

disinvestment to reduce our fiscal deficit. In this situation, there are limitations to which you can implement this sort of approach. If we were starting from an ideal stage, his suggestion would have a lot of merit.

He also suggested that we should use surplus land. I for one favour that sort of proposal if it finds favour with the State Governments.

उपसभापति: और भी सवाल बाकी हैं, मनमोहन सिंह जी?

SHRI MANMOHAN SINGH: Madam, I am coming to the last issue. Mr. Vayalar Ravi suggested that all those public sector undertakings which are viable should be given all possible encouragement. I heartily endorse his suggestion. I am not familiar with the case of the Hindustan Machine Tools. But it quite often happens that when many public sector units fall into bad debts, they try to blame the Government. They try to blame the banks. But as the HMT is concerned, I can assure Mr. Ravi that right now a restructuring programme is being considered. We consider the HMT as a great national asset. We will give it all possible assistance to flourish. So on that point, there should be no doubt at all.

THE DEPUTY CHAIRMAN: I hope the Members are satisfied. If some Members are not satisfied, we cannot help it.

I have a Bill for introduction Mr. P.M. Sayeed.

THE INDIAN PANEL CODE (AMENDMENT) BILL, 1994

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P.M. SAYEED): Madam, I beg to move for leave to introduce a Bill further to amend the Indian Penal Code.

The question was put and the motion was adopted.

SHRI P.M. SAYEED: Madam, I introduce the Bill.

REFERENCES—CONTD.

Re. Misuse of TADA

उपसभापति: मनमोहन सिंह जी को अब जाने दो, इन्होंने खाना नहीं खाया है। Let us have some courtesy for the Finance Minister. *(Interruptions)* Still, the Members insist on Zero Hour. What about the Railways? We have two hours for it and then we have a statement at five o'clock on a very important issue about Pakistan's nuclear capability. What would you like? *(Interruptions)* But, the Appropriation (Railways) Bills have to be sent back. I told you that there is a technical difficulty. *(Interruptions)* I know it.

श्री प्रमोद महाजन: वह तो 5:00 बजे है।

THE DEPUTY CHAIRMAN: I Know it.

SHRIMATI MARGARET ALVA: Madam, the Government Business and the financial matters should also be considered by the House. *(Interruptions)* The Calling Attention has gone on for five hours. The Calling Attention should have been finished in two hours. *(Interruptions)*

SHRI GURUDAS DAS GUPTA: Madam, you were present in the Chamber of the hon. Chairman.

श्री प्रमोद महाजन: एक बार आपके साथ भी तय हुआ, यह अच्छा तरीका नहीं है हाउस में काम-काज का, इससे बहुत गलत संदेश जाता है। आज ज़ीरो आवर में ऐसी क्या बात है जो ज़ीरो आवर को बचाया जा रहा है?

THE DEPUTY CHAIRMAN: If you

ask my opinion, I would like to inform you that it is the decision of you all that the day we have a Calling Attention, there should be no Zero Hour and no Special Mentions.

SHRI GURUDAS DAS GUPTA: I am not going into it. We have our profound faith... (Interruptions)

THE DEPUTY CHAIRMAN: I will allow. TADA has been discussed thrice before in this House. If again, people want to speak on TADA, it is fine.

मिस्टर ओबीदुल्ला आजमी, आप बोल तो चुके हैं "टाडा" पर, अभी क्या बोलेंगे?

मौलाना ओबीदुल्ला खान आजमी (उत्तर प्रदेश): नहीं, मैडम, मैं बोल नहीं चुका हूँ, आप इजाजत दें तो मैं बोलूँ।

شری عبید اللہ خان اعظمی: نہیں میڈم میں بول نہیں چکا ہوں۔ آپ اجازت دیں تو میں بولوں۔

श्री सतीश अग्रवाल (राजस्थान): उस रोज़ बिना इजाजत बोले थे, आज इजाजत से बोल रहे हैं।

मौलाना ओबीदुल्ला खान आजमी: मैडम, बहुत-बहुत शुक्रिया। मैडम, "टाडा" का कानून पंजाब में दहशतगर्दी को खत्म करने के लिए बना था और इस वक्त इस कानून का जो मिस यूज हो चुका है उसमें बिल-आखिर गरीबों की आँहें और बेकसूर लोगों पर होने वाले जुल्म की फरियाद पार्लियामेंट के रेवाल से टकराकर गूँज रही है। अब पूरा मुल्क बेचैन होकर—कानूनों, पढ़े-लिखे लोग और बगैर पढ़े-लिखे लोग, हर चहार जानिब से इस जुल्म के खिलाफ एक आवाज उठी है। (व्यवधान)...

मौलाना عبید اللہ خان اعظمی: اتر پڑیں میڈم۔ بہت بہت شکریہ۔ ٹاڈا

کاقانون پنجاب میں دہشت گردی کو ختم کرنے

کے لئے بنایا گیا اور اس وقت اس قانون کا

جو مرس یوز ہوئے ملک میں ہوا ہے اس میں

بالآخر غریب لوگوں کی آہیں اور بے قصور

لوگوں پر ہونے والے ظلم کی فریاد پارلیمنٹ

کے ایوان سے ٹکرائی گئی ہے۔ اب

پورامملک بے چین ہو کر قانون دان پڑھے لکھے لوگ اور بغیر پڑھے لکھے لوگ ہر چار جانب سے اس ظلم کے خلاف ایک آواز اٹھ رہے ہیں۔

THE DEPUTY CHAIRMAN: We will do the Appropriation (Railways) Bills without discussion. (Interruptions)

SHRI V. GOPALSAMY: How can the Appropriation (Railways) Bill be passed without discussion?

THE DEPUTY CHAIRMAN: Now, he is speaking. Don't interrupt. I do not want any more interruptions. Please sit down. You cannot have your cake and eat it too. You want to have Zero Hour, you want to have Special Mentions, you want to speak on the Appropriation (Railways) Bills and they should be sent back in time to Lok Sabha. How is it possible?

मौलाना ओबीदुल्ला खान आजमी: मैडम, दस्तूर हिन्द में यह साफ तौर पर लिखा हुआ है कि जो भी आदमी गिरफ्तार किया जाएगा, उसे... (व्यवधान)...

मौलानا عبید اللہ خان اعظمی: میڈم: دستوریہ ہند میں یہ صاف طور پر لکھا ہوا ہے کہ جو بھی آدمی گرفتار کیا جائیگا اسے... (مدخلت)...

THE DEPUTY CHAIRMAN: Now, it is important. If it is important, then you should tell this thing to your colleagues. Don't tell this thing to the Chair.

मौलाना ओबीदुल्ला खान आजमी: उसे 24 घंटे के अंदर मजिस्ट्रेट के सामने पेश कर दिया जाएगा। यह इसलिए किया गया है कि गिरफ्तार ईमान मजिस्ट्रेट के सामने असल वाक्यात बयान कर सके और उसकी गिरफ्तारी की वजह भी मजिस्ट्रेट के सामने बताई जा सके। लेकिन आम तौर पर दस्तूर हिन्द की इस दफा पर अमल-दरामद नहीं होता। दूसरा आम कानून यह है कि जब किसी आदमी को आप जेल में डालते हैं तो उसको सफाई का मौका मिलता है, लेकिन यह "टाडा" ऐसा कानून है जिसमें किसी भी आदमी को मुजरिम बनाकर जेल में डाल दिया जाता है और उसे सफाई का कोई मौका नहीं मिलता। इसलिए हम इस "टाडा" को काले कानून के साथ ताबीर करते हुए यह महसूस करते हैं कि जम्हूरियत के लिए यह कानून एक बदन्या दागा है और जब तक इसे खत्म नहीं किया जाएगा, जम्हूरियत के माथे से कलंक नहीं धुल सकता। जब भी ऐसे कानून

کانونساز اसेمبلیوں میں لایا جاتا ہے تو تب सरकार کی طرف سے ہمیشہ یہ فیصلہ کیا جاتا ہے کہ کسی ایسا ایمریٹ حالات کے لیے یہ قانون لایا گیا ہے، جیسے کہاب کے لیے یہ قانون لایا گیا ہے اور اس میں سمجھتا ہوں کہ دستور بندی کے دفعہ ۲۱ کے تحت ہندوستانی شہریوں کو بنیادی حقوق ملے ہیں یہ اس کی کھلی ہوئی خلاف ورزی ہے۔

مولانا عبید اللہ خان اعظمی: اسے ۲۲

گھنٹے کے اندر مجسٹریٹ کے سامنے پیش کر دیا جائے گا یہ اس لئے کیا گیا ہے کہ اگر قمار انسان مجسٹریٹ کے سامنے اصل واقعات بیان کر سکے اور اس کی گرفتاری کی وجہ بھی مجسٹریٹ کے سامنے بتائی جاسکے لیکن عام طور پر دستور بندی کے دفعہ پر عمل درآمد نہیں ہوتا۔ دوسرا عام قانون یہ ہے کہ جب کسی آدمی کو آپ جیل میں ڈالتے ہیں تو اس کو صفائی کا موقع ملتا ہے لیکن یہ مٹا ڈالا ایسا قانون ہے جس میں کسی بھی آدمی کو مجرم بنا کر جیل میں ڈال دیا جاتا ہے اور اسے صفائی کا کوئی موقع نہیں ملتا۔ اس لئے ہم اس مٹا ڈالا کو کالے قانون کے ساتھ تعبیر کرتے ہوئے یہ محسوس کرتے ہیں کہ جمہوریت کے لئے یہ قانون ایک بد نما داغ ہے اور جب تک اسے ختم نہیں کیا جائے گا۔ جمہوریت کے ماقے سے کلنگ نہیں دھل سکتا۔ جب بھی ایسے قانون ساز اسمبلیوں میں لائے جاتے ہیں۔ تب سرکاری طرف سے ہمیشہ یہ وعدہ کیا جاتا ہے کہ کسی خاص ایمریٹ حالات کے لئے

قانون لایا گیا ہے۔ جیسے پنجاب کے لئے یہ لایا گیا تھا مگر اب اس قانون کا نفاذ پورے ملک میں کر دیا گیا ہے اور میں سمجھتا ہوں کہ دستور بندی کے دفعہ ۲۱ کے تحت ہندوستانی شہریوں کو بنیادی حقوق ملے ہیں یہ اس کی کھلی ہوئی خلاف ورزی ہے۔

THE DEPUTY CHAIRMAN: Mr. Azmi, we are not having a discussion on TADA.

ہو گئی بات، اب دوسرے کسی सदस्य को बोलने दीजिए।

मोलाणा ओबैदुल्ला खान आजमी: मैं सिर्फ यह कहना चाहता हूँ कि इस कानून के जरिए बहुत ज्यादा जुल्म हुआ है, मुल्क के लोगों की कतह पूरा हाउस सुने और हुकूमत अपने बहरे कानों को खोले धरना हम यह समझने पर मजबूर होंगे कि एक मुजरिम को जुर्म की सजा तो दी जा सकती है, मगर अगर वह दहशतवाद नहीं है, टेरेरिस्ट नहीं है, तो उसे "टाडा" में बंद करने का क्या जवाज़ है? अगर इस तरह के बेकसूर लोगों को "टाडा" में बंद किया जाएगा तो हम यह समझने पर मजबूर होंगे कि हुकूमत-हिन्द खुद दहशतगर्दी को पैदा करने के लिए बेकसूर इसानों को मजबूर करती है। इसलिए मैं डिमांड करता हूँ कि "टाडा" का कानून मुकम्मल तौर पर खत्म किया जाए ताकि बेकसूर लोगों को राहत मिले।

मैडम, ह्यूमन-राइट्स कमिशन के चेयरमैन जनाब रंगनाथ मिश्र जी ने भी सुप्रीम कोर्ट का दरवाजा इस सिलसिले में खटखटाया है। यह कानून ऐसा है कि—

"न तड़पने की इजाज़त है न फरियाद की है, घुट के मर जाऊँ यह मरज़ी मेरे सय्याद की है"

हुकूमत इस कानून को खत्म करके मुल्क के लोगों को राहत और निज़ात दिलाए। शुक्रिया।

مولانا عبید اللہ خان اعظمی: میں صرف

یہ کہنا چاہتا ہوں کہ اس قانون کے ذریعے بہت زیادہ ظلم ہوا ہے ملک کے لوگوں کی گمراہ پورا لاقوس سننے اور حکومت اپنے

بہرے کانوں کو کھولے ورنہ ہم یہ سمجھنے پر مجبور ہوں گے کہ ایک مجرم کو جرم کی سزا تو دی جاسکتی ہے۔ مگر اگر وہ دہشت گرد نہیں ہے۔ ٹیوریٹ نہیں ہے تو اسے "ٹاڈا" میں بند کرنے کا کیا جواز ہے اگر اس طرح کے بے قصور لوگوں کو "ٹاڈا" میں بند کیا جائے گا تو ہم یہ سمجھنے پر مجبور ہوں گے کہ حکومت ہند خود دہشت گردی پیدا کرنے کے لئے بے قصور انسانوں کو مجبور کرتی ہے۔ اس لئے میں ڈیمانڈ کرتا ہوں کہ "ٹاڈا" کا قانون مکمل طور پر ختم کیا جائے تاکہ بے قصور لوگوں کو راحت ملے۔

میدم ہیومن رائٹس کمیشن کے سربراہ جناب رنگنا ناتھن مشرعی نے بھی یہی کہہ کر کہا کا دروازہ اس سلسلہ میں کھٹکھٹایا ہے یہ قانون ایسا ہے کہ۔

نہ تہ نپے کی اجازت ہے نہ فریاد کی ہے گھٹ کے مچاؤں یہ منہ می سرکھیا کی ہے حکومت اس قانون کو ختم کر کے ملک کے لوگوں کو راحت اور نجات دلائے۔ شکریہ۔

THE DEPUTY CHAIRMAN: Mr. Satish Pradhan.

SHRI SATISH PRADHAN (Maharashtra): Madam, our Internal Security Minister visited Mumbai and he made a statement there that TADA would be repealed. After hearing that some points have arisen in my mind. Therefore, I rise to raise those points. (Interruptions)....

SHRI PRAKASH YASHWANT AMBEDKAR (NOMINATED): Madam,.....

THE DEPUTY CHAIRMAN: I will abide by the Chairman's decision.

SHRI PRAKASH YASHWANT AMBEDKAR: Has any permission required from the Chairman?

THE DEPUTY CHAIRMAN: Yes, Pradhan Sahib, bolie.

SHRI PRAKASH YASHWANT AMBEDKAR: Then next time if anybody is allowed to associate himself in this House, then I will have to make noise in this House.

THE DEPUTY CHAIRMAN: You are free to do it.

SHRI PRAKASH YASHWANT AMBEDKAR: So many have associated themselves with this issue. If you don't allow somebody to associate himself, then it is discriminatory.

SHRI SATISH PRADHAN: One of the Members of the Treasury Benches in the other House has also mentioned about TADA. In this House many Members have mentioned about TADA and we are discussing the TADA. Unfortunately, when we are discussing about TADA, the *gunegars* or those who are arrested under TADA, are segregated on the basis of caste and creed. They are differentiated like that. I think it is not correct. All these *gunegars* should be treated as *gunegars*. The Home Minister had made several statements. All the statements were made when the Parliament session was going on. Therefore, I would like to know whether it amounts to a breach of privilege or not.

Some people had met the Internal Security Minister and he had made a statement. First I thought he had heard the other side of the story. I think he has not done so. He has not discussed the matter with the other side.

The hon. Minister of State in the Ministry of Home Affairs, Mr. Rajesh Pilot, has referred to the December '92-

January '93 riots and bomb blast cases. I would like to bring to the notice of the House that all the cases relating to riots and bomb blasts are going on in different courts. Will they not be affected by the Minister's statement? Is it not a way to pressurise the courts by indicating the Government's opinion about these cases? At the time of arrest or during that period the police officers were issuing statements after statements by giving the details about the happenings. Why didn't the complainants of today, including the hon. Minister of State for Home Affairs, raise objections at that time? This might be the first time in the history of the nation that the Government started separating the criminals on the basis of caste and creed. Is it fair? Is the law going to permit it?

Some time back, they arrested one of the bomb blast culprits and without the knowledge of the court they arranged his interview on TV. Then it became very difficult to answer the Court. At that time they said, "This was the only incident". But, according to my information, the Government has played another gimmick on 17th July, 1994 between 9 p.m. and 10 p.m.. They released a programme named 'Dial Your Opinion' on the All India Radio. In that programme, the interview released was one of the persons who was in the custody of the Magistrate in the bomb blast case. Madam, today in Bombay a BJP member of the Municipal Council Mr. Ram Das Naik was murdered. Bombay has become a terrible place.

THE DEPUTY CHAIRMAN: Mr. Pradhan, please conclude now.

SHRI SATISH PRADHAN: Madam, the Government should come forward and do something about it.

SHRI ABDUSSAMAD SAMADANI (Kerala): Madam, I want to associate myself....

THE DEPUTY CHAIRMAN: No, I am not allowing you. Shri Gurudas Gupta.

SHRI GURUDAS DAS GUPTA: Madam, I associate myself with the sentiments. I believe these are the sentiments of all the Members, may of the entire nation because the National Human Rights Commission has taken a position. Because of the position that they have taken, the problem has assumed different dimension. I wish the Government comes out immediately and withdraws it. It is no longer a controversy after the position taken by the National Human Rights Commission. Thank you.

श्री मोहम्मद सलीम (पश्चिमी बंगाल): मैडम, टाडा के बारे में बहुत दिनों से बहस चल रही है। मैं उसमें नहीं जा रहा हूँ। मैडम, 1985 में जब टाडा बनाया गया था तो वह दो साल के लिए था, कोई परमानेंट कानून बनाने के लिए नहीं था। उस समय सरकार इन्हीं की थी और उस समय उनका यह फैसला था कि वह दो साल में टैरिज्म को रोक देंगे। लेकिन वह रोक नहीं पाए और फैल गया उनके कारण पंजाब से कश्मीर और कश्मीर से पूरे नौथ ईस्ट। उनकी जो पॉलिसीज हैं, उन पॉलिसीज से वह टैरिज्म को रोक नहीं पा रहे हैं, बल्कि नई-नई जगहों पर बढ़ावा दे रहे हैं और बढ़ रहा है। वह मजबूर कर रहे हैं गुजरात के बेगुनाह लोगों को, राजस्थान के बेगुनाह लोगों को, महाराष्ट्र के बेगुनाह लोगों को और आन्ध्र प्रदेश के बेगुनाह लोगों को, कि तुम जेल के अंदर सड़ो। मुसीबत आपने बनाई, टैरिज्म को आप नहीं रोक पाए और बाद में तीन साल, दो साल करके बार-बार उसे बढ़ाया।..... (व्यवधान) वायालर रवि जी बैठे हैं। जब लोकट डेमोक्रेटिक फ्रंट की गवर्नमेंट थी, हमने 1985 में ही फैसला लिया था कि बंगाल, त्रिपुरा और केवल, इन तीनों राज्यों में टाडा का इस्तेमाल नहीं होगा।..... (व्यवधान)

شری محمد سلیم پشیمی بنگال: میڈم۔
ٹاڈا کسے باسے میں بہت دنوں سے بحث
چل رہی ہے میں اس میں نہیں جارا ہوں
میڈم۔ ۱۹۸۵ء میں جب "ٹاڈا" بنایا گیا
تھا۔ کوئی پیمانہ نہ قانون بنانے کیلئے نہیں
تھا۔ اس وقت سرکار انہی کی تھی اور اس
سے ان کا یہ فیصلہ تھا کہ وہ دو سال میں ٹوریزم
کو روک دیں گے لیکن وہ روک نہیں پائے
اور پھیل گیا ان کے کارن پنجاب سے کشمیر

اور کشمیر سے پورے نارتھ ایسٹ ان کے
جو پالیسیز ہیں ان پالیسیز سے وہ ٹیڈنڈ کم
روک نہیں پاسے ہیں بلکہ نئی نئی جگہوں
پر ٹیڈا وائس سے ہیں اور ٹیڈا سے ہیں
وہ مجبور کر رہے ہیں۔ گجرات کے بے گناہ
لوگوں کو راجستھان کے بے گناہ لوگوں کو
مہاراشٹر کے بے گناہ لوگوں کو اور آندھرا پردیش
کے بے گناہ لوگوں کو کہ تم حیل کے اندر
معیب آپ نے بنائی۔ ٹیڈنڈ کو آپ نہیں
روک پائے اور بعد میں تین سال درو سال
کر کے بار بار اسے ٹیڈا یا... مدخلت...
واپس روئی جی بیٹھے ہیں جب لیفٹ ٹیڈا کو ٹیڈا
فریڈ کی گورنمنٹ تھی۔ ہم نے ۱۹۸۵ میں
بھی فیصلہ لیا تھا کہ بنگال تیسویں اور کیرل
ان تینوں راجیوں میں "ٹيڈا" کا استعمال
نہیں ہوگا۔... مدخلت...

SHRI VAYALAR RAVI (Kerala):
How many case are there in West
Bengal?

SHRI MD. SALIM: Only two cases.
You know very well. (Interruptions). In
challenge it. Madam, it should go on
record. Madam, he has no right to
mislead the House. If he proves that
there are 300 cases under TADA in West
Bengal, I will resign from this House. If
he is proved wrong, then he should
resign. I accept this challenge.
(Interruptions). Madam, it has become a
habit of the Treasury Benches that
whenever we raise some issue, they give
the example of West Bengal. Madam, he
said, "300". It should be recorded.

SHRI VAYALAR RAVI: There are
two cases.... (Interruptions).

SHRI MD. SALIM: It was the decision
of the Cabinet. (Interruptions).

SHRI VAYALAR RAVI: That means
you invoked the law. (Interruptions).

THE DEPUTY CHAIRMAN: I
request the Members not to interfere.
(Interruptions). Please sit down.

SHRI MD. SALIM: One is
Gorkhaland agitation. You people from
Delhi created the problem in Darjeeling
by using the RAW. Then, it was decided
by the Cabinet to use the TADA
provisions because you were patronising
terrorism there. We know the Bombay
blasts case and the Ayodhya case. These
two cases are there. We are proud of
your handling. Now you are inciting
communalism again. You are encouraging
divisive forces in Tripura. But you have
not evoked TADA. But in Kerala, you
have booked our people, my organisation
people, the people belonging to the
Democratic Youth of India, our CPI (M)
people, under TADA. You should be
ashamed of this....

SHRI VAYALAR RAVI: No.

SHRI MOHAMMED AFZAL alias
MEEM AFZAL: They don't have any
shame.... (Interruptions)...

Your policy on TADA is not clear.
Your official spokesman says that you
have not yet decided on what your policy
on TADA is.... (Interruptions)...

उपसभापति: अफज़ल साहब, बोलने दीजिए।

Help me to run this House in an
orderly manner.... (Interruptions). Please
restore order in the
House.... (Interruptions)....

श्री मोहम्मद सलीम: मैं अब तक समझता हूँ कि
अगर टेरेजिम हुआ है वहाँ, अगर आपको इसेमाल
करना है, अगर जो इंडियन पीनल कोड है, जो कानून है
क्रिमिनल जो प्रोसीजर्स हैं, अगर आप नहीं कर सकते हैं
तो भी अगर डाडा को आप इसेमाल करते तो मैं
समझता आपने मोसा, आपने नासा, आपने
डी.आई.आर., आपने पी.डी.एफ्ट एक के बाद एक कानून
ऐसा बनाया, इस तरीके का प्रिवेटिव डिटेसन कानून के
अलावा आपकी हुकूमत चल नहीं सकती और आज क्या
करते हैं कि जब जनता इसके विरोध में है, जब मिसस्यूज़
हुआ गुजरात में, 26000 केस बनाए आपने। 95
प्रतिशत केसेज में रिलीज़ हुए हैं। आपके मंत्री जो यहाँ
चुतरानन मिश्र और गुरुदास दास गुप्ता जी के सवाल के
जवाब में गजेश पायलट जी का आन्सर है इस हाउस में,

{ Transliteration in Arabic Script.

اس ستر میں 95 پرسیٹ کےسج میں آپ اسکو ریلیج کرنے پر مجبور ہوئے ہیں۔

That means, it is abuse. That means, it is misuse.

اور ہم جب کہہ رہے ہیں کہ "میس یوز" ہو رہا ہے تو یہ ریپیل ریٹ ایکٹ، سچوان جی کہتے ہیں یہاں ہاؤس میں کہ کچھ راہبیوں میں راہبہ ہماروں کے ساتھ ہم وارنٹ لاپ کریں گے۔ پیر میجسٹریٹس۔ وہاں کچھ "میس یوز" ہو رہا ہے۔ راجیش پائلٹ جی سمجھتی ہیں جو کہ کارپوریٹ میں ٹیننگ میں کہتے ہیں مائٹرائز کے محکمے میں کہ آئندہ سال جب یہ آئے گا ریپیل کے سہے پر ایک سال بعد ہم ان کو ریپیل کریں گے۔

You repeal that Act.
SYED SIBTEY RAZI: Madam, I stand on a point of order. Is it a detailed discussion? If it is a detailed discussion on TADA...(Interruptions)...
SHRI MD. SALIM: You provoked us...(Interruptions)...
SYED SIBTEY RAZI: Please let me speak.
उपसभापति: बैठ जाइए। पहले उनको बोलने दीजिए मगर संक्षेप में बोलिएगा।
I have many names on other important subjects.
SYED SIBTEY RAZI (Uttar Pradesh): Madam, there is only a reference about misuse of TADA. If it is going to be a complete discussion on TADA, then the Government should be given a notice according to the rules of procedure. The Government's version should also be heard. Making a wild allegation such as this is not fair. If this is allowed, if only four-five people get the opportunity to attack the Government and the Government is not given an opportunity to explain its position, I think it is not fair. You have to give protection to the Government also.
...(Interruptions)...
AN HON. MEMBER: Madam, I want to associate...(Interruptions)...

[1] Transliteration in Arabic Script.

SYED SIBTEY RAZI: When you are giving an opportunity to the Opposition Members, then the Government should also be given an opportunity to explain its case...*(Interruptions)*.... You are not giving an opportunity to the Government. This kind of incidents were brought to this House many times. But we never discussed them. But now if a detailed discussion is taking place, then I think the Government should be given a proper opportunity. It should not be ignored...*(Interruptions)*...

SHRI GURUDAS DAS GUPTA: Madam, this has all happened because of Mr. Vayalar Ravi's interruptions....*(Interruptions)*....

SYED SIBTEY RAZI: Mr. Gupta, let me finish. Therefore, Madam, the Government should also get an opportunity to explain its case.

SHRI GURUDAS DAS GUPTA: It has happened because of Mr. Vayalar Ravi. Nobody wanted to have all this rancour.

SYED SIBTEY RAZI: Mr. Gupta, we never interrupted when you people were speaking. Why don't you extend the same courtesy to us when we are speaking?

Madam, if a discussion-like thing is taking place, then the Government should be given a proper notice.

SHRI GURUDAS DAS GUPTA: Madam, Mr. Ravi has created all this rancour in this House. He has to be held responsible.

THE DEPUTY CHAIRMAN: Mr. Gupta, I have permitted Mr. Razi.

SYED SIBTEY FAZI: Madam, whenever such incidents happen, the Government will look into those incidents. But making this kind of wild allegation is not proper...*(interruptions)*...If it is a national issue, we will also feel concerned. But it is not proper to make wild allegations. Kindly register my protest...*(interruptions)*... The Members of this side should also be given an equal opportunity...*(interruptions)*...

THE DEPUTY CHAIRMAN: Mr. Razi, let me dispose of your point of order.

There is no discussion on TADA before me. Those Membes who spoke on TADA took the permission of the Chairman to speak on TADA. If any Member from the treasury benches wanted to speak, he could have gone to the Chairman and taken his permission. They took his permission and that is why they are speaking. Having said this, I request Mr. Salim and others not to make unsubstantiated allegations. You speak on the topic itself. If you make allegations, you have to substantiate them with evidence. You cannot just speak from your memory or otherwise. Please don't do that. You speak on a subject on which you have been permitted by the Chairman. Do not go around other subjects...*(interruptions)*...

SHRI MD. SALIM: I have been talking only about the use, misuse or abuse of TADA and for that purpose I didn't say anything from my memory. It was from Jaffer Shariefji's statement and from Mr. Rajesh Pilot's statement. And again, I am speaking from Mr. Chavan's statement either in the House or outside the House; I have only quoted. Madam, since you want me not to make wild allegations, I would appreciate Mr. Jaffer Sharief and not my memory. He spoke only yesterday afternoon in this House, just 24 hours earlier. I appreciate his courage. I am not referring to his earlier statements and letters. He said yesterday...*(interruptions)*...

THE DEPUTY CHAIRMAN: Now, please be brief also.

SHRI MD. SALIM: Madam, you were not in the Chair yesterday when I raised this matter. Jaffer Shariefji stated that it is being wildly used or misused in some parts of the country. The Home Ministry does not have any proof. The National Human Rights Commission is saying it. We have not constituted this Commission. Madam, it is a question of human rights and violation of human rights. We have committed on the question of human rights in the world fora. It is not a question of Hindus or Muslims. It is not a question of terrorism

now. The question is that you are terrorising a section of our population through the use or misuse of TADA and we are opposed to that. And it is not only the Left Government I am speaking for; it is a question of political will. That is what I referred to the Minister because it is a question of political will and that is why in Bihar and Orissa they have not resorted to or invoked TADA. In Orissa and Bihar, we do not have the CPI(M) Governments or the Left Governments. Mulayam Singhji came to power in Uttar Pradesh and he released 300 TADA detainees who had been falsely detained earlier. And now, this is the result of our anger here, Madam. We expressed our anger. Yesterday, Gujarat released more than 200 persons. Mizoram Government issued a statement saying we have only so many TADA cases. Why? It is because of the anger and the wrath of the people.

श्री संघ प्रिय गौतम: भारतीय जनता पार्टी का नाम भी लीजिए।... (व्यवधान)

SHRI MD. SALIM: I have yet to reach Delhi. Madam, yesterday, the Delhi Government ... (interruptions)... They have set up a committee and the committee decided that more than 45 persons ... (interruptions)...

THE DEPUTY CHAIRMAN: Mr. Salim, Please ... (interruptions)...

SHRI C.K. JAFFER SHARIEF: It was because of my anger also ... (interruptions)...

SHRI MD. SALIM: When I say "our anger", I include Jaffer Shariefji, good people of Congress also. So, when we went to oppose and we were not children ... (interruptions)... This is why I am saying, "Don't close your eyes. Read the writing on the wall and repeal the Act. Prevent them. If you want to continue the TADA, please check the misuse and abuse and punish those who are indiscriminately using it, who are extorting money, in Gujarat, in Maharashtra and in Andhra Pradesh. This is my submission.

Re Absorption of employees of Regional Rural Bank of Sri Nagar in the State Bank of India.

श्री सुन्दर सिंह भंडारी (राजस्थान): मैडम, आपकी मार्फत मैं एक छोटे और अहम सवाल की तरफ सरकार का ध्यान आकर्षित करना चाहता हूँ। इलाकाई देहाती बैंक श्रीनगर में स्टेट बैंक का स्पांसर किया हुआ एक बैंक था। लेकिन वहाँ बहुत हालात खराब हो जाने के कारण उस के करीब 192 कर्मचारी आज वहाँ से विस्थापित हो गए हैं और हिन्दुस्तान के कई शहरों में आज वह रह रहे हैं। पिछले चार सालों से उन की मांग है कि या तो उन को ऐन्बार्ब कर लिया जाए स्टेट बैंक में यह इस सारे बैंक को ही स्टेट बैंक में ऐन्बार्ब कर लिया जाए। चार साल से मंत्रियों के द्वारा सेक्रेटरीज़ के द्वारा एक ही जवाब मिल रहा है—वी आर लुकिंग इंटू दि मैटर। अभी तक इस मामले पर फैसला नहीं हुआ। 10-11 महीने से इन लोगों की तनख्वाहें बंद हैं। अब यह समझ में आ सकता है कि ये कर्मचारी अगर इनके मामले को तय नहीं किया गया है और तनख्वाहें बंद रहें तो इनके ऊपर क्या मुसौबत आज गुज़र रही होगी। बहुत छोटी छोटी संख्या में ये लोग अलग अलग शहरों में हैं। इन्दौर में एक हैं, चंडीगढ़ में चार हैं, जयपुर में दो हैं, बंगलौर में दो हैं, बम्बई में दो हैं, दिल्ली नेशनल कैपिटल रीजन में 40 हैं और जम्मू शहर में बकाया लोग हैं। उनकी मांग बिल्कुल वाजिब है कि इनको स्टेट बैंक की सर्विस में ले लिया जाए और इनकी तनख्वाह जल्दी दिलाने का इंतजाम किया जाए। मैं यह आग्रह करना चाहता हूँ कि सरकार इस मामले पर जल्दी से जल्दी फैसला करे।

Re. More Sugar to Tamil Nadu

SHRI S. AUSTIN (Tamil Nadu): I urge upon the Government to allot additional sugar to tide over the shortage experienced in Tamil Nadu. Our hon. Chief Minister has requested the Central Government for increased allotment of sugar to Tamil Nadu in proportion to its population. But the Centre has been allotting only 22,457 tonnes of sugar which was decided seven years ago on the basis of population at that time. The Centre had been giving an extra 1,127 tonnes of sugar since August, 1991 but, this also has been withdrawn since March this year. Tamil Nadu needs at least 31,000 tonnes of sugar to meet the requirement from PDS. Under the