

## RAJYA SABHA

Saturday, the 11th May, 1963/the 21st  
Vaisakha, 1885 (Saka)

The House met at eleven of the  
clock, MR. CHAIRMAN in the Chair.

### PAPERS LAID ON THE TABLE

THE REGISTRATION OF NEWSPAPERS  
(CENTRAL) SECOND AMENDMENT RULES,  
1963

THE DEPUTY MINISTER IN THE  
MINISTRY OF FINANCE (SHRI B. R.  
BHAGAT): Sir, on behalf of Dr. B.  
Gopala Reddy, I beg to lay on the  
Table, under sub-section (2) of section  
20-A of the Press and Registration of  
Books Act, 1867, a copy of the Minis-  
try of Information and Broadcasting  
Notification G. S. R. No. 723, dated the  
17th April, 1963, publishing the Regis-  
tration of Newspapers (Central)  
Second Amendment Rules, 1963.  
[Placed in Library. See No. LT-  
1346/63].

AUDIT REPORT ON THE ACCOUNTS OF  
INDIAN CENTRAL JUTE COMMITTEE FOR  
1961-62

SHRI B. R. BHAGAT: On behalf of  
Dr. Ram Subhag Singh, I beg to lay on  
the Table a copy of the Audit Report  
on the Accounts of the Indian Central  
Jute Committee, Calcutta, for the year  
1961-62. [Placed in Library. See No.  
LT-1347/63]

### REFERENCE TO PRESS REPORT ON SUB JUDICE MATTER

SHRI BHUPESH GUPTA (West  
Bengal): Sir, before you take up  
Legislative Business, yesterday, in this  
House, I was asked not to refer to cer-  
tain matters which were considered to  
be *sub judice* when I wanted to deal  
with the Defence of India Rules. To-  
day I find a report in the 'Times of  
India' which says:

184 R.S.D.—1.

"Official circles today decried  
as purely academic the objections  
raised by five eminent jurists to cer-  
tain provisions of the Defence of  
India Act."

It is in the 'Times of India' of Delhi  
today. The position is this. When I  
wanted to refer to that opinion, I was  
prevented from referring, or at least  
sought to be prevented on the ground  
that the matter was *sub judice*, but  
the hon. Ministers from that side, the  
Home Minister and the Minister of  
State in the Ministry of Home Affairs  
were making their opinion known—  
when I could not refer to it—today in  
that newspaper; the officials are mak-  
ing their opinion known, yet they  
would not like us to discuss in the  
House, nor would they give their opi-  
nion on the floor of the House. There-  
fore, Sir, I submit that you hold an  
enquiry into it, whether it is a correct  
report in the 'Times of India'. If it is  
so, Sir, then Mr. Hajarnavis and Mr.  
Lal Bahadur of the Treasury Bench  
have committed a breach of privilege.  
On the one hand they were trying to  
stop us here; on the other they are  
using the forum of the Press in order  
to get their views known to influence  
the judicial decision.

MR. CHAIRMAN: Mr. Gupta, pass  
this on to me.

SHRI BHUPESH GUPTA: I am  
passing this on; you consider it.

Then, Sir, another little matter, and  
I finish.

MR. CHAIRMAN: Yes, Dr. Gopal  
Singh.

### REFERENCE TO INDO-PAKISTAN TALKS

DR. GOPAL SINGH (Nominated):  
I wanted to bring to your kind notice  
an urgent matter of public importance.  
The House is rising today and so there

[Dr. Gopal Singh.]

is no time even to give notice of a Short Notice Question. Alarming reports are appearing in the Press that a third party's presence has been agreed to by the Government of India at the Indo-Pakistan parleys. If so, I would . . .

MR. CHAIRMAN: I am afraid I cannot allow this question. There is no time to admit it and then get a reply.

DR. GOPAL SINGH: I only wanted the Government to assure us that the sovereignty of this country will not be negotiable.

SHRI BHUPESH GUPTA (West Bengal): It is a very important thing though on the last day; the hon. Member has raised it and he has raised it by reading it in the newspapers, a third party intervening in the discussion. I would like to know where we stand with regard to this matter. We have not decided that there should be a tripartite discussion.

MR. CHAIRMAN: You cannot raise any question any time. I should have been informed well in advance. Just now I do not know and I cannot say anything.

SHRI BHUPESH GUPTA: You may be good enough, Sir, to convey it.

#### REFERENCE TO LAW MINISTER'S STATEMENT

SHRI BHUPESH GUPTA (West Bengal): About the other thing, Sir, the day before yesterday I mentioned in the course of my speech about the Law Minister's statement in which he criticised the Judges. In this matter, again, yesterday a large number of members of the Supreme Court Bar Association including ex-Judges of the High Court and senior Advocates had requisitioned an emergent meeting of the Supreme Court Bar Association to consider these remarks, but for want of time required for notice, a formal

meeting was not possible owing to the Court closing for the summer vacation. The informal meeting was however attended by about fifty persons, in which they have condemned the Law Minister's statement made on the floor of the House. Was it not right for the Government, when I brought it to their notice that the said statement was being criticised by the Calcutta Bar Association, to say something on it? Nothing was said. I and now, the Supreme Court Bar Association, at an informal meeting, has criticised that statement made in the Lok Sabha; it has gone to the Press. I should like to know where we stand. The Government told me not to deal with *sub judice* matters but they make criticisms against the Judges, which evoke this kind of condemnation by the Supreme Court Bar Association. We should like to know where the Government stands, what is its mentality and attitude with regard to the Judges.

MR. CHAIRMAN: You would pass this also on to me.

SHRI B. K. P. SINHA (Bihar): Government is not responsible to the Supreme Court Bar Association.

MR. CHAIRMAN: I now announce the nominations to the various Committees.

#### NOMINATIONS TO THE PANEL OF VICE-CHAIRMEN

MR. CHAIRMAN: Under sub-rule (1) of rule 7 of the Rules of Procedure and Conduct of Business in the Rajya Sabha, I hereby nominate the following Members to the Panel of Vice-Chairmen.

1. Shri M. P. Bhargava
2. Shri Akbar Ali Khan
3. Shri M. Govinda Reddy
4. Shrimati Jahanara Jaipal Singh