Natural Gas Commission has started exploration in a prospective area in Iraq and similar ventures elsewhere are360 under consideration. Schemes for the generation of power will be given high priority. Special attention being paid to improve³⁸⁰ the working of existing Units and the earlier commissioning of projects which are in an advanced state of construction. 400

INDIGENOUS: locally produced EXPLORATION: to search;

GENUINE: real; INTERVENING: to come in between.

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The key to the success of our efforts in insulating our projected targets of economic growth from the rise in⁴²⁰ prices of Oil lies in larger production and transport of coal. Department of Mines and the Railways have to gear⁴⁴⁰ themselves to the task of raising and moving the coal to various centres of consumption. The State Governments on their⁴⁶⁰ part should ensure that necessary basic facilities like power and feeder roads are made available. A great responsibility rests on⁴⁸⁰ the managements and the one and a half million workers of the mines and the Railways. With their co-operation the⁵⁰⁰ production of coal will be increased in 2007-08 to 290 million tonnes, if not more, and⁵²⁰ a steady flow will be maintained to keep wheels of industry running smoothly.

In the present situation, the maintenance⁵⁴⁰ of production, particularly in essential sectors, is an obligation we owe to our people. In recent months, the workers have⁵⁶⁰been experiencing considerable economic difficulties. In spite of this, our workers, who have a proud heritage of patriotism, know very⁵⁸⁰ well that the situation can be improved only if the social tasks of production are viewed in the larger national⁶⁰⁰ perspective. Therefore, workers have to make a supreme effort to increase production and to ensure quick and uninterrupted movement. The⁶²⁰ is this only way in which they can contribute to relieve the shortages faced by the common people.

The Draft⁶⁴⁰ Eleventh Five year Plan provides the framework and the programme to tackle the twin problems of food and fuel. The 660 strategy for agriculture is based on a combination of the application of new technology and widening the base of production. 680 The emphasis is on the one hand and for the small farmers700 on the other, so that the very process of increased production ensures wider distribution regionwise as well as between different⁷²⁰ sections of the people. The Plan gives special Importance to the development of power, coal, oil and transport and of"40 industries like fertilizers which are vital for agriculture. In a number of sectors, a large part of the output levels⁷⁶⁰ envisaged in the Plan is based on the assumption of full and more efficient utilisation of existing capacities. This is 780 as much a part of the Plan as new investment. For the first time integrated sub-plans are being prepared800 within the overall framework of State Plans for the development of backward areas, including hill and tribal areas, so that820 all sections of the people achieve certain minimum levels of social consumption in elementary education, rural health and rural electrification.840

PERSPECTIVE:natural form;
TACKLE:to solve; ENVISAGED: planned.

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his year we have commemorated the 75th anniversary of the 'Dandi March', inspired and led by Mahatma Gandhi,20 in a variety of ways. Thousands of admirers and followers of Gandhiji, from India and overseas, re-enacted the famous Dandi March.40 Many Congressmen and women, inspired by the leadership of Soniaji, participated in this historic re-enactment. Our Government issued special commemorative⁶⁰ postage stamps. I am very happy that today we meet here to issue special commemorative coins. I compliment my colleague⁸⁰ the Finance Minister for the initiative he has taken in this regard. We all salute Mahatma Gandhi for the courage of his100 conviction and the power of his symbolism. Holding up a fist of salt from the soil of Mother India, 120 Gandhiji made British Rule unpalatable. It was a historic moment in the creation of free India. I have spoken on 140 several occasions during this year on the significance of Dandi March. The Dandi March was not only a March for Independence. 160 It was also a march for the uplift of the poorest of the poor; the emancipation of women 180 and their) empowerment; the removal of untouchability; the assertion of the right of our people over the natural resources200 of which they are the inheritors and owners; the establishment of unity of people professing diverse faiths; and, above all,220 it was a march for our spiritual regeneration.

It was also a march of unity, of all Indians, irrespective S of²⁴⁰ caste and religion, language and region. The inclusive nature of our National Freedom Movement created the foundation for our inclusive democracy²⁶⁰ of which we are justly proud. By following Gandhiji's life and deeds, by recapturing the spirit of his ideas,280 like Dandi March, we can build the India of Gandhiji's dream. An inclusive and prosperous India. In celebrating the300 anniversary of the Dandi March we must remember that our \(\frac{1}{2} \) leaders wanted to free us from foreign rule and 320 from a mindset of dependence. They wanted each one of us to stand for our own rights and take pride340 in our being Indians, the children of Mother India. The idea of self-reliance is important even today. However, self-reliance360 does not imply pursuing a policy of anarchy. It does not mean cutting ourselves away from the world.380 Self- U reliance in the modern world implies the ability to pursue one's interests with self-confidence and faith in one's own capabilities.400

Let me begin by expressing my sincere gratitude to my leader and to each one of you for this interaction. We are here to take stock of the implementation of some key promises we made to the people while seeking their mandate. We were Progressive Shorthand (Monthly) August 2024

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returned to power, at the Centre, not just on a wave of resentment against the450 NDA but equally on a wave of hope and faith in our ability to provide a Government that cares. 480 It was a positive vote for a secular and a liberal Government. A forward-looking and modernising Government. An inclusive500 and transparent Government. I am pleased to report that in the 16 months that NDALLE the Government of the United Progressive Alliance520 has been in office, we have implemented nearly three-fourths of the commitments undertaken in the National Common Minimum Programme.540 The most important contribution of our Party in 3 Government has been to bring the Nation back to the politics of moderation and the economics of equity and development. The weaker sections of society - the marginalized, the depressed, the Minorities⁵⁸⁰ - feel a new sense of belonging and ownership in the destiny of our Nation. We have taken several steps to 600 ... empower Scheduled Castes, Scheduled Tribes, Minorities, Women, children, the disabled, senior citizens, and people living in the far reaches of this 620 vast land. A Bill to provide for b reservation of posts in civil services has been introduced.

We have taken⁶⁴⁰ several steps to ensure that commitments already made in respect of the empowerment of Scheduled Castes and Scheduled Tribes are 660 fulfilled in a timebound manner. A Group of Ministers on Dalit Affairs is monitoring our efforts to promote the welfare680 of Scheduled Castes. The Department of Personnel is closely monitoring fulfillment of quotas in Government jobs at the Centre. 700 I urge State Governments to also pay special attention to fulfillment of commitments to dalits and tribals at the State level.720 The Central Government > 6 will make sure that at least 80% of the vacancies in SC/ST⁷⁴⁰ reservation quota jobs in Government will be filled on a timebound basis. Scholarships for higher education for 760 SC/ST students have been significantly increased. A High Level Committee is putting together information on the social and 780 economic status of the Minorities in India. We have also taken 2 steps to economically and socially empower the Minorities and800 widen education and employment opportunities for SCs, STs and a.... Minorities in the private sector. We propose to come forward820 with a New 15-Point Programme for the welfare of Minorities, with specific timelines and targets in the future.840

COMMEMORATE: to remember; EMAMCIPATION: to make free; ANARCHY: complete disorder; TRANSPARENT: opnness.

UNPARTABLE: not pleasing:

Exercise 25 (Legal)

his Court in J.K. (P) Ltd. versus New Kaiser-I-Hind Spg. and Wvg. Co. Ltd. has held that²⁰ once a winding up order is passed, the assets of the company under liquidation are passed under the control⁴⁰ of the liquidator, whose statutory duty is to realize them. Thereafter, the creditors are paid out by the liquidator from the sale proceeds of the assets of the liquidated company. The creditors have to be paid in terms of the waterfall or priority mechanism. Therefore, payment has to be first made in terms 529? of Section 529 of the Companies Act100 to overriding preferential creditors, then to preferential creditors in terms _______530 of Section 530 of the Companies Act and 120 lastly, payment has to be made and distributed pari passu among the ordinary or unsecured creditors. This objective and intent is also 140 3. apparent when we examine the Company Court Rules, as ℓ per which the liquidator is to fix a date on 160 or before which " all creditors of the company are to prove their debts or claims and to establish any title 180 they may have to priority under Section 530 of the Companies Act. Not only this, the rules enable a200 creditor to claim interest up to the date of the winding up order, and in certain circumstances, payment of interest²²⁰ subsequent to the date of winding up. There is, held in Dena Bank Versus B. P. Parekh & Co. and Others, which we will subsequently elucidate.

This brings us to the260 interpretation of the expressions debt 'due' and debt 'due and payable' in Section () 530(1)(a) of the 280 Companies Act. The interpretation is no 53 longer debatable in view of the judgment of this Court in Rajratha Naranbhai Mills Co. Ltd. 300 versus Sales Tax Officer, Parry, which has approved the view taken by D.A. Desai, J., in his320 judgment in Sales Tax Officer, Parry versus R. N. Mills Co. Ltd. and Another, a judgment, which, we respectfully D.A.L. submit, forms340 the foundation of our reasoning and ratio in the present case. This Court in R. N. Mills Co. Ltd., agreeing with the 360 views expressed by D.A. Desai, J. in Sales Tax Officer, Parry, overruled the judgment of the division bench³⁸⁰ under challenge, for several reasons, to hold that the words debt 'due' occurring in the first part and the words as such _____ here.400

Therefore, for a government debt to be covered under clause (a) to Section 530(1) of the Companies Act, 2 Park 10 it420 must not only be a debt 'due', but it must also be a debt 'due and payable' within twelve months next before the 3 2530(1)

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relevant date. The requirements of the latter portion of clause (a) to Section 530(1) of the Companies Act⁴⁶⁰ are dual and cumulative, which is debt 'due and payable', and not one that is 'due'. The debt 'due' must have 480 become payable at any time within twelve months next before the relevant date. The debt 'due and payable' prior500 to twelve months next to the relevant date is not a preferential debt in terms of Section 530(1)(a)⁵²⁰ of the Companies Act. Such debt will rank pari passu with ordinary or unsecured creditors, without any preferential treatment.540 In this regard, we quote the following passages from the decision of this Court in R. N. Mills Co. Ltd. as such. 560 We have gone through both the judgments afore- referred to very carefully and minutely and have heard learned counsel on the 580 conflicting decisions. There are wide ranging discussions in the interpretative process relating to 5. the word 'due' occurring in the 600 earlier part of the provision and the words 'due and payable' in the later part, and whether they are different620 expressions meant to convey differently or they mean the same thing. With due respect to the High Court, we feel⁶⁴⁰ that relevant and important considerations and material though available, which could go to interpret the section purposively was overlooked, and660 at this juncture we wish to put it to use.

In A. Ramaiya's The Companies Act it has been noticed⁶⁸⁰ that Section 530 of the Companies Act, 1956 has been largely recast and amended in the light of the 700 following recommendations of the Company Law Committee in paragraph 218 of their Report: In this connection we should like 720 to refer to a memorandum that we received from the Central Board of Revenue, on the question of a priority740 to be given to Crown demands generally and, in particular, to \. \. arrears of incme tax, super tax760 and corporation tax. It was suggested that there should be no time limit for the preferential payment of these Crown debts and that 780 Section 230 of the Indian Companies Act should be amended accordingly. The practical difficulty of giving effect to the 800 suggestion is that it would place a great majority of the unsecured creditors of the company at the mercy of the820 income tax authorities, inasmuch as, whatever may be the nature of the security on which they may have lent money.840

PARIPASSU: in propostion to claim; ELUCIDATE: to explen in detail;

MEMORANDUM: representation of mands.

Exercise 26 (Legal)

he appellant's right first of all flows from the Master Circular dated 29.01.1991, as has been rightly²⁰ contended by learned counsel for the appellant. For the sake of convenience, we extract herein below the relevant clauses:40 One, Substitutes engaged should be paid regular scales of pay and allowances admissible to the post against which they have been⁶⁰ appointed irrespective of the nature of duration of the vacancy. Two, they be allowed all the rights and 80 privileges as are admissible to temporary railway employees on completion of four months continuous Service. Three, substitute school teacher may,100 however, be afforded temporary status after they have put in continuous service of three months. Their service to be treated 120 as continuous for all purposes except seniority on their eventual absorption against regular posts after selection. Four, the conferment of 140 temporary status after completion of four months continuous service in the case of others and three months continuous service160 in the case of substitute teachers mentioned above does not entitle them to automatic absorption or appointment to Railway service unless180 they are selected in the approved manner for appointment or absorption to regular posts. Five, Service of substitutes will count²⁰⁰ for Pensionary benefits from the date of completion of four months continuous service provided it is followed by absorption.²²⁰ The other side of Substitutes, who have acquired temporary status should be screened by screening Committees and not by240 Selection Boards, constituted for this purpose before being absorbed in regular Group-'C' and Group-'D' posts.

Such a screening Committee²⁶⁰ should consist of at least three members, one of whom should belong to the SC/ST Communities and another²⁸⁰ to minority communities." Gaps which may occur in service of substitutes between two engagements should be ignored for the purpose of³⁰⁰ temporary status on completion of four months services and in case of teachers, on completion of three months service." The date of appointment of a substitute to be recorded in the service book against the column "date of appointment" should be the date on which he /she attains temporary status after continuous service of four months if the³⁶⁰ same is followed by his/her regular absorption. Otherwise, it should be the date on which he/she³⁸⁰ is regularly appointed/absorbed. This applies to substitute teachers also who attain the temporary status after a continuous service of three months only. (1403)

A reading of the above clearly shows that on completion of three months of continuous service as substitute teacher, the incumbent acquires temporary status. It is also clear that Yx Progressive Shorthand (Monthly) August 2024

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substitutes who have acquired temporary status should be screened by the screening Committee and not by Selection Board. It is also clear that under Clause Five, gaps which may occur in service of substitutes between two engagements should be ignored for the purpose of temporary status on completion of four months service and in case of teachers, on completion of three months service. Further, it is clear that the date of appointment should be the date on which they attained temporary status in the event they are regularly absorbed. As is clear service from the dates mentioned hereinbelow that the appellant having acquired temporary status on 04.03.1990 in view of his absorption in the service as for a primary teacher.

The authorities are wrong in stating that in the case of and the appellant this Court had not secific order who directed any specific order regarding continuity of service. This Court's order of 15.02.1996 has to be600 read with the order in the case of Smt. J. D. Roy. Nowhere in the order of this Court⁶²⁰ in the appellant's appeal had the benefits available to the appellant under the Master Circular 1996 8 been taken away. In the case⁶⁴⁰ of Smt. J. D. Roy, by abundant caution, the Master Circular was referred to and the rights granted therein were 660 reiterated expressly in this Court's order. On the facts of the present case, we are not persuaded to accept the 680 contention of the respondent that the order of this Court in the appellant's case should be so read as having700 denied him the benefits of Master Circular. The appellant being identically situated with the other absorbees in the order could not have been 720 discriminated and denied the benefit of his service from 04.03.1990 to the date of his absorption.740 The Tribunal and the High Court have grossly erred in denying the relief by wrongly understanding * the orders of this Court 760 and the legal position. We direct that 5.04.03.1920. the appellant will be entitled to take into account the past service 780 rendered by him as substitute teacher in different spells, from the date of obtaining temporary status. The appellant should be 800 1 extended the same benefits as were extended to others, who were granted continuity. The appellant has superannuated now. The pay⁸²⁰ of the appellant shall be re-fixed after granting continuity of service with all consequential benefits in accordance with Clause 6.840

CONFERMENT: to continue for long period;

ABSORPTION: to make permanent: INCUMBENT: official position heid;

SUPERANNUATED: expiry to term of appointee.

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