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**Srinagar**

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**JAMMU AND KASHMIR  
LEGISLATIVE COUNCIL SECRETARIAT  
D E B A T E S**

**Official**

**Report**

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## P R E F A C E

With great pleasure and honour, I present the proceedings/ debates of the 105<sup>th</sup> Session (Autumn Session, 2011) of the Jammu and Kashmir Legislative Council. The verbatim reports of the proceedings/debates of the Legislative bodies are not a mere narration of Questions, Replies, Adjournment Motions, Resolutions, Discussions and Bills etc. As a matter of fact, they are a rich source of contemporary history. They provide detailed information on all matters touching the life of a citizen and bring to light the political, economic and social conditions of even the remotest parts of the State. Besides, they serve as a mirror of the hopes and aspirations, concerns and apprehensions of the people as voiced by its chosen representatives. Moreover, these debates are the convenient tools of interpretation for the courts to interpret laws of the land by ascertaining the intention of the Legislature in enacting a particular law.

The Rules of Procedure require that the Secretary has to arrange for the preparation of a full report of the proceedings of each sitting of the House. Accordingly, everything said in the House—every question, remark and speech—is meticulously recorded by the Reporters. The entire proceedings of the day's sitting have to be edited, translated, compiled and printed to perfection.

The last time complete proceedings of the Legislative Council have been published was in the year 1989. From 1990 till 1996, the State was under the Governor's Rule. From 1996 onwards, except for a couple of selected day's proceedings, the practice of publishing the proceedings of the House has been discontinued. Perhaps the Secretariat has not been able to accomplish this job due to shortage of manpower, more in terms of quality than the quantity. Reporting of the proceedings is a highly specialized knowledge-intensive job carried out under great pressure, demanding utmost concentration and intellectual effort. Physical stamina, mental alertness and quick reflexes are the essential attributes of a Reporter's job, without which he cannot deal with situations like the one which usually prevails in the House during the Question Hour testing the competence of even the most experienced Reporter. Reporters have not only to correctly identify the Members asking the questions and the Ministers giving the answers, but also to record every word of what is said, including the often rapidly-quoted

figures, names and unfamiliar technical words. The job of editors and translators is equally specialized and technical.

It is a well known fact that the Council Secretariat is in dire straits for want of skilled and specialized staff as far as reporters, editors and translators are concerned. In this backdrop, undertaking the job of compilation and publication of proceedings of the House after a long gap of 23 years was by no means an easy task. This monumental work has been a product of teamwork of officers and staff of the Council. I express my thanks to them for making this huge task possible. I also express my profound thanks to Hon'ble Chairman of the Legislative Council who was exceptionally liberal in extending every kind of help and support to me in the accomplishment of this monumental task.

The proceeding of the 104<sup>th</sup> Session (Budget Session, 2011) have also been completed but for the delay in printing by the Government Press, these proceedings could not be made available as scheduled. It is expected that the proceedings of 104<sup>th</sup> Session would be published within a week's time. It is our resolve to make the publication of proceedings of the House a regular feature now on.

Although utmost care has been taken to ensure that this publication is brought out without any mistake, yet it is possible that some unintentional errors might have crept in, for which we would offer our regrets. As there is always a scope for improvement, we would welcome suggestions for further improving and fine-tuning of our job. We look forward for your suggestions and guidance.

**Sd/-**  
**(Mohammad Ashraf Mir)**  
**Secretary**

All proceedings of the Autumn Session, 2011

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The Council met in the Council Hall, Srinagar at 10.30 AM.

*Mr. Deputy Chairman, S. Arvinder Singh Micky, in the Chair*

**Mr. Deputy Chairman :** Good Morning. Question Hour starts,  
Taing sahib to initiate.

**Shri Mohammad Yousuf Taing:** Sir, C. Q. No. 40.

Will the government be pleased to state :

- (a) Is it a fact that for the promotion of Urdu the official language of the State and restoration of its pristine glory, a committee of experts has been constituted.
- (b) Is it also a fact that the said committee has submitted its recommendation to the Government and if so, what practical steps have been taken for the implementation of the recommendation.
- (c) Dose the Government intend to establish an Urdu Academy, in the backdrop of its commitment and if so, when?

**Mr. Deputy Chairman :** Minister In charge Tourism and Culture to reply.

**Shri Nasir Aslam Wani, Hon'ble MoS for Tourism and Culture :**

- (a) Yes, the Higher Education Department constituted a committee of Urdu Scholars to examine the issue for promotion of Urdu languages vide Government Order No. 03/HE of 2011 dated : 03-01-2011.
- (b) Yes, the Committee under the Chairmanship of the Hon'ble MLC Sh. M. Y. Taing has submitted its recommendations.
- (c) The recommendations of the Committee were examined in the Department and it was found that the Committee needed to further deliberate on some issues which have been communicated vide letter No. HE/Gen/694/2010 dated: 12.08.2011. the recommendations are awaited.

**Shri Mohammad Yousuf Taing:** Sir, I would like to ask whether the government contemplates to establish Urdu Academy in this state on the model of those being run in Punjab and Himachal Pradesh.

Secondly, two Urdu academies existed here in Srinagar and Jammu, headed by Noor sahib and Qazmi sahib respectively. Will the government consider to involve these learned people in such academies to be established.

**Shri Nasir Aslam Wani, Hon'ble MoS for Tourism and Culture** : Sir, I have said that the government is waiting for the recommendations from the Committee headed by the Hon'ble Member, Taing sahib. We would definitely consider the recommendations of the Committee.

**Mr. Deputy Chairman** : Next question.

**Shri Narboo Gialchan**: Sir, C. Q. No. 60.

- (a) Whether it is a fact that without posting the heads of the Agriculture Department at Leh including Chief agriculture Officer and District Agriculture Officer and the staff of the accounts and planning, the department is being run by a few junior officers without staff;
- (b) If so, when the Government posts such officers in order to function the department properly?

**Mr. Deputy Chairman** : Hon'ble Minister In Charge to reply.

**Shri Javed Ahmad Dar, Hon'ble MoS** :

- (a) & (b) Personnel management in the Agriculture Department has not remained a smooth affair as problems have crept in from time to time due to claims, counter claims and litigations between the officers , to the extent that no updated seniority lists of the gazetted cadre in the department are available, as a result of which, the department is not able to fill up the vacancies at different levels on regular basis. The department had to do a herculean task of framing the seniority list from 1984. The final seniority list of Village Extension Workers (VEW) as on 18-10-1984, has been issued. The department had also initiated the process for conducting the DPC, but some members of the service have again preferred litigation, as a result of which, the department has not been able to carry forward the DPC exercise. For carrying out the day to day functioning of the department, the department has to make interim arrangements by assigning the additional charge of the vacant posts, including the available vacancies in Leh District, pending proper placement against the posts in accordance with the J&K Agriculture (Gazetted) Service Recruitment Rules. Presently in the gazetted cadre, 05 officers are working in district Leh, who also hold some additional charges of the vacant posts . As and when the department is able to order regularization at different levels, the vacant posts, would be filled up.

One post of the Accounts Assistant in the office of the Chief Agriculture Officer, Leh, is also vacant, which would be filled up once the already appointed Accounts Assistants (Apprentice), who are presently under training, complete their training. Of the three posts of Planning Cadre in the office of CAO, Leh, the Statistical Officer had already been posted on 21-07-2011. Efforts shall also be made to fill up the other two vacant posts of Assistant Director and Statistical Assistant during the current year.

**Shri Narboo Gialchan:** Sir, in Ladakh region, the agriculture and Horticulture are on the lowest. Hon'ble Minister has himself agreed that there is a shortage of staff in the region. There is no Chief Agriculture Officer, no Area Development Officer, no Subject Matter Specialists out of four, no Asstt. Soil Conservator, whole of the Plant Protection staff is vacant and many more. So, how do they plan to cover the 54 sq kms area of Ladakh. Agriculture and Horticulture deptts have recently been bifurcated into two separate departments, keeping the staff status as it was. The situation in Animal and Sheep Husbandry is also like this. Our agriculture is badly hit as there is no officer to direct the staff and the sector in a proper direction.. So, I would like to ask the government as to how much they would take to depute the full staff strength in Ladakh.

**Shri Javed Ahmad Dar, Hon'ble MoS :** Sir, I agree with the Hon'ble Member. I would like to inform the House that there was some dispute among the Gazetted Cadre in Agriculture Deptt. which we are sorting out. The DPC was not held since long. Now the same is in process. Besides, 19 Asstt. Directors have recently been appointed by the Planning and Development Deptt. and we will be deputing from among those to Ladakh. Also, the post of Statistical Asstt. in the office of the Chief Agriculture Officer, Leh is being filled up on priority`. As and when we get the available staff, we would be placing them accordingly, Now, regarding Accounts and Treasuries, I would like to inform that 23 Accounts Assts. are under practical training in the ATI, Srinagar. They will be deputed back to Leh after they complete the training.

**Shri Narboo Gialchan:** Sir, how long will they take to fill up the vacancies.

**Shri Javed Ahmad Dar, Hon'ble MoS :** Sir, we cannot make it time bound but I would assure the Hon'ble Member that we will do it as early as possible.

**Mr. Deputy Chairman :** Next Question. Mr. Subhash Gupta.

**Shri Subhash Chander Gupta:** Sir, C. Q. No. 186.

Will the Government be pleased to state :

- (a) Information regarding completion period, project cost, executing agency, revised cost and the present status of all schemes / projects under Pradhan Mantri Grameen Sadak Yojna from Phase IV to XII, in Kathua District, where tenders were issued;
- (b) Delay caused in completion of various schemes /projects under Pradhan Mantri Grameen Sadak Yojna from Phase IV to XII, in Kathua District and action taken or proposed to be taken by the Government in each such case , against officer(s)/agencies responsible for delay in completion;
- (c) Details of all such projects under Pradhan Mantri Grameen Sadak Yojna, Economic Reconstruction agency and Roads & Bridges Departments in Kathua District wherein work has been stopped or delayed for any reason;
- (d) Information regarding completion period, project cost, executing agency, revised cost, quality of the work, adherence to standard norms and regulations, penalty and the present status of Kali Bari Hatli Morh road being constructed under Economic Reconstruction Agency programme?.

**Mr. Deputy Chairman** : Hon'ble Minister In Charge to reply.

**Shri Javed Ahmad Dar, Hon'ble MoS :**

- (a) 34 schemes costing Rs. 9759.14 lacs having length of 240 kms have been sanctioned from Phase III to VII in Kathua District. The details are given in **“Annexure A”**. **(For annexure see Part 09 Page 1-8)**
- (b) The delay was due to forest clearance and land acquisition. The matter is vigorously followed with the concerned departments. Every efforts is being made to complete the schemes within stipulated time frame.
- (c) Under PMGSY scheme namely Janglote to Bhed was approved under Phase IV. The contractor started the work and completed 3.5 Kms of earthwork on the road and stopped the work. The contractor was served with the notices to restart the work but all in vain. Finally the department had terminated the contract and the balance work was retendered through e-tendering four times but no response was received. The work has again put to e-tendering 5<sup>th</sup>time and appropriate action will be taken on receipt of healthy response.

Under R&B, 4 roads were held up due to forest clearance for which the matter has been taken up with the forest department for their early clearances. The details are given in **Annexure “B”**. **(For annexure see Part 09 page 9)**

No project has been delayed which are under the execution of Economic Reconstruction Agency.

- (d) Economic Reconstruction Agency is constructing only one road namely “Kali Bari Kathua Hatli Morh” at an estimated cost of Rs. 22.61 crores having a length of 6.57 Kms under Loan-1 in Kathua District. The project was started in may 2008 and 84% of the project work has been completed till August 2011 and the likely date of completion of the project is March 2012.

**Shri Subhash Chander Gupta:** Sir, the reply is quite detailed, but as far as PMGSY or ERA are concerned, their work progress is too slow and is way below the PWD or JKPC in quality. The survey for core network was conducted in the year 2001. Ten years have lapsed. That time also, the survey was conducted in a haste and some villages having more than 250 inhabitants were left out. So, I would like to request the government to bring those ignored habitations within the ambit of the core network so that they also get benefited from such centrally sponsored schemes and all the villages in the state get interconnected.

Secondly, the Punjab govt. has constructed two bridges along side the border with J&K, one at Ravi near Modhopur and the second on River Ujh and have connected their road up to J&K border. But, we have a bridge at Tarnah nalla. We could have another alternative road from Punjab to J&K. We have been appealing to the govt for the same and they have been ignoring it since long with one pretext or the other, sometimes NABARD or other. We are not able to understand the reasons for the delay. If that alternative road is constructed, it would not only save the fuel, it would also provide an alternative to the state.

**Shri Javed Ahmad Dar, Hon’ble MoS :** Sir, the Hon’ble Member has raised a genuine concern that there is a very slow work progress in PMGSY. One of the reasons for the slow progress is that forest clearance gets delayed which has its own process. Other problems include land acquisition and structure acquisition which we have to manage from our own resources.

Secondly, regarding the villages left out in the core network survey, we have taken up this issue with the GOI. The Hon’ble Union Minister for Rural Development visited the state and the Chief Secretary, along with the Commissioner Secretary, R&B, had a meeting with him. So, I have firm hope that they would revive the core network and we would try our best to bring the left out habitations under the core network.

Thirdly, regarding the bridge he has raised concerned about, we

have taken up maximum no. of bridges under NABARD in the year 2009-10. In 2010-11 we prioritized the road sector and again in 2011-12, we would prioritize bridges. We would also consider the Tarnah bridge on priority.

**Mr. Deputy Chairman :** Next Question, Pardesi sahib.

**Shri Ghulam Qadir Pardesi:** Sir, C. Q. No. 141.

Will the government be pleased to state that :-

- (a) Whether it is a fact that there is unending traffic jam near Khanabal, Natipora & HMT crossing because vehicles are always coming from three opposite directions;
- (b) If so, what steps are afoot to redress the problem being faced by the public in general and passengers in particular?

**Mr. Deputy Chairman :** Minister In charge to Reply.

- (a) Yes sir, it is a fact that due to unprecedented growth in the vehicular population, the Khanabal, Natipora and HMT crossings witness frequent traffic jams.
- (b) To minimize the traffic in Khanabal, Natipora and HMT crossings, the R&B Department has taken the following steps :-
  1. **Khanabal Crossing** :- Construction of Bypass at Khanabal with a length of 1.2 Km has been constructed from Motengoo to Harnag in 2010-11 to ensure the smooth flow of traffic.
  2. **Natipora Crossing**: A flyover has been proposed from Jehangir Chowk via Rambagh to Natipora Barzulla bridge under Asian Development Bank funding through Economic Reconstruction Agency. The proposed flyover shall have an overall length of about 2.4 Km. the estimated cost of the project is Rs. 256.66 crore which will ease out the traffic jams to a considerable extent.
  3. **HMT Crossing**:- The National Highway 1-A is being widened and up graded by NH A1. The construction of flyover at Shalteng has been taken up with NH A1 authorities which will solve the traffic congestion problem at Shalteng/HMT crossing.

**Shri Ghulam, Qadir Pardesi:** Sir, I am grateful to the Hon'ble Minister for the detailed answer. But, I would like to submit that as far as the route from Batengoo to Harnag, called Bypass, is concerned, it may be developed and brought up to the level of the National Highway. If the route is adopted by the crossing inbound or out bound vehicles, then the problem of traffic congestion would get resolved to a greater extent. I also did not know about the route and most of the people do not still know it. So, I would like to request the

government to erect a board at that point at Batengoo and the road may be widened as well.

As far as Natipora and HMT crossing is concerned, there is long term project of flyover. But, if some short term alternative is worked out, the traffic congestion problem could also get resolved at that point.

**Shri Javed Ahmad Dar, Hon'ble MoS :** Sir, Pardesi sahib has raised a genuine concern. There is a great addition to the vehicular traffic day by day giving rise to traffic congestions. Regarding the Batengoo to Harnag road, it was decided in the Board Meeting chaired by the Hon'ble CM, that this 1.2 Kms would be developed. I would also keep the installation of Board at the pint on top priority.

Regarding Natipora crossing, ERA has allotted the City Mobility project to RITES. The Blueprint has been prepared and it is on final stages. The project is in process. The Hon'ble CM and our officers are also very particular to get the process completed at the earliest. There are certain tough conditions for sanctioning of the project under ADB which are too tough to meet with. I assure the Hon'ble Member that we will try our best to fulfill those conditions and formalities. We have also chalked out a plan for flyover at HMT crossing. We have also taken up the matter with the National Highway Authority of India. The process is paced down due to some litigation and the BEACON is also perusing the same in the Court of law. I have a firm hope that our plans would definitely prove fruitful.

**Mr. Deputy Chairman :** Mr. Mir, your supplementary.

**Shri Mohammad Ashraf Mir:** Sir, everyone is concerned about the problem of traffic congestion and the Bypass chowk has become a bottle neck. I am surprised that none of my learned friends raised any concerned about it. So, I would like to ask the Hon'ble Minister as to what they have thought in this regard.

**Shri Javed Ahmad Dar, Hon'ble MoS :** Sir, I have tried to convince the House while replying on the subject. The Hon'ble Member may have been somewhere else. So, I would say that we have taken up the matter with the National Highway Authority of India under a separate programme.

**Shri Mohammad Ashraf Mir:** Sir, we cannot wait for the NHAI to take up the project. We need to analyze things.

**Shri Javed Ahmad Dar, Hon'ble MoS** : Sir, there happens to be pre-planning for every project to be taken up, a mechanism needs to be evolved.

**Shri Mohammad Ashraf Mir**: Sir, the whole House is well aware of the problem at that juncture and I think it should be taken on priority.

**Mr. Deputy Chairman** : Next Question Shri Ali Mohammad Bhat.

**Shri Ali Mohammad Bhat**: Sir, C. Q. No. 7.

Will the Government be pleased to state:-

- (a) Does the Government intend to extend the status of tehsil to Block Wakoora (Ganderbal) keeping in view the topography of the area, as also the long pending demand of its people;
- (b) If so, when, if not the reasons there for?

**Mr. Deputy Chairman** : Minister In charge, Revenue to reply.

**Shri Nasir Aslam Wani, Hon'ble MoS Home** :

- (a) No proposal for grant of Tehsil status to block Wakoora is under consideration of the Government as of now.
- (b) In order to look into the demands for creation of New Administrative Units in the State, already constituted Committee headed by Dr. S. S. Bloeria (Rtd. Chief Secretary) was revived vide Government Order No. 39-GAD of 2010 dated : 08-10-2010 and renamed as the "Committee for Examination for New Administrative Units". The Committee has submitted its report recently which is under consideration for taking an appropriate action on merits of each recommendation/suggestion made by the Committee.

**Mr. Deputy Chairman** : Any supplementary.

**Shri Ali Mohammad Bhat**: Sir, this issue has been raised in the House time and again. Besides, the residents of Block Wakoora are facing grave problems. Hon'ble Minister has rightly stated but when the plans for new Tehsils was being chalked out, the local legislator took undue advantage of the situation. Kangan was to be given Tehsil status and Ganderbal had to be split into two Tehsils, being a large area consisting of Ganderbal and Wakoora Blocks. All the 60 villages in Block Ganderbal had been left to face problems. It is the

constituency of the Sher-i-Kashmir and there has been a conspiracy in this matter against him and Omar Abdullah sahib and the residents have been tortured. The then Hon'ble CM, Jenab Azad sahib understood the problem, agreed to it and announced that the problem would be resolved. Hon'ble Minister Sagar sahib also resolved the matter in the Board meeting. The first line of the reply has been wrongly stated for the forth time. So, I would request the concerned Minister to resolve the problem and do justice with the residents of the area who are agitating and demanding the same for the last 64 years. So, I would like to seek an assurance from the Hon'ble Minster in this regard as to when the status would be given to Ganderbal and Wakoora.

**Sheikh Ghulam Rasool:** Sir, Haji sahib is connected with Wakoora while Qazi sahib the then Minister was connected with Laar. I am concerned with Ganderbal. The decision of Azad Sahib was very justifiable. Laar is also a vast area. The Committee has submitted the report. I would like to request the Hon'ble Minister to kindly take cognizance of the same and get administrative as well as political inputs so that we could have this Tehsil at some central place and the problem gets resolved.

**Shri Nasir Aslam Wani, Hon'ble MoS Home:** Sir, we have full respects for the emotions of the Hon'ble Members. There had been certain shortcomings at the time when new Niabats, Tehsils and districts were established. A committee was constituted to eliminate those shortcomings. This Committee worked on the ground level, gathered political input, from the local residents and taking into confidence people from all walks of life. After that, they submitted a report to the government in which 23 new sub-divisions along with 57 new Tehsils, 79 new Niabats and 733 Patwar Halqa and also 63 new CD Blocks have been recommended. The government would consider the same. The Hon'ble Member has to wait for some time but I assure him that his emotions would be taken into account and where ever a need is felt, action would be taken accordingly.

**Shri Murtaza Ahmad Khan:** Sir, Hon'ble Minister has made a mention about the report, I would like to know whether Wakoora is also a part of it.

**Shri Nasir Aslam Wani, Hon'ble MoS Home :** Sir, I am saying that the report is under consideration of the government. It is not as such that the whole report is acceptable. Being a responsible Member the Hon'ble Member should understand that it is not for me to disclose whether it is apart of the report or not. We are considering it and this House will be the first to know the contents of the Report.

**Shri Murtaza Ahmad Khan:** Sir, he has mentioned the figure of 61, so I just wanted to know what are the contents of it. Had he not referred to the figure, I would not have raised the query.

**Shri Nasir Aslam Wani, Hon'ble MoS Home :** Sir, I had just given a broader picture about the number which has been recommended by the Commission. This is not within my mandate to give the exact locations or the details.

**Mr. Deputy Chairman :** Next question. Murtaza Khan and Naresh Gupta.

**Shri Murtaza Ahmad Khan and Shri Naresh Kumar Gupta :** Sir, C. Q. 160 & C. Q. No. 206 (respectively).

Will the Government be pleased to state :

- (a) Whether it is a fact that since January, 2009, a number of villages have been adopted for funding and development as Model Villages or under any other name or scheme in addition to the villages already taken up under PMRP;
- (b) If yes, please specify the name of such villages, district wise, the amount of funds allocated for each one of them, the status of work, the executing agency and target time of completion?
- (c) Whether it is a fact that to minimize the backwardness/poverty and upliftment of the economically depressed class, the Rural Development Department of the State introduced a policy to develop one village in every block as model village, if yes, how many villages have been developed as Model Village in whole of the state and the amount spent there on from 2005 to 2010, full detail;
- (d) How many villages have been identified to be developed as Model Villages in whole of the state in the year 2010-11, 2011-12, what norms/policy and the criteria likely to be adopted by the Government in this regard with details about the amount allocated by the Rural development Department or by the Planning Development Department for this purpose, and what considerations.

**Mr. Deputy Chairman :** Hon'ble Minister In Charge to reply.

**Shri Ali Mohammad Sagar, Hon'ble Minister for Rural Development:**

- (a) Yes Sir.  
Only six (6) villages have been taken up under BADP to be developed as Model Villages and 11 villages have been taken up for development of infrastructure from the year 2009-10 till date under State Sector.

- (b) The District wise detail viz name of villages, the funds allocated and their status is enclosed as Annexure "A". (For annexure see part 09 page.....)  
Rural Development Agency executes works at village level.  
So far as target time of completion is concerned, there is no specific time frame for completion, however, it depends upon the availability of funds.
- (c) Yes Sir. In order to minimize the backwardness/poverty and upliftment of the area, 119 villages (one in each recognized block) were taken up under prime Ministers Reconstruction Programme to be developed as Model Villages. 15 villages have been taken up under state sector in the state from 2005-10 with the objective to create necessary infrastructure so as to cater to the urgent development needs of the identified villages which could serve as model for extending the developmental activities to other nearby villages in phased manner. The detailed list of these villages along with funds allocated and utilized till date is enclosed as Annexure "B".
- (d) Till date, seventy one (71) villages have been identified and recommended to be taken as Model Villages by the Hon'ble MLAs/MLCs and accordingly the Department have enlisted for infrastructure Development of these villages under State Sector subject to availability of funds.

**Criteria adopted under BADP:**

The BADP guidelines provide for :

- i) Development of villages as model villages in a cluster approach.
- ii) It should fall in the border district in close proximity to the border.
- iii) The villages are taken up after approval by State Level Screening Committee on BADP, Ministry of Home Affairs, GOI and on the availability of funds.
- iv) Government of India allocates funds to the State on the basis of a) length of International Border/LoC b) Population of the border blocks and c) Area of the border blocks.

Criteria adopted under State Sector:

"Under State Sector there is no specific criteria for the development of Model Village. In fact, there are considerable critical gaps in the rural infrastructure in different villages and the Government is developing infrastructure on the analogy of Model village subject to availability of funds. In this regard the matter was also highlighted to the Hon'ble Prime Minister when he was on tour to the State in 2009 by Hon'ble Chief Minister and Hon'ble Minister for RD&PR and the stress was made that there is an urgent need for immediate initiative to be taken for the development of Rural infrastructure on the pattern of Model Villages to be developed in J&K State. More so there is a persistent public demand for development of such infrastructure at the village level to fill the critical gaps."

The details of the funds allocated against each village taken up in the year 2009-10, 2010-11 and Department and under BADP by the Planning and Development is enclosed as **Annexure "A"**. (For annexure see part 09 page 10-13)

**Shri Murtaza Ahmad Khan:** Sir, the questions have been clubbed. In fact, part (a) & (b) were my questions and the other parts were filed by Gupta sahib. The Hon'ble Minister stated that 6 villages have been taken up for developing as Model Villages under BADP, while 11 have been taken up for infrastructure development. I would like to ask the Hon'ble Minister the names of those 6 villages and the district which they fall in.

Secondly, regarding the 11 villages taken up for infrastructure development, the amount of funds released have been stated but I would like to know the amount of expenditure and the criteria.

**Shri Ali Mohammad Sagar, Hon'ble Minister :** Sir, the Hon'ble Member could find the details in the reply. The 6 villages fall in districts Samba and Jammu. Besides, some are in Border areas of Kupwara and Langate but have not been taken up. Rajouri, Poonch could also be included. As per the programme, the Deputy Commissioner had to formulate the whole plan and then the same is to submitted to the Ministry of Home Affairs, GOI. The DCs who have done the ground work have submitted their plans and they have been clustered. Around Rs. 8 crores is allocated for one Model Village but there is no limitation to the amount. It depends on the plan size or the project. Recently, the Hon'ble Chief Minister laid the foundation stone of a Model Village in Vijaypur and one in the constituency of the Hon'ble Deputy Chief Minister. The only criteria is that the area must fall near to the Border line.

The 11 villages taken for infrastructural development are : Langate in Kupwara, Kelan in Shopian and others. We have provided Rs. 30 lacs each from our CD funds. However the funds are to be raised from the Planning Deptt. because the Hon'ble Chief Minister is the concerned Minister for Planning. So, we have forwarded the cases on the recommendations of the Hon'ble Chief Minister. The work has been started. As and when the funds are released, we would take further course of action. Rs. 1.20 crores were to be allocated for each Model Village from the Hon'ble Prime Minister's Package, but the planning Deptt has now projected Rs. 3.50 crores keeping in view the cost escalations.

**Shri Murtaza Ahmad Khan:** Sir, the Hon'ble Minister has to admit that mistakes have been committed while selecting the villages. While Poonch, Rajouri, Kupwara, Baramulla and others also fall within the purview of BADP, the

government only considered Samba and selected 6 villages form there to be developed as model Villages and it is being said that the concerned Deputy Commissioners did not do any exercise. How this could be justified ?

**Shri Ali Mohammad Sagar, Hon'ble Minister:** Sir, the Rural Development Deptt. has nothing to do with it. The selection or the projections are to be done at the level of the concerned Deputy Commissioner provided he is active and he is conscious of his powers and about the scheme of GOI. I have called upon the DCs of Rajouri, Poonch and Kupwara and have directed them to exercise upon as many as they can. Now, it is for them to do the ground work. So, there is no pick and choose policy being adopted.

**Shri Murtaza Ahmad Khan:** Sir, if the Deputy Commissioners have committed any lapse, a committed Minister like you must have at least asked them for their lapses.

**Shri Ali Mohammad Sagar, Hon'ble Minister :** Sir, its on record that they have been conveyed.

**Shri Murtaza Ahmad Khan:** Sir, this is not something to be conveyed. These are lapses which you precisely say. Is it not a lapse that one of the DCs did his job well while others did not do under your nose and you can not also say that the Rural Development Deptt does not have any role to play in this. So, I would seek the reply as to what action has been taken against the DCs who committed the lapses.

-----Cross Talks-----

**Shri Ali Mohammad Sagar, Hon'ble Minister :** Sir, the full information has been furnished to the Hon'ble Member in reply to the question. All areas have been taken care of as could be seen that in Rajouri, Rs. 2.30 crores have been estimated to be spent. We have also directed the DCs to make good projections and GOI is undoubtedly providing funds with open heart under the Programme. Do not make it an issue of two districts only.

**Shri Ajay Kumar Sadhotra:** Sir, I have a point of Order. This is Question Hour which is carried on according to some rules. An Hon'ble Member can raise two

supplementaries and the Hon'ble Minister replies accordingly. If an Hon'ble Member wants further discussion on the subject, let him come with a request to the Chair for the discussion. That is all. Otherwise, he is trying to waste the time of the House while, other members also have to ask their questions.

**Mr. Deputy Chairman :** Shri Naresh Kumar Gupta.

**Shri Naresh Kumar Gupta:** Sir, I had asked part ( c ) and (d) of the clubbed question. The reply to part ( c ) is satisfactory, but I have some queries for part (d). Hiranagar (Kathua) also fall under the BADP. So, I would like to ask as to why the DC Kathua has not been touched.

Secondly, whether the Deputy Commissioners ahs any sort of instructions form the Government to identify the Villages to be developed as Model Villages under BADP. Also, I had asked for the criteria for identify Model Villages under the State Sector for which reply has also been given.

So, I would like to ask the Hon'ble Minister that it acceptable for the Border Areas, but what about the Hilly areas where there is 70-% poverty and 100% SC/ST population like we have Panchayats namely, Ghajod, Kansardandi, Chainsar and they have also been mentioned in the reply. I just want to ask the Hon'ble Minister whether they would consider such areas under the State Sector particularly areas having more than 80% SC/ST population and living in extreme poverty.

**Shri Khalid Najeeb Suharwardy:** Sir, the details given in the reply pertain way back to year 2005. Have not they identified any other village from 2005 till date which could be developed as a Model Village.

Secondly, what is our share under the State Sector. How many villages of Districts Ramban, Doda and Kishtwar have been taken up under the state sector.

**Shri Ajay Kumar Sadhotra:** Sir, will the Hon'ble Minister state whether they have instructed all the Deputy Commissioners to propose at least one village to be developed as Model Village under BADP so that at least one village comes up from all the border districts.

**Ch. Nizam-ud-din Khatana:** Sir, they have mentioned in the reply that MLA/MLCs have to be consulted, I would like to ask as to which MLA/MLC has been consulted for proposing a village to be developed as Model Village.

**Shri Ali Mohammad Sagar, Hon'ble Minister :** Sir, In reply to query raised by Suharwardy sahib, I would like to say that the package was announced in the

year 2004 by the Hon'ble Prime Minister and the then Cabinet chalked out the plans that time taking one village from each Block. It was appreciated by the GOI and they have agreed to consider it. As and when it gets considered, we would take care of the villages having SC/ST or backward or BPL population and they will be given priority.

Regarding the consultation with the MLA/MLC, now the power has been delegated to the Panchayats.

**Mr. Deputy Chairman :** Next Question, Mr. Amin Bhat.

**Shri Mohammad Amin Bhat:** Sir, C. Q. No. 115.

Will the Government be pleased to state :-

- (a) Whether it is a fact that despite the installation of poles, transformers etc in some un-electrified areas of Anantnag and Kulgam districts under RGGVY scheme, the said areas are yet to get the electricity supply;
- (b) If so, when the electricity supply will be made available to the above referred areas?

**Mr. Deputy Chairman :** Minister In Charge Power to reply.

**Shri Nasir Aslam Wani, Hon'ble MoS Home :**

(a&b) As per RGGVY guidelines, charging of areas where works like erection of poles, laying of conductor, installation of transformer etc. have been completed, can be done only after quality control inspections and certifications is carried out by the project implementing agency, third party inspection by the agency appointed by the GOI, REC/Ministry of Power, GOI. More important, the charging takes place only after safety inspection is carried out by Power Dev. Department and the safety certified villages are taken over by it.

Out of 601 villages/habitations to be covered for erstwhile district Anantnag (including district Kulgam) 309 villages/habitations have been commissioned /taken over by Power Dev. Department and have been energized. The process of taking over by power Department in 71 villages/habitations is underway. Besides, inspection by the Third Party and implementing agency is under way in respect of 66 habitations. All the left over works alongwith the process of energizing the remaining areas are proposed to be completed during the course of the current financial year 2011-12. /

**Mr. Deputy Chairman :** Any supplementary.

**Shri Mohammad Amin Bhat:** Sir, with your permission, I would like to say that in Anantnag and Kulgam areas, in Qazigund and Devsar, 25 KVA transformers were installed during the past three years under RGGVY. I would say that instead of 25 KVA, there is a need of 100 KVA because, they are either easily stolen or get broken down owing to heavy load.

**Shri Khalid Najeeb Suharwardy:** Sir, I would like to ask if the contractors have been instructed to complete the work in a time bound manner. There have been a number of complaints, as in Anantnag and Kulgam. Works have been allotted to the contractors three to four years back but they have not even completed the first phase.

**Shri Nasir Aslam Wani, Hon'ble MoS Home :** Sir, I would definitely agree to the fact that delays have been there. Where the work had been completed in time, there has been a delay because inspection was not done on time. This is the scenario in whole of the state. But, now the department has empowered the Executive Engineer to conduct the inspection of the completed works which would help in checking such delays. I have firm hope that the work would gain pace.

**Shri Mohammad Amin Bhat:** Sir the transformers must be upgraded to 100 KVA.

**Ch. Nizam-ud-din Khatana:** Sir, in our district, 42 transformers installed under RGGVY have been lost or stolen and the people are still suffering. The reason was that when the work got completed, the contractor did not hand over the same to the PDD Deptt and now neither the deptt is accepting the responsibility nor the RGGVY people and the people are left to suffer. So, what would be the government's action plan or decision.

**Shri Nasir Aslam Wani, Hon'ble MoS Home :** Sir, with regard to up gradation of the transformers, I would say that the capacity of the transformer is determined on the basis of load and the transformer is provided accordingly. The same has been done and would be done in his area as well.

We are also investigating the matter of lost or stolen transformers and the Hon'ble Member need not to worry.

**Shri Ajay Kumar Sadhotra:** Sir, it is an important subject matter. The deptt. says that they are not energizing as who would be paying for the maintenance.

**Mr. Deputy Chairman :** Next Question. Mr. Sadhotra.

**Shri Ajay Kumar Sadhotra:** Sir, C. Q. No 69.

Will the Government please state :-

- (a) What is the number of pesticide units in the State details please;
- (b) Is it s a fact that Government has banned pesticide units;
- (c) Is it also a fact that government is allowing expansion of present pesticide units;
- (d) Is it also a fact that people of Samba too much resent over the pesticide units in view of pollution in their areas;
- (e) If the other states have strictly banned these units what is the reason of expanding these units in our state?

**Mr. Deputy Chairman :** Minister In Charge Agriculture to reply.

**Shri R. S. Chib, Hon'ble Minister for Medical and Technical Education :**

- (a) Presently, there are 55 pesticide units in the State (53 are in Jammu Division and 02 in Kashmir division). Out of these 55 units, 43 are functional and 10 are non-functional. The details of units, are placed at **Annexure "A & B"** . **(For annexures see part 09 page.....)**
- (b) No pesticide unit has been banned in the State. Pesticide unit has been banned in the State. Pesticides units in the State have been given permission to manufacture only those pesticides which are covered under the 'The Insecticides Act 1968' and fall under the restricted category.
- (c) The existing units are being allowed for undertaking 'substantial expansion' as per the Government of India guidelines, subject to prior clearance from the Pollution Control Board.
- (d) There have been some protests in this regard in the past.
- (e) There is no blanket ban on these units in other states and the Technical Grade manufacturing units are being allowed to function in the industrial areas.

**Mr. Deputy Chairman :** Supplementary please.

**Shri Ajay Kumar Sadhotra:** Sir, the reply is totally contradictory to the decisions taken on the Deptt level. I am not satisfied with the reply, so I would request the Chair to defer the same. In the reply, it has been stated that there is no ban. I

would like to apprise you that as per an order of the Director, Industries bearing No. 300-320, dated : 03-01-2007. which clearly states that such industry would not be registered in the state and all the Registrars in the state have been asked not to register such units. So, I am surprised with the reply of the Hon'ble Minister. So much so, the deptt has issued a letter dated : 07-10-2010 where under a committee has been constituted to ascertain whether these units should be installed or not. But, I could not understand that why Deptt is in a hurry. Before getting the reports of the Committee, Deptt is saying that you can expand these units. So, in view of such contradictions, I request the Chair to defer this question.

**Shri R. S. Chib, Hon'ble Minister for Medical and Technical Education** : Sir, in part (b) of the question, it has been asked whether the govt. has banned Pesticide units. So, he has asked whether all the units have been banned.

**Shri Ajay Kumar Sadhotra:** Sir, I have made some statements on the basis of documents, the orders issued by the deptt.

**Shri R. S. Chib, Hon'ble Minister for Medical and Technical Education** : Sir, the Hon'ble Member is trying to give an impression that govt is saying that there is no unit which is being banned, but there are different categories. For example, the Committee was constituted. The Chairman of the Pollution Control Board was the Convener of the Committee. Now there are different categories. First is Manufacture, Import and Use in India. They are 28. Pesticide formulation banned for Manufacture and Use. They are 4. Pesticide Units withdrawn, they are 7 and Units refused for registration are 18. Pesticides banned for use in India are 13.

What I am trying to say is that there is no blanket ban on Pesticide Units, there are different categories. Somewhere, there is a ban on manufacture and some where there is a ban on import. So all these things are to studied by the Committee which has been constituted. Now, we can not wait for the committee report. So, the reply is absolutely right.

**Shri Ajay Kumar Sadhotra:** Sir, in the reply they have admitted that the people of Samba are crying like anything that in the next generation or the generations to come, there will be a deformity due to increasing pesticide units. You have agreed in a part of the question also. On one hand, you are saying that a Committee is being appointed to ascertain whether the unit should be installed or not. On the other hand, you are issuing another order that one can go for expansion.

**Shri R. S. Chib, Hon'ble Minister for Medical and Technical Education** : Sir, there have been protests in Samba but the units installed there had been cleared by the Pollution Control Board. Of course in democracy, protests will be there. But, technically there is no question in banning those units which are required.

**Shri Ajay Kumar Sadhotra:** Sir, I am still not satisfied with the reply. I again humbly request the Chair and the Hon'ble Minister that the question may be deferred so that clearer answer could come.

**Mr. Deputy Chairman :** The Question Hour is over.

*(Replies to Starred questions tabled but not discussed &  
Replies to Un-starred questions tabled)*

**Starred C. Q. No. 170. Shri Ajatshatru Singh :**

Will the government be pleased to state :

In view of increased number of tourists coming to Mata Vaishno Devi does it have any plan for Cable Car and for connectivity through bridge at Baba Pehar Porta Dhansal?

**Reply. (Minister I/C Tourism & Culture).**

Shri Mata Vaishno devi Shrine Board is contemplating to set up a passenger ropeway (from near Bhawan to Bhairon Temple) and material rope way from Sia Dhabri to the Bhawan of Shri Mata Vaishno Deviji. However, at present there is nio plan for providing connectivity through a bridge at Baba Pehar Porta Dhansal.

**Starred C. Q. No. 216. S. Dharambir Singh.**

Will the Government please state :-

- (a) Whether it is a fact that Gurudwara Board Elections have not been held despite the fact that these were due in the year 2008;
- (b) If so, reasons for the delay? And
- (c) Does the Government intend to hold such elections and when?

**Reply. (Minsiter for Law, Justice and Parl. Aff.)**

- (a) Yes Sir.
- (b) The last election of members of District Gurudwara Prabandhak Committees were held in October 2003. After the Gurudwara Prabandhak Board was constituted on 15.01.2004. Thereafter, the State Gurudwara Prabandhak Board removed the members of the District Gurudwara Prabandhak Committee vide its order dated 15.01.2007 on the charges of mismanagement of the affairs of the Committee and appointed five members adhoc Committee 16.01.2007 for running the affairs of the Gurudwara Prabandhak Committee Jammu. Against this order of the Board, some elected members filed a writ petition No. 362/2007 before the Hon'ble High Court at Jammu and the court vide judgment dated 01.1.2008 set-aside the impugned order dated 16.01.2007 passed by the Gurudwara Prabandhak Board.

Against the writ court order GPB filed LPA No. 77.2008 before the High Court and the Division bench vide Judgment dated 07.11.2008 stayed the impugned judgment of the Single Bench and directed the Government to take appropriate steps in terms of Rule 63-C of J&K Gurudwaras and Religious Endowment Rules 1975 which empowers the Government to nominate a Committee for administering the affairs of District Gurudwaras till new elections are held.

In the meantime, the district Gurudwara Prabandhak Committee Jammu completed its term of five years on 05.11.2008 in terms of Court Order passed in LPA a nominated Committee was constituted by the Government vide SRO 357 dated 10.11.2008 for administering the affairs of District Gurudwaras of Jammu.

Thereafter the process for conducting of elections was initiated by the Government. The Hon'ble Minister for Law, Justice And parliamentary Affairs finally convened a meeting on 18.04.2011 in his office chambers in which Divisional Commissioner, Jammu, Financial Commissioner (Revenue), Secretary to Government, Department of Law, Justice and Parliamentary Affairs and Representatives of Sikh Community participated. In the said meeting views and suggestions put forth by the participants were considered and following decisions were taken for holding elections of Gurudwara Prabandhak Committees/Board:-

- 1) Financial Commissioner Revenue will expedite the process for holding of elections at the earliest;
- 2) Divisional Commissioner Kashmir/Jammu to make revised electoral roles with reference to January, 2011 within the period of one month positively;

- 3) Financial Commissioner (Revenue), under whose superintendence, direction and control elections will be held as per the J&K Sikh Gurudwara and Religious Endowment Act, 1973 and rules made there under, to make all necessary arrangements for holding elections within two months thereafter;
- 4) Elections to these bodies will be held in the month of August; 2011;
- 5) Funds for elections to be arranged by the Financial Commissioner (Revenue).

In view of the above decisions, the implementing authorities prepared revised electoral rolls of the Sikh Community for holding elections of Gurudwara Prabandhak Committees/Board in the State as per the rules. In furtherance of this Rs. 15.00 Lacs were released for holding elections of the Sikh Gurudwara Prabandhak Committees/ Board with the concurrence of the Finance Department vide Government Order No. 2042-LD (A) of 2011 dated 28.07.2011.

When the elections are due to be held, a writ petition No. 1065/2011 has been filed by one State and others before the Hon'ble High Court at Jammu and the court stayed the operation of communication No. ENT/2010/8297-8308 dated 06.07.2011 vide interim order dated 09.08.2011 whereby electoral roll of Sikh Gurudwara Prabandhak Committees have been prepared. In view of the above court direction, elections process could not be brought to its logical end as decided by the Government on 18.04.2011.

(C) Yes sir. The Government is taking every possible step for holding elections to the Sikh Gurudwara Prabandhak Committees/ Board at an earliest. Steps for vacation of interim order have been taken by the Government through its Law Officer who is conducting the case on behalf of the State, before the Hon'ble High Court at Jammu. As and when the writ petition is decided by the court or interim directions are modified, elections will be held as per the J&K Sikh Gurudwara Act 1973 and rules framed thereunder in the State.

**Starred C. Q. No. 77: Shri B. R. Kundal:**

Will the Government please state :

- (a) Whether Government through Directorate of Agriculture, lays demonstration plots for various crops. Name of crops be also indicated please;
- (b) Purpose for laying such Demonstration plots be elucidated;
- (c) Criteria adopted for such plots.

**Reply. (Minister I/C Agriculture).**

- (a) Yes Sir. Demonstration plots for different crops, such as paddy, maize, pulses, oilseeds, fodder/oats, various vegetable crops, which include knolkhol, carrot, cauliflower and cabbage are being laid on the farmer's fields.

- (b) The demonstrations are laid on the principle of “seeing is believing” and the impact of high yielding varieties of seeds, certified seeds, balanced doses of fertilizers, importance of plant geometry etc. is demonstrated in the demonstration plots to create awareness amongst the farming community about the use of latest technology on scientific lines. Other farmers, who are not using high yielding variety seeds/ certified seeds and balanced doses of fertilizers, are thus persuaded to adopt these practices to enhance their production and productivity.
- (c) Demonstration plots are laid at prominent sites, preferably on the roadside, so as to get maximum exposure.

The selection of sites for demonstration plots is made in such a way that the needs of small and marginal farmers, women farmers and SC/ST farmers in the villages are catered to.

**Starred C. Q. No. 221. Shri Ravinder Kumar Sharma.**

Will the government please state :-

- (a) Is it a fact that a decision has been taken in the District Development at Thanda Pani at Sunderbani Rajouri is not suitable for shifting the veterinary hospital/poultry centre for carrying out the animal husbandry activities.
- (b) A Committee of officers was constituted to ascertain the techno feasibility of the land for shifting the Veterinary hospital to new location in village Thanda Pani, has recommended that land identified by revenue Department is not suitable for shifting. The shifting of Animal Husbandry activities to the identified proposed place will severally hamper the poultry development and animal health programme of the district.

The District Development Commissioner Rajouri alongwith Director Animal Husbandry Jammu are shortly visiting the sopt with a view to sort out the issue regarding shifting of veterinary hospital/poultry complex to the alternate location.

**Starred C. Q. No. 47, Shri Yash Paul Khajuria:**

Will the government please state :

- (a) The total number of panchayats in each block of the State, the number of Panchayats having no proper panchayat building and steps being taken to construct these buildings for the proper functioning of newly elected panchayats

and proposed Panchayati Adalats in the State alongwith policy to appoint Chowkidars or protection and care of these important buildings.

- (b) Under MGNREGA year-wise number of job seekers registered in each blocks of the State since start of programmed and out of them the number of persons who sought employment and the number of persons provided employment indicating average number of days for which employment has been provided every year and amount of wages disbursed. Mention reasons for not providing 100 days of employment to registered job seekers.
- (c) Block wise shelf of projects prepared by the expert committee/line departments and status of their implementation since start of the programme and number of works identified, taken up, completed and amount spent;
- (d) Year wise and blockwise labour budget approved, funds released and amount spent and the unspent amount at the end of each year, indicating reasons for less utilization if so.
- (e) Whether it is fact that wages are to be paid under NGNREGA to the job seekers employed in fortnightly basis; and
- (f) The number of job seekers provided employment year-wise and block-wise and wages paid within specified period and number of job seekers paid after 15 days, 30 days and beyond 30 days and reasons thereof and steps being taken to ensure payment of wages as per MGNREGA guidelines.

**Reply. (Minister I/C Rural development and Panchayati Raj)**

- (a) The list of total number of Panchayats in each block, and panchayat having no panchayat Ghar building is enclosed as **Annexure A &B. (For Annexures, see part 09 page....)**.

There are 1157 and 864 Panchayats without panchayat ghars in Kashmir and Jammu Divisions respectively. As of now, approval for construction of 102 Apna Panchayat Ghars have been conveyed during 2010-11 to both the Directors of Rural Development Department. The instructions have also been given to the implementing officers to start constructions of Apna Panchayat Ghar where panchayat Ghar are not existing. The issue for constitution of Panchayati Adalats shall be taken in due course of time.

Regarding the appointment of Chowkidars the department is considering the proposal.

- (b) The year-wise/block-wise details of job seekers are enclosed as annexure "C" & "D" for Kashmir and Jammu divisions respectively along with the average persondays generated. **(For Annexures see part 09 page.....)**. Since the programme is demand driven all efforts are in place to ensure maximum 100 days

are availed by job card holders who offer their services to work under NGNREGA. On an average during the year 2010-11, 43 days were provided. Ending August 2011, 35 days on an average have been provided to job card holders.

- (c) The year-wise/details of shelf of projects are enclosed as Annexures “E” & “F” for Kashmir and Jammu divisions respectively. **(For Annexures see part 09 page.....).**
- (d) Year-wise/block-wise details of availability & Expenditure for Kashmir and Jammu divisions are annexed as **Annexure “G” & “H” respectively. (For Annexures see part 09 page.....).**
- (e) Under MGNREGA wages have to be paid within a fortnight, however some times due to un-avoidable circumstances delay occurs. Efforts are on by the department to ensure the payments are made within the stipulated time and remitted in the bank accounts of labourers as all payments on account of wage are paid through banks.
- (f) The detail in respect of Jammu/Kashmir division are annexed as **Annexure “I” & “J” respectively. (For Annexures see part 09 page.....).**

**Starred C. Q. No. 51, Syed Asgar Ali:-**

Will the Government be pleased to state :-

- (a) Whether it is a fact that Minister In charge Cooperative had given an assurance in this House that elections to Cooperative Bank/Societies, i.e. JAKFED, J&K Housing Corporation, Super Bazaar, Jammu, J&K Cooperative Union, Citizen’s Cooperative Bank, Anantnag and Baramulla State Cooperative Banks and all Tehsil Cooperative Marketing Societies will be conducted within three or four months;
- (b) What is the reason for not conducting these elections even after lapse of more than six months;
- (c) When the Government intends to conduct these elections, please give the proposed schedule of these election to this House?

**Reply. (Minister of State I/C Cooperatives).**

- (a) Part of election process has since been place and the managements have already come up in Jammu Central Cooperative Bank, Devika Urban Coop. Bank, Udhampur, Kashmir Mercantile Cooperative Bank, Sopore and Urban Cooperative Bank, Anantnag and the process is going on for the election of J&K Cooperative Housing Federation where there has been intervention by the

Hon'ble High Court which now has give a go ahead for holding the elections which is under process. In case of J&K Cooperative Union, the process has been initiated and the same is likely to be completed shortly. Since the Cooperatives have a 3 tier system of elections at the Primary, Secondary/ Central and Apex level, the first tier at the level of Primary societies has almost been completed and the process for the second tier is going on and once it is completed the election for Apex level will take place as the elected representatives of Primary/Secondary level by proxy from the electoral college for elections at the Apex level.

- (b) It is not a fact that elections have not been held. In fact, the process is going on and the delay is because of the inherent management problems in the cooperative societies which have a duty cast upon them to hold elections on their own vide amendment SRO-01 of 2005. The role of the Government and its functionaries right up to the gross root level for holding the elections has been minimized, almost to nothing.
- (c) Since the process is going on and the system involves elections at 3 tier levels, the same is expected to be completed by march 2012 if otherwise there are no major hiccups like certain inherent problems in the managements of Cooperatives and inherent untoward incidents periodically in the State, beyond the control of the Department.

**Starred C. Q. No. 106, Shri Khalid Najeeb Suharwardy.**

Will the Government please state :-

- (a) Whether it is a fact that large number of youth have been engaged as Daily wagers on consolidated and contractual basis particularly in MGNREGA in the state;
- (b) If so, the Block-wise details with respect of district, Doda since 2009 may please be furnished.

**Reply. Incharge Minister Rural Development & Panchayati Raj.**

- (a) No daily Wager has been engaged on consolidated basis in Rural Development Department particularly under MGNREGA. However, supporting staff under MGNREGA has been engaged on contractual basis as per the guidelines/requirement.

- (b) The Block-wise details of supporting staff engaged under MGNREGA in respect of District Doda is enclosed as **Annexure "A"**. (For Annexure see part 09 page.....).

**Starred C. Q. No. 28: Shri Vijay Bakaya.**

Will the Government please state :-

- (a) What was the total area region wise under cultivation of different crops in the State in the year 1990 and what is the area now under cultivation under different crops region wise in the State;
- (b) What was the production of cereal crops i.e. paddy, wheat and maize per hectare in 1990 and what is the production per hectare now;
- (c) What was the consumption of NPK fertilizers per hectare in 1990 and what is the consumption now?

**Reply. Minister In Charge Agriculture.**

- (a) The total area under cultivation, division wise in the year 1990-91 and 2010-11 (multicropping) is as under :-

(Lakh ha.)

<b>Region</b>	<b>1990-91</b>	<b>2010-11</b>
Jammu	<b>6.605</b>	<b>7.159</b>
Kashmir	<b>3.982</b>	<b>4.451</b>
Ladakh	<b>0.184</b>	<b>0.208</b>

- (b) The production of cereal crops during 1990-91 and 2010-11 are as under :-

<b>Name of the crop</b>	<b>Production (Qtls./Ha.)</b>	
	<b>1990-91</b>	<b>2010-11</b>
<b>Jammu Division</b>		
Paddy	17.93	23.48
Wheat	12.29	20.02
Maize	16.43	18.77
<b>Kashmir Division</b>		
Paddy	41.20	47.00
Wheat	12.58	20.40
Maize	11.40	16.00

- (c) The consumption of NPK fertilizers per ha in 1990 and 2010-11 is given as under :-

Kind of fertilizer	Consumption of fertilizer (Qtls.per Ha.)	
	1990	2010-11
<b>Jammu division</b>		
N	0.20	0.22
P	0.08	0.10
K	0.02	0.008
<b>Kashmir division</b>		
N	0.3	0.51
P	0.07	0.16
K	0.035	0.010

**Starred C. Q. No. 192: Syed Mohammad Rafiq Shah :**

Will the government be pleased to state :

- The present status of historical Shahi Qilla Mubarak Mandi Heritage Complex Jammu, as well as the heritage complexes of Poonch and Chingus in the State;
- Do they intend to renovate these heritage complexes to their original glamour and subsequently handover them to Archeological Department for their overall preservation. Details be placed on the table of the House?

**Reply. Minister I/C Tourism and Culture.**

(a & b) The historical Mubarak Mandi Heritage Complex comprising of 25 building was being used for housing a number pf Govt. Offices, Public Service commission and J&K High Court. Realizing the importance of the heritage Complex, it was declared as State Protected Monument vide SRO 126, dated 26-4-2005 and evacuation of the offices from the complex was immediately started.

A society titled “Mubarak Mandi Heritage society” was established in 2006 for giving special attention to its conservation.

A vision plan has been got prepared through M/s INTACH New Delhi Chapter.

The total cost of the restoration/conservation of various buildings is around Rs. 236.00 crore. Keeping in view the availability of limited resources for conservation of monuments, special efforts were required for arranging

substantial funding to ensure proper conservation and restoration of the Complex.

The following steps have been taken for the purpose :-

- i) Conservation and restoration of erstwhile Army Headquarter (Foreign Office) building of the complex has already been sanctioned by GOI at a cost of Rs. 4.37 crore and Rs. 3.00 crore have been released to the society for implementation. The Archeology Survey of India is executing the conservation works which are at advanced stage of completion.
- ii) Four buildings were identified with conservation cost Rs. 25.42 crores and the project has been submitted to the Ministry of Tourism, Government of India which is being sanctioned under Mega Destination Scheme of the Ministry.
- iii) 13<sup>th</sup> Finance Commission has recommended an award of Rs. 50.00 crore for restoration of the Heritage Complex. Accordingly, another four buildings have been identified costing Rs. 52.07 crore and the project has been submitted to the Govt. Of India after getting it cleared by the State Level Monitoring Committee. The funding phased out for four years is expected to start from the year 2011-12.
- iv) Two projects for Dogra Art Museum etc. costing Rs. 11.35 crores have been submitted to the Ministry of Culture, Government of India.
- v) Project for conservation of Gole Garh costing Rs. 26.32 crores has been submitted to the Ministry of Culture, Government of India.

Declaration of heritage complex of Poonch as State Protected Monument is under process. A committee under the Chairmanship of Divisional Commissioner Jammu has been constituted to examine the issue. Darbar Hall of the fort stands already repaired /renovated at a cost of Rs. 40.55 lac as one of the competent sanctioned by the Ministry of Tourism Govt. of India during the year 2006-07. A project has been sanctioned by Ministry of Tourism Govt. of India during 2011-12 at a cost of Rs. 3.79 crores for conservation of the fort work on which is about to start now.

The Heritage complex of Chingus stands already declared as a State Protected Monument is nearing completion. The Directorate of Archeology, Archives and Museums executing the restoration work have already spent Rs. 84.07 lac through JKPCC on the project against an estimated cost of Rs. 112.23 lac. An application of Rs. 20.00 lac has been earmarked for the purpose for the year 2011-12.

**Starred C. Q. No. 3, Shri Bashir Ahmad Magray :**

Will the government be pleased to state :-

- (a) Whether it is fact that Tahab Naina road via Wachi Pulwama is one of the oldest roads falling under R&B Division Pulwama;
- (b) Is it also a fact that the aforementioned road is of vital importance and connects Pulwama District, with the Anantnag District;
- (c) Is it also a fact that a considerable number of SIDCO industrial units are situated alongside of this road, and are fully dependent on this very road. If reply be in the affirmative, hat steps are being taken for its total macadamization.

**Reply. Minister In Charge :**

- (a) Yes Sir it is a fact that Tahab Naina road via Wachi Pulwama is one of the oldest roads of R&B Division Pulwama.
- (b) Yes Sir.
- (c) It is a fact that Industrial Growth Centre at Lassipora which is spread over an area of 6300 kanals of land is situated on this road and development of Industrial Growth Centre is dependent on this road.

**Un-starred C. Q. No. 25, Shri Javed Ahmad Rana :**

Will the government be pleased to state :-

- (a) Whether there is any proposal before the government for providing railway line point to Rajouri;
- (b) If any, details thereof?

**Reply. (Minister Incharge)**

(a & b) The survey of Jammu Poonch Railway link via Akhnoor, Rajouri was conducted initially by the Railway authorities in the year 1998-99 and again in the year 2008-09. The tentative project cost is Rs. 7228.85 lacs for a length of 223 km. The proposal stands laying with Railway authorities.

**Un-starred C. Q. No. 100: Shri Mohammad Ashraf Mir :**

Will the Government be pleased to State :

- (a) Details of funds transferred from Srinagar city to other Districts under CRF, Furnish copy of guidelines of CRF;
- (b) Had the Government promised compensation for transfer of funds? If so, provide details thereof.

**Reply. (Minister Incharge)**

(a & b) No funds have been diverted from Srinagar city to other districts under the Central Road Fund programme during current financial year. The schemes proposed by State Govt under CRF are sanctioned by Ministry of Road Transport & Highways, Govt of India and funds are released strictly for sanctioned schemes. The Central Road Fund guidelines are given in **Annexure "A" (For annexure see part 09 page ....)**.

**Un-starred C. Q. No. 124, Dr. Bashir Ahmad Veeri :**

Will the Government be pleased to state :-

- (a) That the DPRs of the following roads/bridges and projects were submitted to R&B and other Sister organizations for execution and assurance were given by concerned Ministers at different times during public and District Development Board Meeting :-
  - 1) Khiram-Duspora road for grade easing and up gradation- 1 km. DPRs submitted – cost : 162 lacs, public commitment of then R&B Minister in Public Darbar at Khanabal Dak Bunglow – Feb-2010;
  - 2) Guree Veeri-Zirpora road with Laribal Thajiwara link, public commitment of R&B Minister Feb-2010.
  - 3) Kharipora-Bridge-Guree Rs. 137 lacs, tender floated in May-June, 2011 work not started;
  - 4) Chechi Koot-Nanil via Marhama Wangama Sakhipora and Kanalwan High level diversion through PMGSY.
- (b) What is the status and when they will be taken for up gradation/execution?

**Reply. (Minister Incharge)**

(a & b) The status of the roads is given as under:-

1. Khiram Duspora road :- Steep gradient and improvement of Khiram Duspora road have been prepared at an estimated cost of Rs. 162.47 lacs. Possibilities are being explored for its funding under NABARD.
2. Guree Veeri Zirpora road :- The widening and up gradation of Veeri Guree road via Bijbihara have been prepared at an estimated cost of Rs. 1446.50 lacs. Possibilities are being explored for its funding under NABARD.
3. Khariupora Bridge Guree :- The construction of 1x25 m span Guree Kheripora bridge at an estimated cost of Rs. 137.88 lacs have been prepared. Possibilities are being explored for its funding under NABARD.
4. Cheeki Koot-Nanil via Marhama Wanagama Sathkipora and Kanalwan :- The detailed Project Report has been prepared at an estimated cost of Rs. 2276.22 lacs having a length of 16.50 kms have been cleared by State technical agency, but the project could not be submitted to NRRDA, Ministry of Rural development, Govt of India for its sanction as the Ministry has put hold on up gradation proposal of existing roads at present.

**Un-starred C. Q. No. 138, S. Dharambir Singh :**

Will the Government be pleased to state:-

- (a) What steps are being taken to empower the sarpanch/panchs in the state? Details be furnished.

**Reply. Minister Incharge Rural Development Department.**

- (a) In pursuance of Government Order No. 126-GAD of 2011; dated 22.09.2011 government has empowered in the State the Panchayati Raj Institutions at all there tiers. Involving devolution of functions and activities pertaining to 14 departments i.e.,
  - i. Agriculture Production Deptt.
  - ii. Animal & Sheep Husbandry Department.
  - iii. Consumer Affairs and Public Distribution Department.
  - iv. Education (School) Deptt.
  - v. Fisheries Department.
  - vi. Forest Department.
  - vii. Health & Family Welfare Department.
  - viii. Horticulture Department.
  - ix. Industries & Commerce Deptt.
  - x. Public Health Engineering and I&FC Department.
  - xi. Public works (R&B) Deptt.

- xii. Revenue Department.
- xiii. Rural Development Department.
- xiv. Social Welfare Department.

**Un-starred C. Q. No. 156, Shri Mohammad Amin Bhat:-**

- (a) Will the Government please consider to extend the Status of a Tehsil to Qazigund in the backdrop of its large population, historical significance besides the long pending demand of its inhabitants;
- (b) If yes, when?

**Reply. (Minister Incharge Revenue)**

- (a) No proposal for grant of Tehsil Status to Qazigund is under consideration of the Government as of now.
- (b) In order to look into the demands for creation of New Administrative Units in the State, already constituted Committee headed by Dr. S. S. Bloeria (Rtd. Chief Secretary) was revived vide Government Order No. 39-GAD of 2010 dated 8-01-2010 and re-named as the "Committee for Examination for New Administrative Units". The Committee has submitted its report recently which is under consideration for taking an appropriate action on merits of each recommendation /suggestion made by the Committee.

**Un-starred C. Q. No. 164, Shri Ajay Kumar Sadhotra :**

Will the Government please State :-

- (a) What is the total cultivable area in Marh Constituency i.e. Marh Block and six Panchayats of Satwari Block across Niki Tawi;
- (b) What is the requirement of fertilizers, Crop-wise detail please;
- (c) What is the requirement of fertilizers as (b), seed-wise detail please;
- (d) What was the availability?

**Reply. (Minister Incharge Agriculture)**

- (a) The approximate net cultivable area in Marh Constituency is 15140 hac. And the gross cropped area is 31907 hacs.
- (b&c) The requirement of fertilizers crop-wise is as under :-

Units: Qtls.

Crop	Requirement of fertilizers		
	Urea	DAP	MOP
Paddy	16930	11287	4514
Wheat	20063	11465	2866
Maize	674	613	232
Pulses	-	1228	-
Vegetables	8839	4419	2009

The requirement of seeds crop-wise in Marh Constituency is as under :-

Units : Qntls.

Crop	Quantity
Paddy	3165.20
Wheat	8168.00
Maize	149.40
Pulses	248.50

(d) The availability of fertilizers in Marh Constituency during 2010-11 and 2011-12 (ending August-2011) was as under :-

Fig. in Qtls.

Year	Urea	DAP	MOP
2010-11	17352	11531	1125
2011-12 (upto ending Aug.2011)	9160	5413	98

Availability of seeds during 2010-11

(Deptt. Supply.)

Crop	Qty.(in Qtls)
Paddy	179.03
Wheat	2352.00
Maize	8.50
Pulses	2.50
Fodder	28.00

Total	2750.03
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During 2011-12 (up to August 2011)

**Department Supply.**

Crop	Qty. (in Qtls.)
Paddy	298.55
Wheat	-
Maize	22.88
Fodder	2.50
Total	323.93

**Un-starred C. Q. No. 147, Shri Ghulam Qadir Pardesi :**

Will the Government be pleased to state :-

- (a) Whether it is a fact that the Government had launched renovation and preservation of all ancient structures as a heritage in Mughal Gardens, especially in Shalimar Bagh with a time bound programme;
- (b) If so, what is the present status of the Heritage work, as the people feel work is going on in zero speed.?

**Reply. Minister I/C Tourism & Culture.**

The renovation /preservation of heritage structures has been taken up to be carried out in a phased manner as per availability of funds through different sources of Renovation of all Mughal Gardens in Valley is under progress.

As regards Shalimar Bagh, preservation of Hamam has been taken up and approximately 70% of the work stands completed. As works related to preservation of heritage need expert technical and skilled labourers for execution it is a time consuming process. However, the work is in full swing and expected to be completed during the current financial year itself.

**Un-starred C. Q. No. 172. Shri Ajatshatru Singh :**

Will the Government be pleased to state :-

- (a) Whether it is a fact that despite installation of electric meters in Jammu city, power cuts have become prerequisite;

- (b) Whether it is also a fact that during Janam Ashtamai and Eid-ul-Fitr there was no respite from power cuts;
- (c) If so, the reasons there of?

**Reply. Minister Incharge Power:-**

- (a) As per the policy in vogue, uninterrupted power supply is being provided to the 100% metered feeders and 8 hours power curtailment is being made in the areas which are not fully metered. However, interruptions do take place due to system constraints or distress calls from NRLDC/SLDS authorities during the peak hours due to overdrawals resulting in fall in frequency, so as to ensure the Grid discipline.

(b&c) The department has always endeavoured to provide un-interrupted power supply to the consumers during the major religious festivals like Eid-ul-Fitr and Janam Ashtami. In this direction, the department had requested general public through print/electronic media to enable the department to provide uninterrupted power supply on the said occasions. In fact the department was by and large able to provide the interruption free power supply, barring few cases where curtailment /interruptions became unavoidable due to mismatch between the demand and the supply of power in order to safeguard the costly equipment of Receiving/Grid Stations.

**Un-starred C. Q. No. 211, Shri Naresh Kumar Gupta:-**

Will the Government be pleased to state :-

- (a) Whether it is a fact that on public demand, project reports of following roads have been prepared by the PWD in Sub-Division Bhaerwah:-
- i) Seri to Tapri link Road;
  - ii) Bheja to Haddal link Road;
  - iii) Malothi to Dugli Grat and Khalani link Road;
  - iv) Bhalla to Shah Pur link Road
  - v) Chattergala to Seving via Shankh Padhar – Kailash Kund Road, if yes;
- (b) When the Government is going to start the works on these important roads to provide road connectivity to the backward region of the State, full details?

**Reply. (Minister Incharge)**

- (a) The R&B sub Division Bhaderwah has submitted the following projects and status of these roads is given as under :-
1. Seri to Tapri link road :- The Seri to tapir link road is having a length of 5.5 Kms. The Detailed Project Report has been prepared at an estimated cost of Rs. 773.00 lacs and possibilities shall be explored for its funding under NABARD loan assistance.
  2. Bheja to Haddal link Road :- The detailed Project Report is under preparation.
  3. Malothi to Dugli Grat & Khalani link Road :- The road is having a length of 3.10 Kms for which Detailed Project report has been prepared at an estimated cost of Rs. 420.00 lacs.
  4. Bhalla to Shah Pur link road (2.60 kms) :- The Detailed Project report has been prepared at an estimated cost of Rs. 234.00 lacs.
  5. Chattergala to Serving via Shankh Padhar- Kailash Kund raod:- The road is having a length of 27 kms. The Detailed Project Report has been prepared at an estimated cost of Rs. 12586.00 lacs.
- (b) All these projects will be taken in hand subject to availability of resources and feasibility.

**Un-starred C. Q. No. 11, Haji Ali Mohammad Bhat :**

Will the Government be pleased to state :-

- (a) Whether it is a fact the concerned department (R&B) has taken in hand the construction work of a bridge over Nallah Tulmul, but the work on Kheer Bhawaniu-Tulmulla road via Bata Sathyu, falling either side of the bridge has not been started at all?
- (b) If so, do they intend to start the constriction work on the said road at the earliest, if so, why?

**Reply. (Minister Incharge)**

- (a) The Const of 1x20 m span single bridge at Bala Sathun on Tulmulla Warusa road has been sanctioned under NABARD RIDF XV at an estimated cost of Rs. 108/58 lacs. An amount of Rs. 90.00 lacs has been looked expenditure ending 8/2011. The physical status is given as under :-
- Piling working on both adutments completed.
  - Balance foundation work shall be taken shortly (as soon as water recedes)
- Kher Bhawani Tulmulla raods via Bta Sathu falling either side of the bridge is a fair weather track which is connected with a temporary crossing near Balasathu.
- (b) The up gradation of the road will be taken in hand subject to the availability of resources/feasibility.

**Un-starred C. Q. No. 45, Shri M. Y. Taing :**

- (a) Is it a fact that the central government has announced a huge relief of 600 crores for enhancing the production of Saffron in the State;
- (b) Is it also a fact saffron is a mark of identification for the valley of Kashmir, having a great demand in the international market;
- (c) Is so, the details of the Saffron Mission, chalked out by the government?

**Reply. (Minister Incharge Agriculture)**

- (a) The Govt. of India has sanctioned the implementation of a Saffron Development Programme in Pampore and other areas of Jammu and Kashmir for an amount of Rs. 372.18 crores, comprising Rs. 288.06 crores as Govt. of India's share and Rs. 85.12 crores as Farmers' share to be implemented over a period of 4 years, 2010-11 being the first year.
- (b) Yes Sir, Kashmiri Saffron has its own identity and is famous for its aroma and colour through out the World. There is a huge demand for Kashmiri Saffron in the international market for which a quality testing and marketing facility is being established with e-trading at Galander, Pampora to maintain the quality of saffron as per international standards.
- (c) The Project period is 4 years. The project was sanctioned late in September 2010 and so there was limited activity during the year. However, during 2011-12, an outlay of Rs. 68.88 crores has been earmarked for various components of the project such as rejuvenation/planting, improving of soil health, establishment of public sector nurseries, establishment of irrigation systems, mechanization, transfer of technology, post harvest management and the establishment of quality control laboratory. The project activities will go on for the next two years also.

**Un-starred C. Q. No.127, Dr. Bashir Ahmad Veeri.**

Will the Government be pleased to state :-

- (a) Whether they have a comprehensive plan to ascertain that the Government buildings constructed forty-fifty years back housing thousands of Government employees, political leaders and Social activists really have the capacity to tolerate the natural calamity, especially, the jolts of the earthquakes;
- (b) If so, as evident from their dilapidated condition, what steps have been taken in this regard, because this has been experienced during the devastating earthquakes

of 2005 that such houses were raised to ground as a result of which the lives of thousands of people including the important personalities were lost;

- (c) Do they have any comprehensive plan to re-examine these dilapidated houses and renovate/repair and re-construct them on the war footing basis;
- (d) Will they, keeping in mind the demand construct some additional earthquake proof houses and will it take steps to make existing houses capable of facing any natural calamity by way of retrofitting?

**Reply. Incharge Minister (Estates)**

- (a) There is no comprehensive plan in place to ascertain the capacity of buildings constructed forty fifty years back to tolerate the natural calamity, especially earthquakes.
- (b) All the buildings of Estates Department are renovated/repared from time to time and no building of estates Department collapsed/got affected during 2005 earthquake.
- (c) No Sir.
- (d) Yes, presently wherever new buildings are constructed these are based on design to resist the seismic stresses of zone-4 and the department is taking every possible effort to make the existing houses/buildings safe.

**Un-starred C. Q. No. 152, Syed Asgar Ali :-**

Will the Government please state :-

- (a) How many appointments under MGNREGA as supporting staff i.e., GRS supervisors, JEs etc have been made in Kishtwar District. What was the mode of appointment;
- (b) Were these posts advertised, if yes, please place the copies of all such advertisements in this house;
- (c) Whether any appointments were made without interview and advertisements. If yes, give the data with names.
- (d) Whether some persons/appointees have been disengaged, if yes, give their particulars and the persons who are still working as GRS, supporting staff, JEs give their names and place of postings?

**Reply. (In charge Minister Rural Development and Panchayati Raj)**

- (a) Reply. In district Kishtwar, status of appointment made is as under :-

S. No.	Category	No. of appointments	No. of working at present
1.	District Social audit Coordinator	01	01
2.	GRS	82	73
3.	Supervisor	Nil	Nil.
4.	Tech. Assistant	08	05
5.	Adm. Assistant	08	05
6.	Accounts Assistant	09	04
7.	Computer Asst	16	12

The above appointments have been made as per the laid down procedure i.e. Advertisement Interview, Approval thereof. The list of supporting staff engaged is enclosed as **Annexure "A"**. (For Annexure see part 09 page 29-35.)

- (b) Yes, copies of advertisements are enclosed, as **Annexure "B"**. (For annexure see part 09 page 36-37)
- (c) In addition to the above 351 supporting staff was engaged as GRS /Supporting staff on need basis without interview during previous years and all of them have been disengaged. The detail with names are enclosed as **(C)**. (For annexure see part 09 Page 38-50.)
- (d) All 351 Nos. which were engaged as GRS/Supporting Staff on need basis without interview during previous years have been disengaged, copy of disengaged persons. Appointees is enclosed as **Annexure "C"**. (For annexure see part 09 page 38-50.). None of them is working as GRS/Supporting Staff, JEs ate present.

**Un-starred C. Q. No. 31, Shri Vijay Bakaya :-**

Will the Government please state :-

- (a) Is it a fact that ex-gratia relief for houses of migrant families damaged in militancy related incidents have been paid only up to Rs. 1.00 lacs per family even though the assessed damage have been much more;

- (b) If so, when does the Government propose to pay the balance amount of ex-gratia relief to the affected migrant families?

**Reply. Minister Incharge Revenue)**

- (a) Ex-gratia relief as per Govt. Order No. 723-GR (GAD) of 1990 dated 10.07.1990 for houses of Migrant families damaged in militancy related incidents is paid @ 50% of loss assessed subject to ceiling of Rs. 1.00 lac.
- (b) Since the ex-gratia relief was paid strictly in terms of Govt. Order No. 723-GR (GAD) of 1990 dated 10.07.1990 subject to the maximum ceiling of Rs. 1.00 Lac, therefore the claim for payment of balance assessed loss is not admissible.

**Un-starred C. Q. No. 66, Shri Narboo Gialchan:-**

- (a) Is it a fact that due to vacant posts of Veterinary Assistant Surgeons and Livestock Development Officers, the department suffers badly;
- (b) When the Government intends to fill up such vacancies?

**Reply. (Minister Incharge)**

- (a) Yes Sir, some posts of Veterinary Assistant Surgeons/Livestock dev. Officers are lying vacant in Animal and Sheep Husbandry Departments, Kashmir/Jammu. To overcome the deficiency, the Department is manning these posts by internal adjustments by giving additional charge.
- (b) The Department has already referred 55 vacancies of Veterinary Assistant Surgeons to the J&K Public Service Commission for selection of the eligible candidates. The PSC had forwarded the select list of the candidates to the Department for issuance of appointment orders but the same has been stayed by the Hon'ble Court vide its interim orders dated 14.3.2011 and the efforts are being made by the PSC to get the stay vacated.

The posts of Livestock Dev. Officers could not be filled earlier because of stay of Hon'ble Court. The same has now been vacated and the Department is accordingly in the process of filling up the vacant posts of Livestock Development Officers by promotion.

**Un-starred C. Q. No 151, Shri B. R. Kundal:-**

Will the Government please state :-

- (a) Number of service matters under adjudication in various fora;

- (b) Has Government made any effort to reach at mutual understanding (out of court settlement);
- (c) If yes, please indicate number of cases so settled;
- (d) If not, reasons for not attempting the same?

**Reply. (Minister for Law, Justice & Parl. Aff.)**

- (a) As per the information received from the office of the Ld. Advocate general, the total number of cases pending adjudication in the Hon'ble High Court of Jammu and Kashmir Srinagar/Jammu is 32595.
- (b) Yes Sir.
- (c) The total number of cases settled mutually is 21.
- (d) Nil.

**Un-starred C. Q. No. 217, Shri Murtaza Ahmad Khan :-**

Will the Government be pleased to state :-

- (a) Whether it is fact that a number of vacancies of JEs in R&B Department of Poonch division are vacant? If yes, please specify;
- (b) Sub-division wise number of vacancies of JEs;
- (c) Number of presently working in the division specifically mentioned their period of stay at present place of posting?

**Reply. (Minister Incharge R&B)**

- (a) Yes Sir, out of 23 posts of JEs (Civil) 04 posts are lying vacant in R&B Division Poonch;
- (b) Sub-division wise details of JEs in R&B Division Poonch is as under :-
  - i. HQ sub Division Poonch – 01
  - ii. HQ sub division –II Mandi – 02
  - iii. Sub Division Mendhar- Nil
  - iv. Sub Division Surankote - 01
- (c) 19 Junior engineers are presently working in R&B Division Poonch with the following breakup :-

S. No.	Name	Stay in the Division	
		Year	Month
1.	R. K. Gowswami	05	02
2.	Khalil Ahmad	06	06
3.	Mohd Afzal	05	-
4.	Zakar Hussain	03	03
5.	Qadeer Ahmad	04	04
6.	Sikander Ahmad	04	05
7.	Sayed Arif Mehmood	04	04
8.	Yogesh Bhasin	03	-
9.	Riaz Ahmad Rathore	03	02
10.	Wahid Zaffar	03	02
11.	Ghulam Mustafa	02	06
12.	Jagmohan	02	-
13.	Javed Ahmad Mughal	01	10
14.	Mehmood Ahmad	04	04
15.	Rehan Sharief	02	-
16.	B. M. Kohli	04	-
17.	Ravi Bhushan	04	09
18.	Wasim Ahmad	05	-

**Un-starred C. Q. No. 191, Shri Subhash Chander Gupta :-**

Will the Government be pleased to state :-

(A) Whether it is fact that a number of rape cases were reported in various parts of J&K during last five years;

If reply is in affirmative, please state:

- (a) Tehsil-wise details of rape cases reported in Jammu and Kashmir during last five years with complete detail about accused person(s) in each case;
- (b) Status of each rape case reported in Jammu and Kashmir, during last five years; and

- (c) Steps being taken by the Government for minimizing occurrence of rape cases and placing an effective mechanism in place to punish those involved in such serious offences against females?

(Reply not received)

**Un-starred C. Q. No. 112, Shri Khalid Najeeb Suharwardy:-**

Will the Government be pleased to state :-

- (a) What is the status of the PMGSY roads under execution in Doda constituency;  
(b) Is there any road from Bhella town, if so, what is the status of the said road?

**Reply. (Minister In charge)**

- (a) 23 schemes of PMGSY Programme are under execution in Doda constituency and the details are given in **Annexure "A"**. (For annexure see part 09 page....)
- (b) There is no road under construction from Ghella town, however, road namely Bhella to Trown via Hangroo is presently under construction under Central Road Fund at an estimated cost of Rs. 576.40 lacs having a length of 12 kms. The present status of the road is as under :-
- Sanctioned cost - Rs. 576.40 lacs
  - Expdt ending 8/2011- Rs. 290 lacs
  - Black topped – 6.50 kms
  - Metalled – 2.50 kms
  - Shingled – 1.0 kms
  - Fair weather – 2.0 kms.

**Un-starred C. Q. No. 230, Shri Ravinder Kumar Sharma :-**

Will the Government be pleased to state :-

- (a) The extent of loss/damage caused due to recent rains/hail storm to the farmers of district Rajouri and the relief, if any, sanctioned by the Government;  
(b) What is the loss/damage assessed due to recent rains in Jammu and Kashmir divisions and the flood relief sanctioned by the Government to each district;  
(c) The damage identified in district Rajouri with details of such works to be taken up/repared during the current year?

**Reply. (Minister I/C Revenue)**

- (a) Some losses/damages have been reported to the crops in Rajouri District due to recent rains and hailstorm however, Khariet Girdawari, 2011 is in progress and final figures of losses to crops would be clear after completion of Girdawari. After having the final reports received from the Deputy Commissioner, Rajouri necessary action with regard to providing of relief will be taken in accordance with SDRF guidelines if admissible.
- (b) Directions have already been issued to the concerned revenue field functionaries for on spot assessment of the losses caused due to recent rains in the State particularly in Jammu Division. After receipt of the loss assessment reports, the causes of the affected families/persons for providing relief will be considered with SDRF Norms/Guidelines.

However, in order to provide immediate relief/temporary restoration of public utilities, an amount of rs. 5.00 crores have been placed at the disposal of Divisional Commissioner Jammu for meeting out the expenditure on account of contingencies arising as a result of notified natural calamities.

- (c) The assessment of the losses/damages caused to the property /infrastructure due to recent rains and flash floods is still in progress and appropriate action will be taken only after receipt of final loss assessment reports from the concerned revenue field functionaries.

### ZERO HOUR

**Mr. Deputy Chairman :** Now, we have the Zero Hour. The Hon'ble Members who would like to speak in the Zero Hour should convey the same to the Chair.

Mr. Magray to initiate.

**Shri Bashir Ahmad Magray:** Sir, I would like to invite the attention of the government towards a very important issue about alarming increase of unemployment among educated youth in our state. Our government, time to time, held discussions on this problem and also time and again stated in this House that they have started the Sheri Kashmir Welfare Programme. Sometimes, it was stated that they have implemented the Self Employment Scheme and sometimes it was said that they opened the overseas employment exchange. The Rangarajan Committee report was also apprised to have been cleared by GOI. It was also stated that they would appoint 20-40 thousand daily wagers in PHE, Irrigation, PDD and R&B Deptts. But, no scheme has actually launched in this direction. Our Employment Exchanges are over-packed with the names of unemployed youth. Sometimes the figures are quoted that 6 lacs unemployed youth are registered and sometimes the figures rise to 10 lacs. The problem is increasing day by day and lots and lots of graduates and post graduates qualify from the colleges. We have also not changed our education policy and our colleges and universities have transformed into unemployment factories and we get unskilled unemployed youth which keep on rising day by day. The government does not come up with some concrete programme. I fear that this alarming situation would get out of control one day. The government's policy on unemployment is too vague. There is no transparent or definite policy. Selection Boards have been constituted. Application forms for Class IV vacancies have been submitted since last four years but interviews are not being conducted.

Whether it is Education Deptt or Animal Husbandry, our youth are getting discouraged when they are returned from the doors of the Board. My

humble submission is that government should come up with some concrete policy to deal with this rising problem of unemployment.

**Mr. Deputy Chairman :** Mr. Murtaza Khan.

**Shri Murtaza Ahmad Khan:** Hon'ble Deputy Chairman Sir, I thank you for giving me the opportunity to project my point in the Zero Hour. I would raise a specific issue relating to the largest village of not only Tehsil Surankote but District Poonch, namely, Fazalabad comprising of four Panchayats having a population of 20000. This vast population of 20000 has to travel a distance of 22 kms to connect with rest of the areas of the district. While this problem could be solved by a bridge having as stretch of just 1.5 Kms. Three years back the Fazalabad Bridge was started but the work is too slow giving rise to resentment and frustration among the populace and their problems are stand still. So, I would request the government to expedite the construction work so that the problems faced by the residents get resolved. Thank you.

**Mr. Deputy Chairman :** Taing sahib.

**Shri Mohammad Yousuf Taing:** Sir, through your goodself, I would like to draw the attention of the government towards a very important issue. The Mughal Gardens in Srinagar are our heritage sites and they have been a matter of pride for us from the last 400 years and they are world famous too. But unfortunately, they are in a very dilapidated condition. Hon'ble Members do not visit there owing to their preoccupancy in day to day public affairs. But I have visited the gardens and they are in a very bad condition especially Shalimar garden developed by Malika Noor Jehan. Firstly the variety and quality of flora has greatly declined. The ground greenery has also developed kinds of patches and private lawns are far better than the lawns of Shalimar garden. Thirdly the Baradari, the largest and the most beautiful area in the garden has been closed for tourists and barricades have been kept to prevent people from going there. I tried to assess the reasons from the Malis or other people and found that such are the orders from the authorities. I think that it is bad spot on the working of the Deptt and the Baradari should in no case be closed. If it needs some kind of repairs, the authorities must take care of it as it would not involve huge expenditure. Also, fountains are not in a working condition. Same is the case with Nishat garden. There has been no scarcity of water this year in Kashmir and there is no reasons for not operating the fountains. So, I would request the government to look into the matter and to include these in the world heritage sites.

**Mr. Deputy Chairman :** Mr. Subhash Gupta.

*(Hon'ble Vice Chairman, Shri Mohammad Yousuf Taing in the Chair)*

**Shri Subhash Chander Gupta:** Sir, I would like to draw attention of the government towards an important issue that of the protest being staged by the Home guard soldiers from the last five years against the very low wages of Rs. 410/- per month being paid to them. No family could ever think of running its house hold with such a meager amount of Rs. 410/-. They demand that they should be given wages on the pattern of Punjab Govt., which has doubled from Rs. 150 per day to Rs. 300 per day. These soldiers have been rendering their duties with utter sincerity and honesty when ever they are called on. So, paying just Rs. 410/- per month is not justifiable and I would appeal government to kindly attend to their genuine demands to put an end to their long staged protest.

**Mr. Vice Chairman :** Shri Naresh Gupta.

**Shri Naresh Kumar Gupta:** Thank you Sir. Today, I would like to invite the attention of the government towards District Doda. It is a snow bound area and winter zone and the winters have just started. After two months, there would be snowfall in the area. Though Chenab Division is the most contributing area in the whole state in power sector, but the power scenario over there is pitiable. Today we still have rotten poles and there is 12-15 hours of supply curtailment in the area. What would be the fate of the residents of the hilly region on the onset of winter season. Some proposals for up gradation of distribution system have been moved and submitted but they are still pending for unexplained reasons. The proposals included up gradation of Khadaini Grid station, feeding a vast area in the district, including 100% of the rural areas. The transmission line is in a very unserviceable condition. So, I would request the Hon'ble Minister to look into the matter so that arrangements could be done before the onset of snowfall and also the curtailment period be reduced.

**Mr. Vice Chairman :** Jenab Rafiq Shah sahib.

**Syed Mohammad Rafiq Shah:** Sir, you just mentioned some of the heritage sites in the state and I feel pride that we have such a learned Member in this House and in the society as well. I would like to bring to the kind notice of the government some very important matters. We talk about rice, ration and water supply in this house. But the community which forgets its past get washed away with time. There are some communities like the Arab community which is still

alive due to their culture and rich heritage. I would like to raise concern about the historic fort of Jammu at Mubarak Mandi which is the identity of the past of the state. Hardly 60 years have passed when the Maharaja Bahadur left the fort but the condition of the fort, having 25 buildings in all, is too dilapidated that the backyard complex is collapsing. A society was also constituted to revive the historic fort and Rs. 3 crores were also allocated for the purpose. But, we demand that the site be handed over to the Archeological Survey of India.

Secondly, there are some revenue records preserved in the Poonch fort and people from across the Border still ask for such records. It should also be taken care of.

Thirdly, regarding Chingus Fort, I would say that they have plastered the fort in the name of renovation/repairs and it has been destroyed. So, I would request the government to kindly take a serious notice of the fact.

**Mr. Vice Chairman :** The heritage sites should not be plastered at least. They should be repaired only by using the construction material originally used.

**Shri B.R. Kundal:** Sir, I would like to draw the attention of the government towards a very important issue. Some employees, belonging to the Scheduled Caste and Scheduled Tribe Category, approached me with a grievance that their KAS seniority has been disturbed. A very strange procedure is being adopted while formulating the seniority lists in the Secretariat. Before issuing the seniority list, a Tentative Seniority List is issued. Due to this practice, seniority of an employee gets disturbed owing to some clerical mistake or deliberately. So, the list does not get settled or finalized ever. When the KAS Seniority List was issued earlier, these employees were satisfied that they will get promoted on their due time. But, unfortunately, their position got disturbed in the list issued recently, not only by a couple of positions but there was a difference of hundreds. All of them are above forties entering into their fifties and it does not seem that they would ever get a chance to enter the KAS Cadre. When I was the Chief Secretary, I brought such matter into the notice of the Cabinet where it was decided that these people will be promoted in their respective services giving one time exception in vacancies and later on their seniority would be amalgamated with the general seniority list securing their right. So, I would request the Chair to bring the same into the notice of the government as it is concerned with a huge community which has got disillusioned. There might be some litigation also in this regard but there are many ways to resolve the issues out of court.

Another thing was that I had also raised a similar issue through a question and also got the reply from the law department. It was regarding service writ petitions pending in the Hon'ble Courts. It was stated in the reply that 32595

cases are pending. So, I also asked whether there is any possibility of out of court settlements and the reply was in affirmative and the government also agreed that 21 cases would be tried for out of court settlement. The above mentioned case might figure in these 21 cases and so, I would request the government to kindly look into it for earliest possible settlement. Thank you.

**Mr. Vice Chairman :** Ajay Sadhotra sahib.

**Shri Ajay Kumar Sadhotra:** Sir, irrigation is the backbone of agriculture production. Every year, desilting used to be done in Jammu. But last year it was not done even in Jammu canal. It gave rise to crises. I brought the matter to the notice of Chief Secretary who put efforts and I am grateful to him for getting the job done even in running waters which helped a lot. So, I would request the government to continue with the practice of regular desilting of the canals so that farmers could get a regular supply of irrigation waters. Thank you.

**Mr. Vice Chairman :** Dr. Bashir Ahmad Veeri.

**Dr. Bashir Ahmad Veeri:** Sir, I would like to draw the attention of the government towards the most beautiful tourist destination of Kashmir, Pahalgam which is comprised of 18 Panchayat Halqa or 9 revenue halqas having a population of more than 12000 inhabitants. There is blanket ban on construction in Pahalgam. I am a strong supporter of development through constructions. Our Subordinate Legislative Committee also recently visited there. An area called Ranwar was recently caught in a fire incident and 12 households gutted in fire. They are continuously representing themselves at different foras for helping especially in view of the ensuing winters. I have myself seen that students are getting education under the open sky. There is a place of worship where the construction work has been stopped. An accident also took place in Pahalgam leaving many people injured and they were taken to a dispensary. So, people have a strong demand that the dispensary be upgraded into a PHC or CHC. I would request the government to kindly consider the demand.

**Shri Ajay Kumar Sadhotra:** Sir, I would like to say that Shri Yashpal Khajuria sahib has come to this House the very first time after taking oath as an MLC. We have already welcomed other new Members. So we welcome Khajuria sahib as well and hope that he would contribute well towards public service.

**Mr. Vice Chairman :** Congratulations to Mr. Khajuria. I welcome him in this House.

**Mr. Vice Chairman :** Mr. Javed Rana, please continue.

**Shri Javed Ahmad Rana:** Thank you Sir. There is no doubt that the areas of Rajouri and Poonch are very backward as compared to other areas of the state. There has been a demand from the two areas to connect them with railway network. A survey was also conducted by GOI in 1998-99 in this regard and again in 2008-09 but it was not implemented, just like many other projects undertaken by the government. It would not be wrong to state that we have been discriminated in every sector of infrastructure development, be it roads, buildings, PHE etc. We do not get our due share in accordance with the requirements of both the areas. So, I would request the government to take one time initiative to complete the projects in these two areas in R&B or PHE sectors like the government took the initiative of the Mughal Road Project and it is now in completion stages, I would request the government to take up the Railway project also which would connect Jammu and Poonch. I would seek a reply from the government in this regard.

**Mr. Vice Chairman :** Mr. Suharwardy.

**Shri Khalid Najeeb Suharwardy:** Sir, as far as I know, only one issue is to be raised in Zero Hour and that too within 1 or 2 minutes because all Hon'ble Members have to speak.

I would like to say that there is a huge problem of unemployment in the state but nobody bothers about it. A tunnel is being constructed from Chenaini to Nashri on the National Highway. Youth from the state, having expertise in different fields should be involved in the construction work. They try to approach the authorities with their skill certificates but a mafia existing there does not allow them to represent themselves and government is not seen anywhere. Also, there should not be localization of employment opportunities. A youth from Ladakh has every right to get employment in Jammu and so on. So, I would like the government to intervene and take a decision in this behalf so that the future of the youth gets secured and they could get a job. Thank you.

**Mr. Vice Chairman :** I would like to put forth an observation. The government is not treating this House seriously as we could see only one Minister is present in this House while many important issues of public importance have been raised here. The government should ensure that at least two Hon'ble Ministers remain present in the House and take note of the important issues being raised or

discussed here so that Hon'ble Members in this House do not feel that they are being taken lightly.

**Shri R. S. Chib, Hon'ble Minister for Medical and technical Education, Youth and Sports :** Sir, I appreciate the concern raised by the Chair. Normally, we try our best to ensure that most of us are here but, today, in the Assembly, there was some unusual type of incident. So, I think that the presence of Ministers was very important there. Therefore, the number of Ministers was less but I have noted it down Sir. I will request the Hon'ble Ministers to be present here in the next sitting.

**Mr. Vice Chairman :** We expect such thing from such a good Minister like you. Agha Syed Rizvi sahib.

**Shri Agha Syed Rizvi sahib:** Hon'ble Vice Chairman Sir, I would like to invite the attention of the government towards a grave concern of Kargil, that is the devastation due to the natural calamity that occurred last year in 2010. The government is not making any effort to restore the infrastructure, the roads and buildings washed away due to flash floods in Kargil, Zanskar, Drass or other areas. The Kargil-Zanskar road is on the verge of destruction, the Napuchu Bridge is just about to fall due to which road connectivity between the two areas would be lost and it would endanger human lives too. So, I would like to request the government to kindly take a note of it and take appropriate action in this regard. Thank you.

**Mr. Vice Chairman :** Syed Asgar Ali sahib.

**Syed Asgar Ali:** Sir, not taking much time of the House, I would take advantage of the presence of the concerned Minister for Medical Education. Replying to an Un-starred C. Q. of mine, the Medical Education Deptt stated that the Tuberculosis Hospital, one of the infectious diseases, has been established in a Sarai situated in a very densely habited locality in Kishtwar from the last 42 years. I had asked the government whether they intend to shift the hospital but I got the reply in negative. The *sarai* was meant for tourists as Kishtwar has a number of Ziarats and other religious spots. Also, the whole locality has been infected by this disease. People are so helpless while the government states in the reply that they do not intend to shift the hospital. I would request the concerned Ministers to kindly shift this hospital to some other place between the Cheed trees which would also be beneficial to the patients. We have topped the whole nation in primary Health Care, but the ground scenario is entirely different.

**Shri Javed Ahmad Dar, Hon'ble Minister of State for R&B :** Sir, the Hon'ble Member should not use such a language in the House.

-----Cross talks-----

**Mr. Vice Chairman :** Mr. Mohammad Ashraf Mir sahib.

**Shri Mohammad Ashraf Mir:** Thank you Chairman Sir. I would like to talk about Sonawar zone, Srinagar. In 2005, the Government Higher Secondary School has been upgraded. Since then, there are only five class rooms, unfortunately. 11 classes have been divided into five. What compelled the government to upgrade the school to Higher Secondary. So, I would request the government to shift the school to some other building till the existing building is expanded. Thank you.

**Mr. Vice Chairman :** Mr. Jehangir Mir sahib.

**Shri Jehangir Hussain Mir:** Sir I am grateful to you for allotting some time to me to speak in the Zero Hour. You also gave details about the Mughal Gardens and heritage sites. Our area, Poonch, was also sometime an important destination and the ruler was also a visionary. It could be proved by the construction he got done at that time. Sir if you see, the Krishan Chander Park, in Poonch, constructed in the name of Brigadier Krishan Chander, is in a very dilapidated condition. If Dar sahib would listen to it, I think the problem would be resolved. You raised concern about the Mughal Garden. This park is also equally important. So, I request the government to take necessary steps to act upon this matter for the benefit of the general public of Poonch. Thank you.

**Mr. Vice Chairman :** The Zero Hour is over. Now we have Calling attention motions. Firstly, Sadhotra sahib to call,.....

**Shri Ajay Kumar Sadhotra:** Sir, I rise to call the attention of the government towards a matter of urgent public importance namely the situation that has arisen by non-appointment of local youth in widening project of National Highway (Jammu to Srinagar) and the steps taken by the government in this behalf.

**Mr. Vice Chairman :** Hon'ble Minister to reply.

**Shri Javed Ahmad Dar, Hon'ble Minister of State for R&B :**

Sir, the widening and up gradation of Jammu –Srinagar National Highway as four lane status has been taken under National Highway Development Programme at an estimated cost of Rs. 10,000.00 crores fully funded by Ministry of Road Transport & Highway Authority of India. The project has been sanctioned under six packages. The work of the project is going in full swing. The instructions have been conveyed to all the executing agencies to engage mostly the local youth's skilled as well as un-skilled labour for the construction of the road. The Hon'ble Chief Minister vide his DO letter HCM/PS/2011-12 dated 21-02-2011 has dummy officially taken the matter with Hon'ble Union Minister, Ministry of Road Transport & Highways, Govt. of India with the request to issue the necessary instructions to the concerned executing agencies to involve local skilled as well un-skilled workers so that the benefit of this project also trickles down the people of respective areas.

*(Hon'ble Deputy Chairman, S. Arvinder Singh Micky, in the Chair)*

**Shri Ajay Kumar Sadhotra:** Sir, I would submit that we are grateful to the Hon'ble Chief Minister for putting in tremendous efforts in this regard but government has not assessed the ground realities. There is a sort of crises among the locals of the area. Khalid sahib said that the youth from all over the state should be involved in such works in the state, I say that youth from proper Chenaini should be involved. I also talked to the concerned officers there. I suggest to appoint a Nodal officer there whom the applications or the representations will be submitted. If he does not find one fit for the job, at least he would come to know that he has been refused. Otherwise we have kept the disposal in their hands only.

**Shri Javed Ahmad Dar, Hon'ble Minister of State for R&B :** Sir, we will take up this matter with the National Highways Authority of India. As now, we do not have any policy for appointing a Nodal Officer but we would ensure that the concerned are approached and maximum number of skilled and unskilled unemployed local youth get employment.

**Mr. Vice Chairman :** Second Call attention by Sadhotra sahib.

**Shri Ajay Kumar Sadhotra:** Sir, I rise to call the attention of the government towards a matter of urgent public importance that is “on the continuous warning by the scientists regarding Earth quake in Himalayan region and the steps taken by the government in Disaster management.

**Mr. Deputy Chairman :** Concerned Minister to reply.

**Shri Nasir Aslam Wani, Hon’ble MoS :-**

Sir, Following are the steps taken by the Government :

1. At the State Level Disaster Management Authority (SDMA) under the Chairmanship of Hon’ble Chief Minister has been constituted vide SRO 138 of 2007 dated :- 23 April, 2007. To assist the SDMA in performance of its functions, a State Executive committee under the Chairmanship of Chief Secretary has also been constituted. At the District Level, Disaster Management Authorities for all the districts have been constituted under the Chairmanship of respective Deputy Commissioners.
2. State disaster Management Store at Bemina, Srinagar has been established and equipped with necessary infrastructure required at the times of disaster.
3. Capacity Building Programme under Disaster Management has been finalized for funding under 13<sup>th</sup> Finance Commission Award. The action plan envisages conducting of trainings, workshops and awareness generation campaigns at various levels and for different target groups like engineers, doctors, Architects, masons, besides procurement of necessary material and equipments etc. the action plan has been formulated for an amount of Rs. 20.00 crores for five years with a Rs. 4.00 crores ceiling for each year.
4. In line with the Disaster Management Act 2005 which inter-alia aims at preventing danger or threats of any Disaster, preparedness, migration and risk reduction managements, the draft Disaster Risk Mitigation and Management Policy 2011 for the Jammu and Kashmir is being given a final touch very shortly.
5. Workshops training programmes mock drills etc, on regular basis is being organized at various levels. Some of these programmes have been undertaken in collaboration with International Donor agencies like Red Cross, UNDP etc. Extensive awareness Campaign is also launched across the State with focused attention on most vulnerable areas. This apart, amendments to the building bye-laws have been suggested for adoption to the Housing & Urban Development Department to make the structures earthquake resistant.

### Executive Summary

State of Jammu and Kashmir has a long history of natural disaster. The State has witnessed many natural disasters especially in the 19<sup>th</sup> and early 20<sup>th</sup> Century. Owing to its peculiar topography, rugged terrain, extreme weather conditions and under developed economy, the State has suffered a lot on account of natural disasters. Hazards like earthquake, floods, fires, drought, avalanches and landslides often convert into disaster leading to loss of human lives and public and private property. Enhanced vulnerabilities of the built environment make the State highly prone to natural disasters.

The State Government identifies a strong need to have a State Policy on Disaster Risk Reduction and Management. The State Policy recognizes that hazards are inevitable but these need not convert into disasters. The State Disaster Management Policy envisages a pro-active, holistic and comprehensive, multi-hazard approach towards disaster risk reduction and management. The policy is based on the principal of minimizing human suffering during disasters and reduction of financial losses through integration of disaster risk reduction activities into development planning.

The Policy has envisioned establishing a strong institutional mechanism at the State Level. The Policy has highlighted the need for effective and functional disaster management authorities at State, Divisional and District Levels. The Policy has also envisaged the establishment of the Emergency Operation centers at different levels (State, Division and District) for an effective management of disaster situations.

The Policy has given high priority to capacity building of all stakeholders including the community which is also the first responder to any disaster situation. Research and documentation in the area of disaster risk mitigation and management has been given due importance in the policy. For achieving the object of having well-trained official machinery, a State –of-the-art State Institute of Disaster Management (SIDM) has been proposed. The overall capacity –building of the Fire and Emergency Services and SDRF in all possible areas necessary for effective disaster management has been given due recognition in the policy.

To achieve the policy objectives, all stake-holders have been entrusted with clear, necessary responsibilities. The State Disaster Management Authority (SDMA) along with the Divisional and District Disaster Management Authorities will manage the whole gamut of disaster risk reduction and management. The policy has indeed taken due consideration of all the stages of

disaster management cycle encompassing pre-disaster management phase, situation during the time of disaster as well as the post-disaster management phase including the long-term, recovery and reconstruction. The F&ES along with the SDRF/NDRF and Armed Forces will assist the civil administration at the time of emergency. Corporate sector and civil society organization have been given specific roles in all stages of disaster management.

**Shri Ajay Kumar Sadhotra:** Sir, it has been stated that they are going to organize Training and workshops in the Thirteenth Finance Commission for general awareness. I would request the government to at least take Hon'ble Members and the general public into confidence while formulating plans for such awareness programmes. You have referred to SRO 138, dated 23<sup>rd</sup> of April, 2007 vide which State level Disaster Management Authority has been constituted. Besides, you are also stating that the Draft Disaster Management Policy is being given final touch. So, after a lapse of four years, the policy could not be framed. On the other hand, scientists have been issuing warnings that the state of Jammu and Kashmir is very vulnerable in case of earth quakes. We have recently witnessed the earthquake in Sikkim and we have another bitter experience in Baramulla, Poonch, Uri and Tangdar etc. So I would like to know the awareness scenario and would like to know the specific date when the policy would be finalized for the information of the House.

**Shri Nasir Aslam Wani, Hon'ble MoS:** Sir, I would like to apprise the Hon'ble Member that as far as awareness camps are concerned, recently a two-three days workshop was conducted by the State Disaster Management Authority and the Ministry of Civil Defense. Hon'ble MLAs and MLCs were also invited there. I do not know the reasons why the Hon'ble Member did not attend the same. The National Disaster Management Authority also conducted a two-days-workshop and not only we, but all the legislators were invited to attend the same. So, it was regarding the decision making level. We also conduct such camps at lower levels and make children aware in schools as well. It is not a short term policy for today. The coming generations also need to be ready to cope up such disasters. The Hon'ble Member raised a concern about the delay in formulating the policy but I would like to inform the House that an experts committee was constituted on this matter who would be giving their report within this week only which would in turn be brought in this House. On one side, the almighty has bestowed our state with tremendous beauty but on the other hand, he has made it natural disaster prone as well. There is no such calamity which we have been victimized of or would get victimized in future. So, the Hon'ble Members need to conduct

such awareness programmes themselves also and we would felicitate them at every level. We would also conduct a two days course for the legislators where they would express their view points and our experts would also take part in it so that we could create such an environment because we could not avoid the natural disasters but could definitely prepare to mitigate or manage them. I would also consult the Hon'ble Member in this regard.

**Shri Ajay Kumar Sadhotra:** Sir, District Disaster Management Authorities have been constituted headed by their respective Deputy Commissioners. So, I would request that action taken reports be sought for from the Deputy Commissioners to get the policies implemented on ground.

**Shri Narboo Gialchan:** Sir I would like to put forth a special suggestion. This matter is a very serious one as we people in Ladakh have suffered such calamities. I think that training people would help much. I think five to six people need to be trained in every district who could in turn make people aware especially, in schools all the year round in a very organized way.

**Dr. Bashir Ahmad Veeri:** Sir, formulating policies is a continuous process but we need to do ground work as well. I have worked out something in this regard which I would like to share with the House. These natural calamities affect mostly the buildings. I have also raised a concern through a question and now, five seismic zones have been declared in Jammu and Kashmir. I also asked the government whether our buildings could withstand the earthquake jerks and the reply was that there is no such proposal. Most of the damages occur due to falling and collapsing of buildings. So, people need to be made aware of retrofitting and other connected concepts so that our buildings could withstand quakes.

**Shri Jehangir Hussain Mir:** Sir, awareness is not a one man job. We have seen that most of the losses of lives happen due to collapsing of buildings. So, the government needs to be concerned if they are really serious in this regard. So, new buildings should be constructed keeping all the factors and safety measures in view.. Only one department is involved in this matter, the Department of Civil Defence. But, unless and until all the Ministries get involved in this, we would not get effective results. So, we need to plan well in advance and take safety measures ahead of the calamity, otherwise we are already aware of the situation to deal with it effectively.

**Shri Nasir Aslam Wani, Hon'ble MoS:** Sir, we need not to be susceptible in any matter. The District Disaster Management Authorities headed by the DCs also

involves a Superintending Engineer, SSP and people from Civil Defense and Home guard and they have been putting in efforts to be ready for disaster management. Mock drills are also conducted time to time. Our home guard volunteers are ready for the earliest response whenever a calamity occurs. Cells have also been constituted within the Police Deptt specially train for the purpose. The Disaster could not be avoided but if advance awareness is there, we could at least limit the levels of loss of life and property. We hope for advance warnings which would be transferred to the people well in time. We have also equipped ourselves with the latest cameras and other equipment including the QRTs. So, we should not suspect that the policy is only in papers. It has been very much implemented on ground as well. Our volunteers are in place.

Another issue regarding building bye laws. Building bye laws have been formed, but it would not be possible to make all the existing buildings secure. We would issue the guidelines for future and we would need your guidance and assistance in this regard because people listen and follow you. So, you also spread the awareness and you will never find the government lacking in any respect in mitigation of these disasters. First of all, we all need to pray to the al-mighty to keep us safe from such disasters. If still it happens , we are ready and fully equipped.

**Mr. Deputy Chairman :** Now we have discussion under Rule 53. Suharwardy sahib to initiate.

**Shri Khalid Najeeb Suharwardy:** Sir, I raise the discussion under Rule 53 of the Rules of Procedure and Conduct of Business in the Jammu and Kashmir Legislative Council on endangerment of life and property of inhabitants of districts Doda and Kishtwar as a result of submergence of NH –IB at Pul Doda due to the rising water level of river Chenab following the construction of Baghliar dam and delay in construction of much required Ganpat Bridge.

**Mr. Deputy Chairman :** Mr. Suharwardy to initiate the debate.

**Shri Khalid Najeeb Suharwardy:** Sir, firstly I would thank you for admitting the discussion under rule 53. Two districts communicate through this only bridge. There seems to be no policy of the government regarding submergence of Pul Doda and rehabilitation of people of the area. People have got the work stayed and I support them because there seems to be no logic in destroying one area for the sake of another. The area proposed for the rehabilitation of the residents is the only source of income for them. Ganpat Bridge was to be constructed but for the time being government has provided for an alternative road which is much like a

'Jalebi' and it seems to be planned by just a Works Supervisor. It does not seem to be a work of an Engineer. It is more like a death trap. All of us might be getting the reports regarding number of accidents on that Jalebi Morh on regular basis. Sometimes the loss is grave and sometimes it is meager. And we all know that the area is too accident prone and the accidents which occur are of a great intensity claiming lives of 40,30 or 28 people every time. If the approach of the government is so casual in such a serious matter, one could well understand the same in other works. If the bridge had been constructed, such route could have been avoided. What are the reasons for the delay in construction of the bridge. We have been dealing with this problem for last six years when in 2006 the bridge was started. The lacuna is that the JKPCC, the primary construction agency, has sublet the work to some contractor. There is always a selection process while allotting some work to any contractor. The government at that time said that tendering process has been bypassed to avoid the delays as the work needed urgency. We do not know what criteria was adopted there, does the contractor possess any kind of expertise, any experience in this work. Secondly, whether he is financially sound or not to handle such a huge task. For your information Sir, I would like to say that it is a Balanced Cantilever Bridge with such a huge span. We have only a couple of such bridges in India and none of the agencies in J&K has the expertise in such construction work. One contractor namely, R.K.Gupta has got such kind of machineries but he works only outside the state. So, have the criteria been fulfilled, I am afraid not. Another thing, PDC gave the money as mobilization advance of Rs. 5 crores and the JKPCC has been a guarantor of the mobilization advance with the J&K Bank but when they sublet the work, no bank guarantee is given. This is the situation in the state. We have been raising concern that the basic DPR was for Rs. 19-20 crores but today the estimate has reached Rs. 29 crores. So, how did it escalate. It was not due to delay.

Secondly, work was started before it was allotted. We also raised concern about action against the culprits. Now a month ago, FIR has been lodged. Three officers have been transferred within a period of three months and it is an irony. The work gets started when an officer succumbs to the pressure and after it got started, then the work was allotted. The Hon'ble Chief Minister was also misled who convened a special meeting for Ganpat Bridge, BEACON was also called on. Then we were given August 2011 as the final date of completion of the project. Recently, a meeting was convened in Delhi. The Design Consultant had sought for some information in this regard which has not been supplied to him till date. The Contractor keeps on dictating terms on one context or the other. The penalty was also waived off against the contractor to avoid further delays in construction of the bridge while general public is suffering the losses. One agency is supporting the other and the JKPCC is direction-less. The Hon'ble Chief

Minister and the Hon'ble Minister are made answerable before the public despite the fact that they were never at fault. Sir, before we take up any project, before the DPR etc, a geological survey needs to be conducted. A dam has been constructed which has to store water. Were all the technicalities assessed well before the conception of the project or not, we do not know. The Hon'ble Chief Minister refused to carry out further construction before making all pre-assessments. But, no body asks the defaulters who are responsible for inflicting such huge losses and sufferings to the tax payers. We just sit hand on hand. So, there must be a proper vigilance to catch hold the culprits and side by side the work should be carried forward to redress our problems which the residents of districts Doda and Kishtwar Doda have been facing since long. So, we hope that we could get a sigh of relief from our problems and our bridge gets completed as soon as possible.

**Shri Naresh Kumar Gupta:** Sir, the construction of the bridge was conceived keeping in view the problems being faced by the residents of Doda and Kishtwar and the completion period was just two years and it should have been completed in 2008. A survey was also conducted recently and I also accompanied the team to check the causes of submergence. Now, this submergence also involves some portable threats also. Possibilities are there that someday the geological survey authorities would raise an objection that some technicalities have not been taken into account before commissioning of the project. Because the area is a mining range, so water contact could give rise to chemical reactions due to which the banks and the surrounding areas of river Chenab are submerging. The Batote-Doda road is developing cracks from one place or the other. The agreement file seems to be misplaced which provided for concrete walling of the banks from both sides starting from the Dam site to Pul Doda, but it has not been done practically. So, the culprits need to be unearthed.

A recent survey has been conducted and there is also a Baghliar Disaster Management Plan, who have submitted a report to DC Doda that some more area is on the verge of submergence. So, I would request the government to take concrete measures in this regard.

**Syed Asgar Ali:** Sir, not going into the details, I would like to seek a couple of clarifications. It has been stated that the construction of the bridge has got delayed due to some contractual issues. So, it needs to be clarified whether it was between the JKPC or the PDC or between whom. This is a very vital point.

Secondly, they first of all discussed the matter within the Estimates Committee and then they engaged the consultancy from IIT, Delhi. So, did they intend to play with our precious lives? So, I would like to know the amount they

have incurred in engaging such consultancies and what are the reports of the consultancies with regard to feasibility of the bridge and how much time they would need for its completion.

**Mr. Deputy Chairman** : Hon'ble Minister.

**Shri Javed Ahmad Dar, Hon'ble MoS for R&B**: Sir, first of all I would like to convey my concurrence on the genuine issues raised here by the Hon'ble MLCs. The government has full sympathy with the residents of the area and we truly want the bridge to be completed as soon as possible and I would like to request the Hon'ble Members to listen to the details. In order to avoid perceived submergence of Pul Doda on account of pounding of Baghliar dam, constriction of Ganpat Bridge had been conceived by Power Development Corporation (PDC) which awarded the work to K|JKPCC Limited on 12.12.2006 at an estimated cost of Rs. 29.95 crores through an MOU. JKPCC Limited in turn engaged M/s A. K. Construction Builders and Engineers Jammu as their sub-contractors on 19.02.2007 even though the work had commenced with effect from 01.12.2006, with the time of completion as 25 months. The ongoing work was formalized through an agreement dated 22/03/2007 which was also perused by JKPCC Board. The Contractor was paid Rs. 5.09 crores in three installments during February –March, 2007.

The work of erecting of piers as well as abutments and approach to bridge had reached advanced stage when the work was slowed down and subsequently halted in October, 2007 due to contractual issues between JKPCC Limited and the sub-Contractor. Apprehending the with-holding of payment claimed to be due by the Contractor, there was litigation in the Hon'ble High Court. Subsequently, the work could not resume as doubts were raised about the concept of having floating central span on foundations of such great heights and therefore, JKPCC engaged IIT Delhi to act as a Proof Consultant of the design. As required by the Proof Consultant, wind tunnel test and site specific earthquake tests have been got completed from IIT Roorkee and Delhi.

On the directions of the Estimates Committee, a meeting of JKPCC Consulting Engineers Services and Proof Consultant was held in presence of Principal Secretary and JDC (Works) in IIT Delhi on 12<sup>th</sup> September, 2011 whereby the Design Consultants have been asked to give the design of the super structure latest by the end of November, 2011 and its proof checking to be ensured by not later than February, 2012. They were further directed and advised to call the Contractor also for any information/clarification, if any. Despite all the difficulties and impediments in the construction of the Bridge, all out efforts

are being made to conclude the design and construction of Bridge would be completed by the end of March 2014.

This is the brief of the concerns raised by Hon'ble Members here which are very genuine, I must accept it. You better know the technicalities and the difficulties being local residents of the area. You were also Members of this House when this Bridge was in infancy. You better know the conception of the idea, you also stated that there are only a couple of Cantilever bridges in the whole country.

I would also like to respond to certain things raised here by Suharwardy sahib. He talked about misappropriation. Misappropriations were there and the matter is with the Vigilance department and they are taking care of it, rather they have been asked to go vigorously and in details. Who so ever is found involved in such irregularities, law will take its own course and they would be penalized.

He also talked about the road. He very well knows that both of us along with Majid sahib visited the site and talked to BEACON authorities, who have constructed the road. I think they were pressurized to complete the road within a period of two years. So it was done in a haste. We then asked them to provide a diversion and it is also under our consideration.

There has also been a question of cost escalation. I, as a Minister would say that there has been no cost escalation except providing for service taxes.

**Syed Asgar Ali:** Sir, the DPRs prepared by the PDC had an estimated cost of Rs. 16 crores and then they rose to Rs. 29 crores. So, I would seek an explanation in this regard.

**Shri Javed Ahmad Dar, Hon'ble MoS for R&B:** Sir, JKPCC is a corporation. When it is decided that a specific work is to be done, then we ask the Corporation to go ahead and formulate the DPRs and they start the work. It could have happened in this regard as well, there might be some compulsions.

So, I would tell the House that it is a very vital bridge and we are trying our best to complete it as soon as possible as it is also of a great difficulty for us too as Hon'ble Members keep on raising this issue in this House or in the Lower House. So, we are on our job.

**Shri Khalid Najeeb Suharwardy:** Sir, we do not doubt the sincerity of the Hon'ble Minister. Actually, the reply has been furnished to him by the department and effort has been made to save the skin of the contractor as everybody is at stake along with the contractor. We are only concerned about the earliest completion of the bridge. Thank you.

**Shri Javed Ahmad Dar, Hon'ble MoS for R&B:** Sir, I have said that the issue of misappropriation is under investigation by the Vigilance Organization and who so ever would be found to be responsible, he would be taken to task leaving aside any kind of political pressures.

**Mr. Deputy Chairman :** Thank you very much.

Now there is no business for today. The House is adjourned till 29<sup>th</sup> of September, 2011, 10.30 AM.

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