

**Autumn Session, 2011
No. 04.**

Srinagar

**Volume 105th
29th September, 2011.**



**JAMMU AND KASHMIR
LEGISLATIVE COUNCIL SECRETARIAT**

D E B A T E S

Official

Report

Contents

Pages

**Published by the Jammu and Kashmir Legislative Council under Rule 321 of
the Rules of Procedure and Conduct of Business in the Jammu and Kashmir
Legislative Council.**

P R E F A C E

With great pleasure and honour, I present the proceedings/ debates of the 105th 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 104th 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 104th 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

Reported, Translated, Edited,
Compiled, Computerized & Printed

by:-

Mr. Amit Khullar,
Translator,
J&K Legislative Council.

Worthy guidance
and supervision :-

Mr. Mohammad Ashraf Mir,
Secretary,
J&K Legislative Council.

-

Copy rights reserved.

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.

Mr. Kundal sahib, your question.

Shri B. R. Kundal: Sir, C. Q. No. 75.

Will the Government be pleased to state :-

- (a) Is it a fact that from time the Government has constituted committees to examine the functioning and right sizing of various State PSUs.
- (b) Is it also a fact that such committees have submitted their recommendations to the Government;
- (c) If so, what action has been taken to implement those recommendations; and
- (d) By their implementation, how many PSUs/Boards have shown a turn-around?

Mr. Deputy Chairman : Minister In Charge Finance.

Reply. (I/C Minister Finance)

- (a) Yes Sir,
- (b) Yes Sir, the Committees constituted by the State Government vide Government Order No. 1355-GAD of 2006 dated 7-11-2006 under the Chairmanship of Mr. B. R. Kundal, then Financial Commission, Home Department submitted its report to the State Government on 18th January 2007 along with its recommendations.
- (c) In accordance with the recommendations of the Committee constituted vide Government Order dated 7-11-2006, the State Government has extended VRS/GHS support to some ailing State PSUs to help them to tide over their financial difficulties to meet their establishment costs. These are presently met entirely by the State Government. List of such PSUs is enclosed.

- (d) Down/rightsizing of ailing State PSUs is only of the measures needed to relieve the corporation of mounting establishment costs. By itself, the measures is not sufficient to make the turnaround of ailing PSUs possible who continue to suffer losses on other counts. Such corporations have already huge accumulated losses and their net worth stands completely eroded. List of loss making Corporations is enclosed. **(For list see part 10 page 1)**

Shri B. R. Kundal: Sir, I am satisfied with the reply, so I do not have any supplementary.

Mr. Deputy Chairman : Next Question.

Shri Ajay Kumar Sadhotra: Sir, C. Q. No. 71.

Will the Government be pleased to state :-

- (a) Is it a fact that J&K Public Service Commission has not displayed /uploaded on its website the list of candidates who passed preliminary examination in 2010 and main Examination in 2011 of J&K Combined Competitive Services (KAS/KPS);
- (b) Is it also a fact that it has promoted the people to raise their fingers against the J&K Public Service Commission;
- (c) Does J&K Public Service Commission intend to adopt policy of transparency. If so, what steps are being taken by the J&K Public Service Commission to bring total transparency in the system;
- (d) Is it also a fact that Hon'ble Chief Minister has expressed his displeasure over the functioning of J&K Public Service Commission in public as reported in the press;
- (e) Is it also a fact that Hon'ble Chief Minister has told the public that some of the Members of the J&K Public Service Commission shall be sacked/impeached as per reports of the paper. If the answer is in affirmative, what steps the Government has taken in this regard.

Mr. Deputy Chairman : Minister In Charge Finance (On behalf of Hon'ble Chief Minister)

Minister In Charge Finance (On behalf of Hon'ble Chief Minister) :-

(a&b) No, Sir. The result of the Combined Competitive (Preliminary) examination, 2010 and Main Examination, 2011 was duly displayed by the J&K public Service Commission on its official website. The combined Competitive (Preliminary) Examination, 2011 has been conducted on 25.09.2011. The Main Examination shall

be conducted only after notification of the result of the Preliminary examination. The results of the said Examinations shall also be put on the website of the Commission.

(c) Various steps have been taken by the Commission to enhance transparency. Some of these are enumerated below :-

i) Compulsory Screening has been introduced for all selections where the number of candidates is relatively large. Exemptions granted earlier to the candidates possessing higher qualifications, from appearing the screening tests have been waived off. This has expedited the selection process and at the same time minimised the number of litigations.

ii) Sealing of marks awarded in the interview on day to day basis or at the time of conclusion of the interview.

iii) Marks awarded in the interview have been reduced as a parameter of weightage to introduce more competitiveness in selections.

iv) System of Multiple Boards with two experts for important services has been introduced.

v) Marks (aggregate obtained) in the interview/competitive examinations are being displayed.

vi) The official website of the Commission has been made an effective tool of communication for the candidates and information seekers. The information pertaining to the posts advertised, interview schedule, selections etc. made is not only posted on the website of the Commission but also publicised through print media.

vii) Computerisation of the records of the Commission has been expedited with the twin objective of speeding up the selection process and for bringing in more transparency.

(d&e) No such statements forms party of the official report.

Shri Ajay Kumar Sadhotra: Sir, with your kind permission, I would like to submit that Public Service Commission has filed an affidavit with the Hon'ble High Court that they cannot publish the result of the Preliminary Examination before the declaration of the final result, so there happens to be a contradiction. People have pointed out fingers at the Commission which has never been seen till now. Adverse reactions have been published in the Media. The PSC is considered as a pious institution as they give the society a rich future. So, as they have stated to publish the results in future which is

appreciable in the era of RTI Act? I would, therefore, request the Hon'ble Minister to kindly verify the statement made in this House.

Secondly, the replies to parts (d) & (e), that there is no record of the results, are also not acceptable as they have been even published. The Hon'ble CM has also registered his dismay upon the working of the Public Service Commission, which desperately needs to be improved. So, do they contemplate to constitute a Committee to look into this matter so that some guidelines could be issued to the Commission for making its working transparent and the people do not get a chance to point fingers at the working of the Commission.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, in response to the questions put forth by the Hon'ble Member regarding non-publication of results of the Preliminary and Final Examinations on the PSC Web-site, I have categorically stated that this is being done and I say it with full sense of responsibility in this House on the basis of information received from the Public Service Commission that these results would be brought on the website of the PSC. So, there seems to be no doubt when any responsible Hon'ble Minister delivers statements on the Floor of the House. But, if the Hon'ble Member has any other reliable information in this regard, he could contradict my statement.

Secondly, regarding the working of the J&KPSC, I state with full responsibility that their working is one of the best in the whole country. One can very well find out that within a period of 25 years, from 1980 till 2005, only four Combined Services examinations had been conducted by the PSC, whereas, within the last two and half years, three such examinations have been conducted. In 2009, 33000 candidates applied for the examinations while in those 25 years, the figure was just 30% of it. Besides, the results are being declared within the shortest possible time. So, taking all this into account, we should appreciate the working of the Commission.

Now, regarding transparency within the PSC, the qualifying score for the interview has been lowered. Multiple committees have been constituted within the Commission and we have also engaged two experts from outside the state. All of this has expedited the declaration of results. Now, we have also witnessed the declaration of interview results the very evening the same were conducted. So we, being responsible members should appreciate the functioning of the Commission and encourage them.

Shri Ajay Kumar Sadhotra: Sir, the Hon'ble Minister, replying to parts (d) & (e) has categorically stated that the results do not exist in the PSC records. It had also been published in print media. So, we would seek details in this regard.

Shri Naresh Kumar Gupta: Sir, the Hon'ble Minister has very gladly stated that the efforts of the Commission need to be appreciated. No doubt we all appreciate the commission. He has also given details about the transparency being adopted in its functioning. I would just like to know whether such a transparency exists in the office of the Public Service Commission as well, while on the contrary, a number of officers/officials have been posted there since years long. I would not like to comment on the working of the Hon'ble Members of the commission or the Experts, which is no doubt appreciable. But the establishment of the Commission has been commented upon in detail in the print media. Would the government like to reply in this regard.

Sheikh Ghulam Rasool: Sir, the PSC is a constitutional body. We have to give due regard to its status within the framework of laws and rules. But, I would like to say that all these bodies are required to submit their annual report to the Legislature, which I have not seen from the last one and a half year. If the report is submitted here, we would have been able to hold a thread bare discussion on the methodology on their systems and try to improve their functioning. After all they are also human beings. Raising fingers against them every time would, I think erode the credibility of the institution.

Dr. Bashir Ahmad Veeri : Sir, I appreciate the efforts of the PSC, especially after the disturbances which we have faced during the last year and the Hon'ble Chief Minister has also been trying to make its system as transparent as possible. I would like to submit that the JKPSC should work on the pattern of the Union Public Service Commission, like they publish the key to the preliminary exam in the successive news paper editions for the students to check their performance on their own.

Secondly, they have adopted an objective type format for the main examination as well where they get separate marks for each section, be it definition or the main body part of the reply. The candidate who secures 60% at least would be called for the interview. So, would they adopt the same pattern.

Shri Javed Ahmad Rana: Sir, I would like to submit that the PSC has published the select list of candidates for KAS along with the waiting list as well. Because, four selected candidates belonging to the ST category did not join the services and the government is going to operate the waiting list on the directions of the Hon'ble High Court. So, I would like to know whether they would operate the ST Category waiting list as well.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, a couple of queries have been raised by the Hon'ble Member. Firstly, Mr. Sadhotra pointed out something published in some news paper. I would say that we are not responsible for anything published in the news papers. I have clearly stated that we have no comments on the records available with us as pointed out. Now regarding the employees of the PSC, no doubt, the institution has its own employees, we would also check for the employees having longer stays. Regular transfers are done on periodical basis. We have no personal interests. The employees of the Commission could not be transferred, while we could recall the state service employees deputed there.

Dr. Veeri has asked for publication of the key. I would say that we do not conduct any objective test. The answers are to be replied to. But for the preliminary tests, there should be no problem in publicising the key.

Regarding operating of the waiting lists as asked by Mr. Rana, the waiting list would be operated from the category in which there was a dropped selectee and the posts should be filled up accordingly as we have to take care of the reserved percentages of each category.

Now, regarding the objection raised by Sheikh Rasool sahib regarding presentation of report of the PSC in the House, I would check for it whether they have presented the report or not as the Legislature has all the powers to discuss their workings.

Mr. Chairman : Next Question.

Shri Murtaza Ahmad Khan: Sir, C. Q. No. 162.

Will the Government be pleased to state :-

- (a) Whether it is fact that huge number of application seeking information under RTI Act are pending beyond the statutory period permissible for their disposal. If yes, please state :-

- i) Total number of application received till August, 2011;
- ii) Number of application disposed off within the statutory period;
- iii) Applications disposed of with delays;
- iv) Number of applications pending;
- v) Number of cases pending before the Information Commission;
- vi) Number of cases wherein fine/penalty/caution has been issyed by the CIC?

Mr. Deputy Chairman : Minister In Charge Finance (On behalf of Hon'ble Chief Minister)

Minister In Charge Finance (On behalf of Hon'ble Chief Minister) :-

No Sir. Out of a total of 7328 number of applications received under the J&K RTI Act, 2009 by various departments only 584 number of applications are pending for disposal.

- i) 7328 number of applications have been received by PIOs till August 2011;
- ii) 6184 number of applications have been disposed of within the statutory period;
- iii) 560 number of applications have been disposed of with delays;
- iv) 584 number of applications are pending for disposal;
- v) 306 cases are pending for disposal with State Information Commission till August 2011.
- vi) In eleven (11) cases, fine/penalty/caution has been issued by the CIC.

Shri Murtaza Ahmad Khan: Sir, there is less scope for supplementary as number of figures have been provided here. However, I would like to know that in the reply to part (a), they have simply replied "No Sir". Whereas, my question was whether a huge

number of applications are pending. You have yourself replied that 584 applications are pending while 560 applications were disposed of with a delay. That means, around 1100 applications have met with delayed disposal out of 7000. Do they not consider it as a huge number. Would it require 90% figure to be termed as a delayed disposal.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, you see, we had received 7328 applications in total out of which 584 are pending, which cannot be termed as a huge number. Huge number would have been if it had touched 50% of the total received.

Secondly, he has pointed out about delayed disposal, for which, sometime, the applicant could be responsible for a number of reasons. For instance, fee or additional fee is not remitted on time. I would say that the newly enacted legislation has got such a huge compliance that the Commission has imposed penalty or fine in just 11 cases out of 7328 cases. I think we should be one of the best in the country. CIC is examining 316 cases, when they receive such cases, they have to dispose them of within a period of 2 months. I do not consider it as an abnormal situation.

Shri Murtaza Ahmad Khan: Sir, they say that fine. Penalty or caution has been announced in just 11 cases while 316 are still pending. So, we should presume it to be small number out of 7328.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, appeal in a case would not strictly mean that there has been any lapse, but, it is a right which has been given to the applicant to approach the last resort, that is the CIC. So, we should not presume that 316 cases have met injustice. We should also see that the first appellant authority has rejected the appeal on the ground of no substance. So, we should wait for the outcome. The Hon'ble Member may continue with his queries in the next session.

Shri Naresh Kumar Gupta: Sir, the J&K RTI ACT, 2009 has proved to be a revolution in the state and a device instrument to ensure transparency. No doubt, most of the cases have been disposed of but the process could still be expedited. I would like to repeat what I have already submitted. That, one officer has been deputed in the Office of the CIC. He had also been the Secretary, State Accountability Commission, earlier. On certain comments of Justice Raina, he had to be recalled by the department. Then, he was deputed to the State Human Rights Commission but on certain observations, the government had again to recall him. Now, Mr. Sofi has recently been appointed as the CIC. He too has some observations about him and wants him to be recalled again owing to non-performance by the officer. I would like to know the

reasons as to why the government deposes such officers to such important posts which compels the Chairpersons to write such comments against them and it also hampers the functioning of these all important Commissions.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, unfortunately, the Hon'ble Member has deviated from the subject matter and started discussing transfer of employees. The question tabled by Mr. Murtaza regarding the facts and figures about the working of the CIC is appreciable, which I have discussed. Rest, they say that the output could be improved which is absolutely correct. But we know that the PIO is bound to reply within a specified period of one month, otherwise he would be liable for punishment or fine or penalty. Or, the applicant could get the information without rendering the requisite fee if there happens to be any delay in furnishing the information. So, the Act is perfect which does not need to be improved at this stage. As far as transfer of employees is concerned, I would request you not to discuss such petty things in the House and that too regarding an employee who could not defend himself here. I hope, being Hon'ble Members, we could understand it, Thank you.

Mr. Deputy Chairman : Next Question.

Shri Agha Syed Ahmad Rizvi: Sir, C. Q. No. 85.

Will the Government be pleased to state :-

- (a) Whether it is a fact that it has constituted two Hill Dev. Councils, and whether the said development councils have been duly empowered;
- (b) If reply to the above be in affirmative, what are the details of the aforesaid powers?

Mr. Deputy Chairman : Minister In Charge Ladakh Affairs.

Shri Abdul Rahim Rather, Hon'ble Finance Minister (Minister In Charge Ladakh Affairs).

- (a&b) The details of the powers vested in LAHDC Leh/Kargil notified vide SRO No. 135 as per the LAHDC Act are given in **Annexure "A" (for annexure see part 10 page 2.)**

Shri Agha Syed Rizvi: Hon'ble Deputy Chairman, with your permission, I would express gratefulness to the Hon'ble Minister for replying in detail. I would like to say that a meeting was convened, presided over by the Hon'ble Chief Minister and the CCs from Leh and Kargil, Hon'ble Minister himself along with other Hon'ble Ministers, Mr. Qamar Ali Akhoun and Rigzin Jora participated in it. The agenda of the meeting was to propose improvements in the functioning of the Development Councils and to propose amendments to the respective Acts. I would like to know as to what

amendments were proposed or decided in the meeting and when such decisions would be announced.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, fortunately I also participated in the meeting, But the meeting was not convened to discuss further delegation of powers to the Councils. If any Hon'ble Member wishes that more powers should be delegated to the Councils, he could always propose a Bill in the House and the decision of the House is to be honoured. The agenda of the meeting was enhancement of salaries which the Hon'ble Chief Minister agreed that the matter should be looked into and it is now under active consideration of the government.

Shri Agha Syed Rizvi : Sir, the functioning of the councils need to be improved. So what steps would the Hon'ble Minister assure to take in this regard.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, as I have already submitted that the Hon'ble Member might put forth some suggestions in this regard. He could submit a Bill in this House on these lines which would be discussed and the government would reply accordingly.

Mr. Chairman : Next Question.

Syed Mohammad Rafiq Shah: Sir, C. Q. No. 198.

Will the Government be pleased to state :-

- (a) The present status and expected date of completion of the following Water Supply Projects conceived by the PHE Department;
- i) Chakhllan-Gujjar Patti-Trehgam;
 - ii) Doillpora-Trehgam-Manz Pati;
 - iii) Banjar Pati-Tandipor-Kralpora Block;
 - iv) Marhama-Gujjar Pati-Peer Mohalla Tangpatra and ;
 - v) Dhama-Ramhal?

Mr. Deputy Chairman : Minister In Charge PHE, Irr. & FC.

Shri Nasir Aslam Wani, Hon'ble MoS for Home (Minister In Charge PHE, Irr. & FC) :-

At present these habitations/Gujjar Patis are using traditional available water resources, it has been decided to provide piped drinking water to these

habitations/Gujjar Patis in a phased manner. The DPRs are in the process of formulation for these schemes.

Syed Mohammad Rafiq Shah: Sir, had I not received the Best Legislator's Award, I would have set myself on fire on getting such a reply from the government. Hon'ble Minister himself does not seem to be satisfied with this reply. He mentioned Gujjarpattiyān but it is not the fact. The area has other habitants as well. I have asked about the natural water sources and I seek a reply from the Hon'ble Minister. We ourselves got the DPRs prepared and submitted the same to the Hon'ble Chief Minister. The House is being misled and the reply does not seem to be from Hon'ble Minister but from an Army dictator. I would like to seek an assurance from the Hon'ble Minister for having an inspection in these areas so that we could know about the sources of natural water.

Shri Nasir Aslam Wani, Hon'ble MoS for Home : Sir, I too belong to the area in reference and I am concerned about it more than the Hon'ble Member. I promise him that we would visit the area along with the concerned officers and would try to plug in the loopholes.

Mr. Deputy Chairman : Next Question.

Master Noor Hussain: Sir, C. Q. No. 179.

Will the Government be pleased to state:-

- (a) Whether it is a fact that the Government acquires land for the construction of Public Health Schemes like overhead tanks and pumping stations etc;
- (b) If so, at how many places land has been acquired for this purpose since the last three years in Jammu and Samba Districts, details be furnished please;
- (c) Has the department paid the compensation/cost of the acquired land to every owner of such land in Samba and Jammu districts, details please be furnished.
- (d) Does it intend to provide employment to such owners in lieu of such land. If the reply is in affirmative, how many cases for employment are pending with it?

Mr. Deputy Chairman : Minister In Charge, PHE, Irr. & FC.

Shri Nasir Aslam Wani, Hon'ble MoS for Home (Minister In Charge, PHE, Irr. & FC) :-

- (a) Yes Sir.
- (b) & (c) During last three years department acquired land at 35 places in Samba and 108 places in Jammu District. The details are given at Annexure "A". The land compensation has been paid to four person only whose land has been acquired for construction of OHTs and Pumping stations.
- (d) SRO-181 of 1988 dated :3-6-1988, which provided job in lieu of land

was subsequently rescinded by SRO -214 of 1991 which reads as under

"Provided that any appointment made under the provision of the said notification shall continue to remain valid and no fresh appointments shall be in cases which are under process at the time of issuance of this Notification".

An exercise is going on to verify all genuine cases who have donate land to the Department for construction of water tanks, reservoirs, etc. Once the exercise is complete and data is compiled, further course of action would be decided.

Master Noor Hussain: Sir, 139 cases are still pending, they have not even been engaged on casual basis. They keep on going from pillar to posts in the offices of the concerned but are unaware of the procedure or outcome.

Shri Nasir Aslam Wani, Hon'ble MoS for Home : Sir, concerned applicants are well aware of the facts. The Department is also ready to fully compensate them, but they do not accept the compensation but demand employment instead. As and when the government completes the employment procedures in other cases, we would look into their demands and decide accordingly.

Master Noor Hussain: Sir, the cases are pending since long, I would request that the process be expedited for early redressal of their grievances.

Shri Murtaza Ahmad Khan: Sir, the Hon'ble Minister has mentioned SRO 181 but it has been withdrawn. It could still be revived. He says that they would are considering to devise some mechanism in this regard but I would put forth the ground reality. The concerned officers conduct the verification after every two months. Some days back,

the department asked for the entitlement certificates from the land doners. On one hand, at the time of donation, government promised to provide government jobs to the doners, on the other, they have not yet decided. So it would be proper that the government should take the decision first and then ask the people to donate their precious lands. I would seek some clarifications in this regard as to what would be the better option.

Shri Subhash Chander Gupta: Hon'ble Sir, the Hon'ble Minister has very well replied that the pending cases are being exercised upon. The SRO 181 was issued in the year 1990 but was rescinded later on. So, doners keep on visiting the concerned offices and us as well. So, I would like to know as to how long would they take to complete the exercise and when the donors would get employed.

Shri Ravinder Kumar Sharma: Sir, it is a fact that the SRO 181 had been repealed. On the other hand, they say that exercise is being done to provide employment to the land doners. Would it not be better to categorise people according to the land dimensions, major or minor ones. Thousands of doners are submitting their revenue records with the department anticipating some employment from the government side. Hon'ble Minister had also once decided on the matter for especially District Rajouri. So, a policy should be formulated preferring the people who had donated their lands.

Shri Nasir Aslam Wani, Hon'ble MoS for Home : Sir, it is a fact that the issue is long pending and the doners have neither been compensated nor provided any employment. But, we are seriously exercising upon this and would try to resolve the issue at the earliest. Cases are there from the whole state. It would not be possible for us to categorise doners in any way, rather the government would take a generalised decision. So, I would assure that as and when the exercise is over, we would decide upon the matter.

Mr. Deputy Chairman: Next Question.

Shri Javed Ahmad Rana: Sir, C. Q. 17.

Will the Government be pleased to state that :-

- (a) Whether it is fact that funds were released from Planning Department, under State Sector to Flood Control department for the year 2010-11?

- (b) If so, the division-wise details of funds released by the Planning ^ Dev. Department for flood protection works and irrigation works along with distribution of funds in Poonch District be furnished?

Mr. Deputy Chairman: Minister In Charge, PHE, Irr. & FC.

Shri Nasir Aslam Wani, Hon'ble MoS for Home (Minister In Charge, PHE, Irr. & FC):-

- (a) Yes Sir.
- (b) During the year 2010-11, an amount of Rs. 61.79 crores was released by planning and development Department under State share of MMI, MI and Flood Control Sectors. The details are given as under;
- I&FC Department Jammu: Rs. 27.67 crores
I&FC Department Kashmir : Rs. 34.12 crore.

Out of which Rs. 87.44 lacs (Rs. 58.40 State share and Rs. 29.04 NABARD Loan Assistance) was released under Flood Control and Rs. 9.00 lacs for Irrigation Sector of District Poonch besides Rs. 115.05 lacs were also released under AIBP (CA) for 06 MI ongoing schemes of District Poonch.

Shri Javed Ahmad Rana : Sir, I asked whether the flood Control Deptt. has been allocated funds under the state sector. They have replied in a very generous way. Nobody knows as to who holds the key or allocate or release funds to the Irrigation or Flood Control Deptt through the Planning department. I would like to know the amount of funds allocated to Flood Control Deptt. for District Poonch under the State Sector, barring NABARD.

Shri Nasir Aslam Wani, Hon'ble MoS for Home : Sir, the State sector funds which the Hon'ble Member is concerned about, are to be utilized under Share matching in Centrally Sponsored Schemes whether it be AIBP or NABARD. So, the funds available are very low. It is known that the amount is so meagre, but we would take up the matter with the Planning Deptt for provision of some extra funds so that some pending projects in District Poonch could get completed.

Shri Murtaza Ahmad Khan: Sir, in context to the Flood Control Sector, we have been made to understand that for small works, labour component would be covered under NREGA. But there is a separate work culture under NREGA. They prepare the DPRs and execute the projects on their own. This year, Poonch and Rajouri received heavy rainfall and small land holdings got washed away. That is the only source for some

residents of the area. To get yield, they have to construct protection walls on SOS basis. These people could not get any benefit under NREGA while you provide funds under Share Matching through NABARD for major projects. So, who would take care of such people in such far flung areas whose lands get washed away.

Shri Jehangir Hussain Mir: Sir, this question is very important. One could observe that the Flood Control sector is always ignored in the State Plan or the District Plan. They have constructed a protection bund in Poonch. If it would have got washed away, the low lying areas of Poonch city would have vanished. None of the projects have been prepared or sent to the Central Government. So they should undertake works under some schemes. I would suggest that the Ministry should get the projects formulated and get the funds allocated to the Flood Control Sector so that people could get some relief.

Shri B. R. Kundal: Sir, I would like to submit something in a general context which would cover Poonch as well. Long back, the government had got a Master Plan prepared from Dr. Uppal which included Chenab, Tawi and Betab Nalla as well or other major rivers of the state. This plan was implemented in a phased manner. But many of the works have got washed away or the river has changed its course. Many of the nallas have also been blocked. I would like to know whether government would undertake such a pilot project so that a detailed study could be undertaken in this regard.

Shri Javed Ahmad Rana: Sir, the Hon'ble Minister has shown concern about this sector. I hope that the decision of the government would be better. Mendhar town had been in the news in the recent past due to the damage to houses and other public property due to floods in the Mendhar nalla flowing from Harni all the way to Sagra. A project has been submitted to government of India in this regard. I would like to know whether the Hon'ble Minister would take up this project with GOI or he would prefer to make provisions through the planning department for the betterment of the people of the area.

Shri Ajay Kumar Sadhotra: Sir, my submission is, as Mr. Kundal pointed out, that a comprehensive plan has been chalked out for some major flood works in the state. But, the government is silent on minor flood works. So, I would like to know whether the government contemplate to prepare such a comprehensive plan for minor flood works and fund the districts to execute them for general relief of the effected people.

Shri Nasir Aslam Wani, Hon'ble MoS for Home : Sir, as far as land protection is concerned, the Rural Development Deptt has got some funds under NREGA and we could coordinate with Flood Control Deptt and could get the works done. So, we could contribute the material component while the labour component could be utilized under NREGA. But, major flood related works are to be executed through the Irrigation and Flood Control Deptt as funds are very limited. We intend to get the projects cleared which have been submitted to the GOI. Wherever we would find any limitations, we would try to take them up with the Planning Deptt. with a motive to provide relief to the people of the area.

Mr. Deputy Chairman: Next Question.

Shri Bashir Ahmad Magray: Sir, C. Q. No. 01.

Will the Government be pleased to state that ;-

- (a) Is this a fact that the Government made several announcements through print media that about thirty lac unemployed youth would be absorbed as Daily wagers in order to tackle the problem of unemployed and concurrence to this effect has already been given by the Finance Department.
- (b) If so, when the aforesaid commitment would be fulfilled;
- (c) Is it also a fact that a Cabinet Sub-Committee has been constituted for the regularisation of the Casual Labours. If so, what steps have been taken by the said sub-committee for their regularization.

Mr. Deputy Chairman: Minister In Charge Finance.

Shri Abdul Rahim Rather, Hon'ble Finance Minister :

- (a) No such announcement has been made by the Government in this regard. However, Government vide Cabinet decision No. 236/21/2010 dated : 14.10.2010 has authorised power development Department, PHE/I&FC Department, PWD, School Education, Rural development, Forest and Floriculture Department to engage 4300 unemployed youth of state as Casual/Seasonal Labourers on need basis as per departmental and district wise breakup. Orders to this effect have been issued by Planning and Dev. Department vide GO No. 105-PD of 2010 dated : 25.10.2010. Finance Department has also concurred the proposal vide OM No. A/89 (2010) – 977 dated : 6.12.2010.
- (b) Details of engagements would be available withy the departments authorised vide GO No. 105-PD of 2010 dated : 25.10.2010.

- (c) Yes Sir, the Government has constituted Cabinet-Sub-Committee vide Govt. Order No. 345-GAD of 2009 dated : 27.09.2009, in pursuance Cabinet decision No. 23/3/2009 dated : 19.02.2009. Subsequently, concerned departments were advised to furnish the full details of these engagement so as to enable the Committee to go into the extent /magnitude of the problems relating to casual workers only that is, financial, legal and administrative that may arise in the regularisation of such temporary workers and work out an appropriate policy in this regard. Since the departments furnished inadequate information, therefore they were again requested to furnish the references of officers who engaged these Casual labourers which is still awaited. As soon as, the relevant information is received on the subject, Cabinet sub-Committee is expected to deliberate upon the issue and finalize its recommendations.

Shri Bashir Ahmad Magray: Sir, my question comprises of two parts. First part is that the government from time to time, inside and outside this august House has pronounced that they are going to appoint around 43000 casual labourers in R&B, PHE, Floriculture and PDD Deptts. Even the government spokesmen has announced this from time to time and there was a good hope among the unemployed youth.

Second part of my question is that the Casual Labourers have been appointed from the last 2,4 or 7 years. Some of them are being paid while some are not being paid. There is great confusion on the ground. What is the intention of the government about the appointment of fresh daily wagers in these deptts and what is the policy of the government for regularisation of the previous stock which is in thousands. I want specific two answers.

Shri Murtaza Ahmad Khan: Sir, Hon'ble Minister has mentioned order No. 105 and has said that around 43000 Daily wagers will be regularised only after the recommendations of the Cabinet sub-committee. My question would be whether this order No. 105 is yet to take off or appointments have already been made which would ultimately be covered by this order.

Dr. Bashir Ahmad Veeri: Sir, does the government have a rigid policy to employ 30 lac people as mentioned. Secondly, I would like to know whether these are the casual or seasonal labours who have already been working and are going to be regularised.

Shri Khalid Najeeb Suharwardy: Sir, I would like to know whether this order No. 105 has been implemented or not. Because, in Doda district, around 700 to 800 applications are being received by the Executive Engineer, Doda from the youth who are being told that they are being employed as Daily Wagers. They approach us for

expediting the process while we make them understand that as per our information, there is no such policy as yet. So, I would like to seek clarification in this regard.

Shri Ajay Kumar Sadhotra: Sir, I would like to say that as the Hon'ble Minister stated, the daily wagers are not getting regularised because their information is incomplete. While, I feel it as a revolutionary step on the part of the government to regularise them. Last time as well, the reply to my question was similar to this one. I would like to ask whether they would make it time specific, so that even if the information is not received, they will automatically be treated as regularised. There is a hue and cry among the people while they expect that they are going to be regularised whereas it is not as such.

Syed Mohammad Rafiq Shah: Sir, whenever we approach the Hon'ble Minister in this regard, we get the response in negative that no such appointment is being done. On the other hand, we could see such appointments being done on ground level. So, I would like to know as to which laws or rules allow such appointments as Daily Wagers or Casual Labourers.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, I would try to reply to all these questions if time permits me. As Mr. Magray has said, that 30 lacs employments are being done, it is a clerical mistake. But, the planning and Finance Departments have agreed that the departments could employ Casual Labourers not Daily wagers, as per their requirement, as far as 43000 of them are concerned. There is a lot of difference between Daily Wagers and Casual Labourers as far as the order goes.

Secondly, most of the Hon'ble Members asked about the Casual Labourers engaged since long. At that time, I think, Sheikh Sahib was the Chief Secretary. The state was under Governor's Rule and the administrative Tribunal had the Cabinet powers. They had decided that the Daily wagers who had rendered complete 7 years period of engagement up to 1994 or later, would get regularised. So, the funds had to be arranged and we got the list of 58000 candidates. So, there was a cap that the cases up to 1994 would be considered and till date, around 56000 of them have been regularised.

Shri Murtaza Ahmad Khan: Sir, the Hon'ble Minister has tried to wrap up the whole thing in just one sentence.

Shri Abdul Rahim Rather, Hon'ble Finance Minister : Sir, Magray sahib has asked about the policy matter. So I am trying to explain it and also trying to reply to all the

question asked here. I do not intend to hide things. So, 56000 have been regularised and 2000 of them are still left owing to incomplete information from the departments as required under SRO 64. Then we came to know that departments have regularised Daily wagers out of way. So, a Cabinet Sub-committee was constituted headed by myself which would analyse the legal or financial implications in this regard and report the same to the Cabinet. So, we wrote to the concerned depts as to under which rule or under whose orders such people have been employed despite the ban. So, this information is still awaited and being delayed for obvious reasons may be for the reasons that such appointments were unauthorised. Still we have written to the concerned deptt, to expedite the furnishing of the information sought. After that the Cabinet sub-committee will sit and take a decision according to the mandate of the cabinet.

Thirdly, as the Hon'ble Members showed concern that applications are being received. I think there is no problem in receiving applications as they have been authorised by the Finance and Planning departments. In 2005-06, the previous coalition government had issued an order that people could be engaged as Casual or Seasonal Labourers. So, the Hon'ble Members could bring to the notice of the government if there is any illegality in such appointments, and if any officer had done anything wrong, he would be brought to book. So, the orders stands that the departments could engage Casual/Seasonal Labourers as per the requirement.

Mr. Deputy Chairman : Next Question.

Syed Asgar Ali: Sir, C. Q. No. 55.

Will the Government be pleased to state :-

- (a) Whether it is a fact that certain areas of Marwah Tehsil have been deprived of their monthly ration/food grain quota for about six months during the year 2010-11;
- (b) Was this deficiency caused by two consecutive food grain embezzlements which took place in the area during this period and for which concerned Minister has ordered enquiries;
- (c) What is the present status of these enquiries and what step Govt. has taken to make up the deficiency of food grains in the area and the names of the officials responsible for this embezzlement be furnished?

Mr. Deputy Chairman : Minister In Charge CAPD.

Shri Shabir Ahmad Khan, Hon'ble Minister of State for Power:-

- (a) No Sir.
- (b) Question does not arise in view of reply to part (a).

During his visit to Marwah on 12.01.2011, it was complained to the Hon'ble Minister for CAPD Department that a part of the food grains dispatched from the Food Corporation of India Godown, Mir bazaar, Anantnag had not reached destined sale centres in Marwah block of District Kishtwar. An inquiry was ordered into the complaint by a Committee headed by Assistant Commissioner (Revenue, Kishtwar in pursuance of Government Order No. 04-CAPD Department of 2011 dated 18-01-2011.

- (c) The report of the Inquiry Officer has recently been received and is under examination.

Syed Asgar Ali: Sir, in reply to part (a), the government states that there is no such embezzlement or misappropriation of food grains. The reply seems to be self contradictory as in part (b). They state that the Hon'ble Minister went there and ordered an enquiry. I would like to know that once you had spent huge amount on chopper, then why the Assistant Commissioner visited the place thrice if there was no embezzlement. And if there was no deficiency of food grains, why 1900 quintals of grains were sent via Patimahal out of which 700 quintals were again misappropriated.

Shri Shabir Ahmad Khan, Hon'ble Minister of State for Power : Sir, in January 2011, it was reported that ration dispatched to the place was not delivered there. So, the Hon'ble CAPD Minister visited the place and talked to the residents. At one place, we doubted that around 4000 quintals of ration was actually not delivered. The Hon'ble Minister initiated an on-spot enquiry and immediately suspended 4 people. The enquiry report has been submitted on 20th of this month and is being examined.

Syed Asgar Ali : Sir, the statements are self-contradictory.

Shri Shabir Ahmad Khan, Hon'ble Minister : Sir, the Hon'ble Member has raised a calling attention during the last session which we had replied on same lines. The additional 2500 quintal had been delivered in the area.

Mr Deputy Chairman : Question Hour is over.

(Starred Questions tabled but not discussed and Un-starred questions tabled)

Starred C. Q. No. 26, Shri Vijay Bakaya :-

Will the Government be pleased to state :-

- (a) Is it a fact that J&K Economic Reconstruction Agency (ERA) was conceived as a Special Purpose vehicle to implement Externally Aided mega project in the State;
- (b) If so, what are the projects being implemented and with how much aid from which agency and when will they be completed;
- (c) Has Government fixed the life of ERA as co-terminus with the completion of the under execution projects;
- (d) If not, does Government contemplate to consider converting ERA into a permanent institution?

Reply. (Minister In Charge Planning)

- (a) Yes Sir.
- (b) J&K ERA is presently executing projects under two loans being funded by Asian development Bank(ADB). The first loan Multi-sector project Infrastructure Rehabilitation (MPIR) has a loan size of Rs. 1611 crore. The Urban Sector Development Investment Program (JKUSDIP) has a loan size of Rs.2182 crore. The project details under ADB Loan –I (MPIR) and Tranche-1 of ADB Loan-II (JKUSDIP) are enclosed as **Annexure “A” and “B” respectively. (For Annexures see part 10 page....)**
- (c) The life/currency of Loan-1 (Rs. 1611 crore) has been extended by AND till December 2011 at the request of the State Government keeping in view the delays in execution of projects on account of removal of impediments, shifting of utilities and obtaining working circumstances in the State. ERA proposes to complete most of the projects by December 2012 within the available resources. The availability period of Loan-II (Rs. 2182 crore) is up to year 2015. Loan –II is a Multi-tranche Financing Facility (MFF). As of now, the first tranche of projects aggregating to Rs. 292 crore is under execution. A number of projects have been proposed under tranche –II which are under the active consideration of ADB. Therefore, ERA as an institution shall continue to operate broadly in the existing form till 2015 driven by actual requirements relating to sanctioned projects.

A view on the continuation or otherwise of ERA could be taken at the opportune time in future based on the experience gained and as per execution requirements.

Starred C. Q. No. 59, Shri Narboo Gialchan:-

Will the Government be pleased to state :-

- (a) Whether it is a fact that considering the altitude and hard life to serve in Ladakh region, the Central Government has sanctioned special Duty Allowance on the pattern of North East areas to the employees posted in Ladakh region;
- (b) If so, will it consider to sanction such allowance to the State Government Employees posted in Ladakh region also?

Reply. (Minister In Charge Ladakh Affairs)

- (a) Yes Sir. The Special Duty Allowance is given by the Central Government to the employees of the Central Government.
- (b) Special Duty Allowance has never been in place for the State Government employees posted in Ladakh region,. However, employees posted there are entitled for Local Allowance as per rates prescribed in Article 41-BBBBB of J&K CSRs. There is accordingly no case to consider payment of Special Duty Allowance to such employees of the State Government.

Starred C. Q. No. 116, Shri Mohammad Amin Bhat:-

Will the Government be pleased to state :-

- (a) Whether it is a fact that the people of Devsar Constituency face hardships due to non-availability of timber;
- (b) If so, will it ensure supply of timber to the aforesaid area within a period of one month?

Reply. (Minister for Forest, Environment and Ecology):-

- (a) No Sir, during the year 2010-11 against then target of 19350 cft., timber, 23350 cfts was issued to 582 beneficiaries of the Devsar Constituency exceeding the target by 4000 cft;
- (b) For the current year, the target of 19350 cfts. Has been repeated against which 7100 cfts. Have already been dumped in various Forest Timber Sale Depots of the Devsar Constituency up to end of August 2011. Efforts are afoot to achieve the targets before the onset of winter season.

Starred C. Q. No. 183, Shri Subhash Chander Gupta:-

Will the Government be pleased to state :-

- (a) Whether it is a fact that there is an acute shortage of water in Kandi areas of Kathua District; If reply is in affirmative, please state :-
- i) Measures taken in past and as proposed by the Government to mitigate drinking water as well as irrigation water supply problems in Kandi areas in Kathua district;
 - ii) Expenditure with scheme-wise physical and financial details, incurred by the Government on various schemes /projects for rain water harvesting, so conservation Water Lifting Scheme(s), plantation to raise ground water level in Kandi areas of Kathua district;
 - iii) Measures being taken by the Government to meet long pending demand for starting KANDI AREA DEVELOPMENT PROGRAM on the pattern of BORDER AREA DEVELOPMENT PROGRAM in Kathua district, so that acute problem of scarcity of water in Kandi areas is removed once for all.

Reply. (Minister In Charge PHE/I&FC) :-

- (a) It is not a fact, however there are some pockets in Kandi areas of Kathua District where there is scarcity of drinking water.
- i) During the year 2003-04, 35 No. of water supply schemes of Kathua district were taken up under Kandi Area Development Programme at an estimated cost of Rs. 40-50.72 lacs. Against which Rs. 547.70- lacs have been incurred, the funding was stopped by the Govt. of India. 26 no. of schemes were transferred to ARWSP/NRDWP for funding out of which three number schemes stand completed and the remaining 9 schemes shall be executed in phased manner under NRDWP depending upon the availability of funds;
 - ii) For conservation of rain water a comprehensive plan is to be formulated during the 12th Five year plan.
 - iii) As on date, there is no such proposal for starting Kandi Area development Programme, however problem of scarcity of water shall be solved by covering all the uncovered, partially covered habitations in the phased manner under NRDWP.

Starred C. Q. No. 99, Shri Mohammad Ashraf Mir:-

Will the Government be pleased to state :-

- (a) Whether it is a fact that J&K cements (Khrew) phase-II 600 TDP plant completion was due on 2008;
- (b) If so, the present status of the project;
- (c) Whether Promac Consultancy did the job satisfactorily and have been they paid their payments/withheld and to what extent?

Reply. (Minister In Charge Industries and Commerce)

- (a) Yes Sir.

- (b) At present the project is running @ 75% of capacity utilization.
- (c) The M/S Promac has not been paid in full as the execution of work is still pending. A payment of Rs. 165.44 lac has been retained from the dues of M/S Promac besides an irrevocable bank guarantee amounting to Rs. 2.39 crore has also been retained on account of attending to punch points, conducting of Performance Guarantee Test and completion of Cement Mill and Packing Plant.

Starred C. Q. No. 72, Shri Ajay Kumar Sadhotra:-

Will the Government be pleased to state :-

- (a) What is the total number of Flour Mills in the State, region –wise details with name and place of operation;
- (b) What is the quantum of wheat being grinded by CAPD department from each Floor Mill, region-wise and Mill-wise details;
- (c) What is the procedure of giving wheat for grinding to private mills?

Reply.(Minister In Charge CAPD)

- (a) Sir, the no. of Floor Mills whom wheat is grinded by the CAPD Department is 26 in Jammu division and 19 in Kashmir Division and Division-wise details are given in **Annexure “A” and “B”**. (For Annexures see part 10 page 11-14.)
- (b) Mill-wise quantum of wheat grinded in Jammu Division in the current year from April-ending August 2011 is given in Annexure “C” and that in Kashmir Division in Annexure “B”. (For Annexures see part 10 page....);
- (c) The endeavour of the Department is to allocate wheat for grinding equitably amongst the interested Mills subject to availability of capacity, the location of the Mill and demand of the area.

Starred C. Q. No. 167, Shri Ajat Shatru Singh :-

Will the Government be pleased to state :-

- (a) The no. of defaulters in the Sales Tax, Excise & Income Tax department from Jammu and Srinagar?

Reply. (Minister I/C Finance)

No. of Defaulters

Commercial taxes Department-

Jammu Division:-	04697
Kashmir Division :-	<u>10918.</u>
Total :-	15615

Excise Department-

Jammu Division :-	120
Kashmir Division :-	<u>149</u>
Total :-	269

Income Tax Department –

Does not pertain to this department.

Un-starred C. Q. No. 42, Shri M. Y. Taing:-

Will the Government be pleased to state :-

- The total no. of candidates selected by the Public Service Commission & SSRB during the last one year;
- What is the ration of selectees from Jammu and Kashmir Division;
- What proposal is under consideration for the employment of 6 lac unemployed youth of the State?

Reply. (Chief Minister)

- The total no. of candidates selected by the Public Service Commission and SSRB during the last one year is give as under :-

S. No.	Recruiting Agency	Selections made during the last one year
--------	-------------------	--

01	PSC	1990
02	SSB	4855 (including 1786 candidates under PM's special package for Kashmiri Migrants)
	Total	6845

(b) The ratio of selectees in case of Public Service Commission and SSB is:-

S. No.	Recruitment Agency	Division wise ration of candidates selected during the last one year	
		Jammu	Kashmir
1.	PSC	45%	55%
2.	SSB (excluding candidates selected under Migrant Drive)	2%	48%

(c) The Government is providing employment opportunities to unemployed youth by helping them in establishing their own income generating units under J&K State Self Employment Scheme. During the last 3 (Three) years 5775 no. of units have been established with a project cost of Rs. 13553.52 lacs.

The Government has also set up J&K State Overseas Employment Corporation Ltd. With a view to help placement of unemployed youth outside the country as well outside the state also.

Un-starred C. Q. No. 125, Dr. Bashir Ahmad Veeri.

Will the Government be pleased to state :-

- Whether it is a fact that the Joinery Mill Pampore was established in 1953-54 with a complete range of wood-working machinery imported from Sweden;
- Is it also a fact that unit was doing exceedingly well till it got burnt in 1987 in devastating fire. Immediately after the incident, machines were repaired and the unit was again doing well and was in a position to process 2 lac sft of timber annually?

- (c) Is it also a fact that during the turmoil of last 20 years it suffered losses as happened with such other units and now more than 250 people/employees are getting ideal wages and a few are without wages and along with respective families are suffering?
- (d) Is it also a fact that only 2.65 crore rupees capital is required for augmenting the production to previous level so that it is put back on the profiteering track, if yes, what are the constraints and why Government is unable to spend Rs. 2.12 crores so that the dying unit is rejuvenated and employment opportunity maintained and also guaranteed for future generation?

Reply. (Minister I/C Industries and Commerce Department)

- (a) Yes Sir.
- (b) Yes Sir.
- (c) No Sir. It is not a fact that 250 employees are getting idle wages. Due to the successful implementation of Voluntary Retirement Scheme there are only 142 employees at present on the rolls of the Mill. In view of lack of sufficient orders in hand some workers will be getting idle wages for some duration.
- (d) Yes Sir. So far as the revival of the Joinery Mill is concerned, it is to submit that as short term measure the sale targets have been revised to the extent of rs. 225.00 lacs during Financial Year 2011-12 as against Rs. 92.00 lacs achieved during Financial Year 2010-11 i.e., an increase of 145%. The increased sales are expected to generate enhanced income levels and create conducive working environment in future.

The Board of Directors of the Corporation has approved implementation of the revival plan of four functional units of J&K Industries Ltd including the Govt. Joinery Mill Pampore. The Detailed project report is under preparation.

After implementation of the revival Plan, it is expected that the past glory of the Mill would get restored.

Un-starred C. Q. No. 41, Shri M. Y. Taing :-

Will the Government be pleased to state :-

- (a) Whether it is a fact that some smugglers of Sri Lanka have been arrested for the alleged smuggling of Sapphire (Neelam) from Padder Kishtwar;
- (b) If so, how and from where did they succeed in getting the aforesaid precious stones (Sapphire), the quality of smuggled Sapphire and what action has been taken against those involved;]
- (c) The total Sapphire extracted during the last one year and the total amount of income generated from it?

Reply. (Minister In Charge Industries and Commerce) :-

(a & b) Yes Sir. Three smugglers of Sri Lanka have been arrested on 14-07-2011 along with a local contact near Hunjalla at Kishtwar Padder road. 13.580 gm Sapphire (Neelam) has been recovered from them. A case FIR No. 172/2011 under section 4/5 Sapphire Act, has been registered against them and Challan of the case has been produced in the Court of Law. The three Sri Lankan smugglers are presently lodged in judicial lockup. The local resident Shri Ramesh Kumar S/o Shri Dewan Chand Thakur R/o Village Sounder Dachan Tehsil Marwah District Kishtwar has been bailed out by the Hon'ble High Court.

(c) The total Sapphire extracted during the 2010-11 is 4502 gms and the revenue generated during the said year was Rs. 73.96 lacs.

Un-starred C. Q. No. 68, Shri Narboo Gialchan :-

Will the Government be pleased to state :-

- (a) Whether it is a fact that Government has already sanctioned a district consumer forum at Leh but no action has been taken to establish the same at Leh so far;
- (b) If so, when such court will be established?

Reply. (Minister In Charge CAPD Department)

(a&b) Yes Sir sanction has been accorded to the establishment of District Consumer Disputes Redressal For a at Leh. A request has been made to the Deputy Commissioner, Leh to prepare a DPR for constructing the consumer For a at Leh and as an interim measure identify a suitable Government /rented accommodation for accommodating the Consumer For a at Leh.

Un-starred C. Q. No. 165, Shri Ajay Kumar Sadhotra:-

Will the Government be pleased to state :-

- (a) Is it a fact that Government has adopted Golden Hand Shake Policy in J&K SRTC. If the reply is in affirmative, what is the total number of such employees and their terms and conditions;
- (b) Has the Government/employees fulfilled the terms and conditions;
- (c) Is it a fact that SRTC is in the process of making new appointments. If the reply is in affirmative, is it not in contradiction of the policy of the Government?

Reply. (Minister In Charge Transport)

- (a) Yes Sir, the Government has introduced VRS/GHS scheme during the year 2007 vide Government Order No. 218-F of 2007 dated 16-07-2007. 711 employees of JKSRTC have availed benefits under the said scheme up to 31-03-2011.
- (b) Only such employees who fulfilled the terms and conditions under the scheme were allowed VRS/GHS by the Corporation.
- (c) Consequent upon normal retirement of employees of the corporation other than those employees who had opted for VRS?GHS circulated vide Government Order No. 218-F of 2007, dated 16-07-2007 and to meet the requirement of new fleet introduced in the Corporation, engagements have been made on need felt basis purely against the vacancies available viz-a-viz the sanctioned strength as per approval of the Board of Directors/Chairman, JKSRTC without violating the policy of the Government.

Un-starred C. Q. No. 34, Shri Vijay Bakaya:-

Will the Government be pleased to state :-

- (a) What are the recommendations made by task Force set up to look into the reasons for road accidents in the State;
- (b) In what time frame does Government intend to implement thgese recommendations?

Reply. (Minister In Charge Transport)

- (a & b) No Task Force has been set up by the Transport department to look into the reasons for road accidents in the State. However a House committee has been constituted by the J&K Legislative Assembly to look into the causes of frequent road accidents taking place on Batote-Kishtwar Road and suggest measures for prevention of such accidents. The recommendations of the House Committee are awaited.

Un-starred C. Q. No. 210, Shri Naresh Kumar Gupta :-

Will the Government be pleased to state :-

- (a) Whether it is a fact that there is acute unemployment/un-rest among the educated un-employed youth of the State. If yes, what steps are being taken to policy is being framed to engage the youth against 43000 vacancies of casual labours/Daily rated workers, created in the various departments of the state, as announced by the Government;

- (b) What policy/norms are being adopted –applied to recruit the unemployed educated youth of the State against 1.50 lacs jobs skilled and unskilled as announced by the Government of India by way of special package to the state, to remove and minimise the unemployment causing unrest among the youth of the State. Full details;
- (c) Why the casual labourers engaged in different departments have nit been regularised so far on the pattern of adhoc/contractual appointee despite promises made by the Government in this behalf?

Reply. (Minister I/C Planning and dev. Department)

- (a) Yes Sir. The Government has approved engagements of 43000 un-employed youth of the State with given department-wise breakup:-

S. No.	Name of the Department	Number
1.	Power Development Department	10000
2.	PHE/Irrigation & FC Deptt.	10000
3.	Public Works Deptt.	6000
4.	Rural Development Deptt.	8000
5.	Floriculture	2000
6.	School Education	6000
7.	Forest	1000
	Total	43000

The operational modalities are being worked out by the concerned Administrative Departments.

However, no engagements have been made so far under this arrangement.

- (b) The technical Education Department is running various schemes through it is and Polytechnics to provide vocational education and training to students to make them employable as detailed below:-
- 1) 53 it is having 12155 seats in various trades, the department is awarding diplomas/certificates in craftsmanship.
 - 2) The department is running programmes under Apprentice Act and providing training to nearly 255 various every year for providing job training to various trained/untrained persons.
 - 3) Diplomas in engineering and Non-engineering fields are being provided to nearly 1050 candidates every year through 06 Polytechnics.
 - 4) Apart from above, some other programmes are under implementation under specific control of state schemes to provide employable training to youth of J&K.
- (c) For regularisation, no parallel can be drawn between a Casual Labour and incumbent appointed on Adhoc. Contractual and on Consolidated basis. The criteria fixed for engagement is entirely different. The regularization of Adhoc, Contractual and

Consolidated is governed under special service provisional Act 2010 while a for Casual Labours, the Government has constituted Cabinet Sub-committee vide Government Order No. 345-GAD of 2009 dated 19-02-2009. Subsequently, concerned departments were advised to furnish the full details of these engagements so as to enable the Committee to go into the extent/magnitude of the problems relating to casual workers only i.e., financial, legal and administrative that may arise in the regularization of such temporary workers and work out an appropriate policy in this regard. Since the departments furnished inadequate information, they were again requested to furnish the references of officers who engaged these casual labours, which is still awaited.

As soon as the relevant information is received on the subject, Cabinet Sub-Committee is expected to deliberate upon the issue and finalize its recommendations.

Un-starred C. Q. No. 134, S. Dharambir Singh :-

Will the government be pleased to state :-

- (a) The steps taken up for regularisation of the Daily/Casual labours working in various departments since 1984;
- (b) The details with names/parentage of casual Labours working in the different departments since 1994 till date be furnished.

Reply. (Minister I/C Finance Department)

- (a) The Government has constituted a Cabinet Sub-Committee vide G.O. No. 345-GAD of 2009 dated 27.02.2009 in pursuance of Cabinet Decision No. 23/3/2009 dated 19.02.2009 to go into the extent/magnitude of administrative, financial and legal matters relating to regularisation of casual workers and work out an appropriate policy in this regard.
- (b) The details with name/parentage of Casual Labours working in the different departments since 1994 rest with the concerned departments.

Un-starred C. Q. No. 190, Shri Subhash Chander Gupta:-

Will the Government be pleased to state :-

- (a) District/constituency and Scheme –wise details about funds released by the Planning and Development Department under “Additionality” (both district as well as state sector) “SPECIAL AREA PROGRAMME”, “PROJECTISATION” BADP, CRF and ERA during 2009-10, 2010-11 and 2011-12 (till 25th August 2011);
- (b) Criteria/norms adopted by the Planning & Development Department while making release of funds under “Projectization”, “Additionality”, Special Area Programme” BADP, CRF and ERA.

- (c) Number of cases/instances wherein standard criteria/norms were relaxed/violated by the Planning and Development while making release of funds under Additionality (both district as well as state sector) "special Area programme", "Projectization", BADP, CRF and ERA during 2009-10, 2010-11 and 2011-12 (till 25th August, 2011).

Reply. (Minister I/C Planning & Development Department)

- (a) Additionalities are not released constituency wise as constituency is not a unit of Planning. The district-wise/scheme-wise details of Additionalities released under District/State Sector (Projectization) are given in the Annexures:-

2009-10 before revised Est. (Annexure A)

2009-10 after revised Est. (Annexure B)

2010-11 before revised Est. (Annexure C)

2010-11 after revised Est. (Annexure D)

2011-12 before revised Est. (Annexure E)

(For Annexures A-E see part 10 page 15-47)

Additionalities released under Special Area programme and BADPO are appointed at Annexure "F&G". (For Annexures see part 10 page....)

No Additionalities are released under CRF and ERA.

- (b) Funds, to the districts are allocated on the basis of following parameters:
- i) Requirement as assessed and projected by the line Departments/District development Boards.
 - ii) Development requirements on ground.
 - iii) To meet out the state share shortfall.
 - iv) Availability of infrastructure.
 - v) Completion of critical on-going Projects.
 - vi) Availability of resources.

Under BADP Additionalities are released subject to the savings, if any, and released of additional funds from the Union Ministry of Home Affairs (Govt. of India).

- (c) No norms/criteria were released while releasing the Additionalities.

Un-starred C. Q. No. 111, Shri Khaild Najeeb Suharwardy:-

Will the Government be pleased to state :-

- (a) Whether it is fact that in view of the increasing demand of portable drinking water in the Doda town, the schemes in operation are not able to cater the demand;
- (b) If so, what is the status of Dessa Water Supply Scheme and what steps have been taken to expedite the work on the said schemes?

Reply. (Minister In Charge PHE, Irr. & FC Department)

- (a) The present status of drinking water supply in the Doda town as per the population of 14602 souls (estimated of reference 2006) is given as under :-
 - a) Water requirement = 433920 GPD
 - b) Availability = 127753 GPD
 - c) Shortfall = 306167 GPD

The urgent demand of the water supply is being managed through deployment of 3 No. of Tankers in the town.

- (b) Dessa Water Supply Scheme has been undertaken under UIDSSMT at an estimated cost of Rs. 2633.60 lacs. An amount of Rs. 1195.00 lacs has been released which stands utilized in full ending 8/2011. The filtration plant and the Service Reservoir of 1.00 lac gallons capacity has been completed. The main component of the scheme i.e., gravity part costing Rs. 1700.00 Lacs has been completed to the extent of 70%. The works is in progress and can be accelerated after receiving funds from the Housing and Urban development Department District Dev. Commissioner, Doda is monitoring the performance of the scheme vigorously.

Un-starred C. Q. No. 174, Shri Ajat Shatru Singh :-

Will the Government please state:-

- (a) Whether the Aviation Department, a part from VIPO duties, has any plans to promote Tourism in Jammu and Kashmir;
- (b) Does it have any plans to connect Bhaderwah, Padder, Rajouri, Mantalai, Pahalgam and Gulmarg by helicopter service and are they willing to allow the private players in this field?

Reply. (Minister In Charge Civil Aviation Department)

- (a) J&K State Civil Aviation department shall constantly endeavour to support promotion of tourism if and when requested by Tourism Department. During last year, Heli-skiing in Gulmarg was launched; and at Pahalgam, it was launched at a small scale./ The helicopter services from Baltal and Pahalgam to Holy cave of Shri Amarnath ji for pilgrims have come up due to the efforts of Civil Aviation Department.

- (b) Civil Aviation department has proposed to connect areas which remain cut off in winters by helicopter through Indian Air force or through private Helicopter Operators. Private Operators who are willing to operate helicopter services to these areas shall be given all possible assistance by the department.

Un-starred C. Q. No, 15, Haji Ali Mohammad Bhat:-

Will the Government be pleased to state :-

- (a) Whether it is a fact that Wakoora is situated at distance of 20 kms from the District headquarters Ganderbal and the inhabitants of the area continue to face a number of hardships due to insufficient transport facilities;
- (b) If so, will it take immediate steps by arranging two RTC buses for Wakoora-Ganderbal--Soura route?

Reply. (Minister In Charge Transport)

- (a) Sir Wakoora is situated at a distance of 13 kms from District headquarters Ganderbal and at present 6 mini buses are operating in Wakoora area.
- (b) The JKSRTC is presently operating one bus service between Ganderbal-Safapora in Ganderbal District. The corporation intends to start a bus service on the Ganderbal-Wakoora route in near future.

Mr Deputy Chairman : Now, we will take up the Zero Hour. Mr. Vijay Bakaya to initiate.

Shri Vijay Bakaya: Sir, thank you for giving me this opportunity. I would like to draw the attention of the government towards an important matter regarding Kashmiri Pandit Migrants stationed at Jammu. From past some months, finding the situation to be favourable in Kashmir and after 2000 youths have got employment there as well, they are thinking to return to the Valley. Many of them have taken stock of the favourable conditions. But, they find many of their fields have been illegally occupied. When they approach the administration with such complaints, they are being asked as to where they have been for these last 20 years. The concerned officers do not even initiate the process of identification or demarcation of their lands nor do they lodge any FIR and many a times respond with statements that the migrants could not get their lands back after such a long period of 20 years. So, I would request the government to issue directions to the concerned DCs as they are the custodians of the Migrant properties.

Syed Mohammad Rafiq Shah : Sir, I have a point of Order. There is no representative of the government in the House. This House is being taken very lightly. So, the House needs to be adjourned till the representatives arrive.

Mr. Deputy Chairman : The House is adjourned for 15 minutes.

(The House met again after 15 minutes.)

Hon'ble Deputy Chairman, S. Arvinder Singh in the Chair.

Mr. Deputy Chairman : Mr. Vijay Bakaya, please continue.

Shri Vijay Bakaya: Sir, continuing the topic, I would call the attention of the government towards a matter that finding conducive atmosphere in the valley from the last two months and after posting of some Kashmiri migrants here, the displaced Kashmiri Migrants also made up their mind to return to Kashmir and many of them even visited their native places. But, at some places, they found their lands and properties under illegal occupation. They have common complaint that they are not being heard in this regard at any forum and this issue is not being even taken up, their lands are not being identified and marked. No FIRs are being lodged. At some moments, they have been returned with the statements that after a long twenty years gap, they have almost lost their properties. A no. of confidence building measures have been taken in the direction of settling the displaced Pandit Migrants and as per a Government Order, Deputy Commissioner of every district is the custodian of the properties of Kashmiri Pandit Migrants. So, I request the government to sensitize the district administration and to once again direct the concerned to remain alert and vigilant in such encroachment cases and to immediately act upon such complaints. Otherwise it would pave hindrance in our intentions to resettle the Kashmiri Migrants.

Mr. Deputy Chairman : Mr. Murtaza Ahmad Khan.

Shri Murtaza Ahmad Khan: Sir, I am thankful to you for giving me the opportunity to speak in the Zero Hour and taking this opportunity, I would like to call the attention of the government towards a very important issue. There are a number of Degree Colleges in the state and after 2003, many new colleges have been provided for but most of them are such that their buildings are still under construction and in some of them work is in a very slow progress. Such is the case with Degree College, Mendhar, the construction for which was started in the year 2004 but still it has not been

completed. Incidentally, the concerned Hon'ble Minister is also here and I hope him to respond on the issue. The building is on the completion stage but there are no desk in even a single room making the students to suffer. There is no boundary wall to the building. So, I would request a special attention from the Hon'ble Minister and to convey the stand of the government in this regard. Thank you.

Dr. Manohar Lal Sharma, Hon'ble Minister of State for Hr. Education : Sir, regarding the Mendhar College, I would like to assure the Hon'ble Member that as soon as possible, within a period of one month, we would provide the desks in the college. Rest, his general comments are not justifiable as most of the buildings have been completed and some are on completion stages. Lands have been acquired for the new ones to be provided for and the construction is going to be started. The work is rapidly progressing and the funds are also being released timely. All our team members including the senior Minister are on the job and the Deptt is supervising the work effectively. The buildings would be completed timely. Some delays are there no doubt, but due to problems in land acquisition, like in Banihal, Bani or in other hilly areas. We needed more funds for the approach roads and the Hon'ble Chief Minister has asked us to identify any alternative land. As soon as we get the alternative land, the construction work could also be started. So, the work is in rapid progress and the Degree College, Mendhar would also be completed soon.

Mr. Deputy Chairman : Mr. Mohammad Yousuf Taing.

Shri Mohammad Yousuf Taing: Sir, I am grateful to you for giving me some time to take part in the Zero Hour. Fortunately, the concerned Hon'ble Minister is also present in the House. The suicide rate in Kashmir is on a rising trend. It is very strange that we do not know the reasons for such suicidal tendencies. The Hon'ble Chief Minister has also stated that the Sex ratio has diminished in the state to a great extent and it is very dangerous trend. The Union Health Minister, Jenab Ghulam Nabi Azad, also mentioned yesterday this falling ratio in his talks on the topic in other states. I think that the government should take the matter more seriously as the incidents are rising day by day, in Shopian, Baramulla, Kupwara or other areas of the valley. Not only the reasons should be found out but rigid steps need to be taken to check it. Thank you.

Mr. Deputy Chairman : Syed Mohd. Rafiq Shah.

Syed Mohammad Rafiq Shah: Sir, with your permission, I would draw the attention of the government towards some important issues of Kupwara. There are some villages, namely Doripora in Block Trehgam, and Dardpora, Thandipora and Manjarpathi in Block Kralpora, for which road projects were prepared and assurances were given repeatedly. But, right from 1947, it could be seen that no road has been constructed so far due to which the residents have been facing tremendous difficulties. People, in case of emergencies, have to cover long distances afoot to reach the nearest possible connected road from where they could get some vehicle. Therefore, through you, I would request the Hon'ble Minister and the government to take a serious note of these hardships and to take steps towards construction and provision of motorable roads. Thank you. .

Mr. Deputy Chairman : Haji Ali Mohammad Bhat.

Haji Ali Mohammad Bhat: Sir, the matter related to Tehsil status to Wakoora, Ganderbal was discussed here yesterday to which the Hon'ble Minister gave a satisfactory reply. However in the new bulletin, Radio Kashmir broadcasted that the government has rejected this matter, which is not a fact. The incorrect new item has triggered resentment within the residents of the area. This goes against our Leader, the Hon'ble Chief Minister. I would request the media to report the facts correctly. This is long pending issue of Ganderbal which has also claimed some precious lives.....

Mr. Deputy Chairman : Haji sahib, I request you to raise the matters relating to the recent happenings during the zero hour.

Haji Ali Mohammad Bhat: Sir, I would request the Hon'ble Minister to kindly pay attention to this serious issue.

Mr. Deputy Chairman : I direct the Secretary to kindly call on the Director, Information and Doordarshan to clarify the matter.

Shri Devinder Singh Rana: Sir, a clarification must be carried otherwise there could be a misunderstanding.

Shri Nasir Aslam Wani, Hon'ble MoS Home : Sir, the concern of the Hon'ble Member is just. Replying to the matter, I had stated that the Government does not have any plan to constitute a Tehsil as if now but it is also a fact that the report is under consideration of the government which carries recommendations in favour of a number of Tehsils and Niabats. It has been wrongly broadcasted or published that the government has no plan to give Block Status to Wakoora, which triggered unrest among the residents. I would request you to kindly direct the Secretary to issue a Corrigendum in shape of a Press release in this regard.

Haji Ali Mohammad Bhat: Sir, I am satisfied with the statement. The matter is pending from the tenure of the PDP government. When Azad sahib came to power, on my I requests he announced in a gathering of around 30 thousand people that the long pending demands would be addressed and Tehsil status would be given. So, I request the government and the Hon'ble Minister to address the long pending demand and give Tehsil status to Wakoora.

Shri Nasir Aslam Wani, Hon'ble MoS Home: Sir, I have made it very clear that the sentiments of the Hon'ble Member would be taken care of while considering the report.

Mr. Deputy Chairman : Mr. Naresh Gupta.

Shri Naresh Kumar Gupta: Thank you Hon'ble Sir. As could be seen, roads have become very congested resulting in tremendous difficulties for the common man as well as the government. I would request kind attention of the Hon'ble MoS for Urban Development, Mr. Wani.

In Bhaderwah, Doda or Thathri as well, bus stands are in a very bad condition owing to the rising traffic pressures. Likewise, the Bus Stand, Bhaderwah has been under construction from the last ten years under IDSSM. The concerned contractor has halted the work owing to the scarcity of funds. The government has kept mum while all the roads, lanes and streets are jam-packed with traffic which has also given rise to traffic accidents. So, I request the Hon'ble Minister to provide funds for Bhaderwah Bus stand so that it could be commissioned at the earliest. Besides, Thathri and Doda Bus stands also needs to be renovated. Thank you.

Mr. Deputy Chairman : Mr. Javed Rana.

Shri Javed Ahmad Rana: Thank you Sir. The burning problem of employment is becoming more and more grave day by day. I remember an incident when Shabir Shah got released from the jail. Whenever he visited, people would fill up his pockets with something. Later he found that his pockets were filled not with money but with job applications. Candidates are today ready for accepting jobs having meagre Rs.100 wages. I would like to request the attention of the government towards Poonch where interviews were conducted for Class IV posts and I would also request the response of the Hon'ble Minister in this regard. The selection list has not yet been issued despite a lapse of 2 years which has triggered resentment in the area and there is a burning demand that the list be issued without any further delay so that they could get a source of livelihood.

Mr. Deputy Chairman : Narboo sahib.

Shri Narboo Gialchan: Sir, I would like to draw the attention towards a very important matter relating to Ladakh. The administration in Leh and Kargil is under Hill Development Council. It has been seen that the appointments are not being done in Leh which is very discriminatory. For instance, in our area, there is only one JE who caters the whole Block. It is likewise in Kargil. There are just a few JEs appointed in every department on casual basis. We came to know recently that the selection committee has selected only two JEs from Leh area. Last time, only seven teachers joined their duties there. So, we are being systematically neglected. We need employees to run the Hill Council. So, I would request the government to take remedial measures to check such a systematic neglect. I would also request to include at least one representative in the Public Service Commission from Leh and at least one Judge in the High Court. There is not even a single employee in these institutions from Leh. So, I would request the government to look into the matter and take remedial steps in this regard.

Mr. Deputy Chairman : Mr. Mohammad Amin Bhat.

Shri Mohammad Amin Bhat: Sir, I am grateful to you for giving me the opportunity to take part in the Zero Hour. I would request your kind attention towards Devsar constituency, especially with regard to construction timber. A meagre quantity of timber has been supplied and that too is not being sold. People are under tremendous

hardships as construction works are not carried out during the approaching winter season. I would request a direction from the Chair for supply of more timber and to carry out the sales at the earliest to save people from hardships.

Mr. Deputy Chairman : Mr. Ajatshatru Singh.

Shri Ajatshatru Singh: Sir, we visited the areas of Uttarbaini and Parmandal. On one side where Shri Mata Vaishno Devi Shrine attracts more than 1 crore pilgrims, this area called Kashi of North, also attracts pilgrims from Himachal Pradesh, Punjab and other northern regions. Two bridges were constructed just two years back but they have been washed out now. So, I would like to know the reasons for this.

I would request the Hon'ble Minister for Tourism to bring Uttarbaini and Parmandal on the tourism net as the largest of Shivrings happen to be on these spots in the whole northern region. I would also request him to accompany us there after the Darbar Move.

Mr. Deputy Chairman : Shri Jehangir Hussain Mir.

Shri Jehangir Hussain Mir: Sir, a University was being constructed in Poonch but for some reason its work is not being continued. We ought not to make out a joke of that institution. If it is not intended to be constructed, then the funds may be utilized somewhere else. So, I would request for response of the Hon'ble Minister in this regard.

Mr. Deputy Chairman : Mr. Veeri.

Shri Bashir Ahmad Veeri: Sir, I would request the attention of the government towards an important matter related to the important Health Sector. In Wanpoo, a PHC was started in 2009. But, there was an objection with the regard to the identified piece of land for the PHC which was actually a cremation ground used by the migrant Kashmiri Pandits. Government then, taking stock of the matter, asked the CMO concerned to identify an alternate piece of land for the PHC to be shifted. The CMO taking immediate action identified another piece of land three Kms away from that place. After that, map was approved and the Executive Engineer ordered the AEE to start the construction work. Rs. 20 lacs were released to the contractor. Meanwhile, the

SE makes correspondence with the Director, Health Services, Kashmir to change the nomenclature. The Director then promptly wrote back that the matter being a District level one, may be taken up with the DC. Then after a gap of six seven months, an order is issued from the DC to stop the work for the time being. Now, two years have passed and deputations are approaching me and the concerned as well in this regard. I would apprise the Hon'ble Minister that it is far flung area having no nearby PHC as I have myself visited the place. Why it is being overlooked. I would like to know the reasons for the delay and at what level interference is being done in this matter that work has been stopped.

Mr. Deputy Chairman : Suharwardy sahib.

Shri Khalid Najeeb Suharwardy: Sir, I would like to invite the attention of the government towards the Science and Technology Deptt Sector. The Deptt of Science & Technology under a Central or state scheme provides solar lights on subsidized rates in unelectrified areas and work is under progress in some village. There are, no doubt, a very few areas or villages which are still unelectrified. But, in some areas, electricity is being supplied only for three to four hours only. So these areas should also be included in unelectrified areas and Solar Lights may be provided to these areas also on subsidized rates. Thank you.

Mr. Deputy Chairman : Mr. Ajay Sadhotra.

Shri Ajay Kumar Sadhotra: Sir, I want to invite your kind attention towards an important matter. The sanctioned strength of High Court Judges in the state is 14 and today, there are only 7 Judges. Due to this, people are suffering a lot and the pendency of cases is on a rising trend. So, through you, I would request the Hon'ble Chief Minister, Jenab Omar Abdullah sahib, His Excellency, the Governor and the Hon'ble Chief Justice, High Court of Jammu and Kashmir to expedite the process of filling the 7 vacant posts. This would, fulfil the strength of the Judges and secondly would help clear the pendency of cases and would also relieve the general public.

Thank you.

Shri Subhash Chander Gupta: Sir, I would first thank the government and the Hon'ble Minister for providing numerous colleges in the state, out of which six have been provided in District Kathua. One of the colleges have been named after the great

leader, Late Giridhari Lal Dograji, whose services to the state are still remembered. Unfortunately, the land for the said college has not been yet fully acquired and paid compensation for. The central portion of 23 kanals is still to be acquired and there is demand for Rs. 75 lacs. If the same is not acquired, neither the sports facility could be provided nor could land be provided for the college. We are glad that the Hon'ble Minister, belonging to our own district is otherwise doing very well, I would request him to take care of the college and to make provisions for payment of Rs., 75 lacs pending to be paid.

Also, the students have been demanding that like other colleges, examination centres for private students may also be provided in such colleges. In absence of this facility, students have to go to Samba or Kathua Degree Colleges. I would also request the Hon'ble Minister to provide the same in the said college. Secondly, I would like to request the Hon'ble Minister to provide a sub-office of the State Board in Hiranagar as well, as provided in all other Tehsils of District Kathua. Thank you.

Mr. Deputy Chairman : Sheikh Ghulam Rasool.

Sheikh Ghulam Rasool: Sir, my learned friend, Bhat sahib, has also pointed out that the coverage of the proceedings by the media, especially the Information department has become a very selective thing. Personally, I am very shy of publicity. But, during the whole session, just one question of mine has been taken up and that too has not been publicized. So, I would request the Chair to ask the media to be equally fair to all the Members of the House.

Mr. Deputy Chairman : I direct the Secretary to the Council to call the Director, Information and the Director, Doordarshan today after the Session is over.

Mr. Agha Syed....

Shri Agha Syed Ahmad Rizvi: Sir, I am thankful to you for providing me this opportunity. I would like to call the attention of the government towards a very important issue. There are a number of issues in the whole state, but in District Kargil infrastructure including the bridges have got destroyed due to floods. The Hon'ble Minister also agreed, while replying to a question, that the same would be restored under NREGA scheme. However the scheme would not cover the material component. So, I would request the government to take steps to cover the material costs for such restoration works especially in district Kargil and Leh. Thank you.

Mr. Deputy Chairman : Mr. Kundal.

Shri B. R. Kundal: Thank you Sir. I would like to invite your kind attention towards an important matter that some people, living at the IB, met me some days back whose lands came beyond the fencing. It could be frequently seen that during the sowing season, due to heavy firing, these people could not sow their crops. There is a demand that either they may be compensated. There are some people who do not even have sufficient land to earn a living and they request that their lands may be acquired so that they could earn a living out of the compensation amount paid to them. So, I would seek an assurance from the government in this regard. Thank you.

Mr. Deputy Chairman : Mr. Mohammad Ashraf Mir.

Shri Mohammad Ashraf Mir: Sir, I would invite the attention of the Hon'ble Minister concerned towards denotified area of Pazalpur, Chandpur, the decision to denotify it was taken in the Board meeting but, the same has not yet been implemented on ground.

Mr. Deputy Chairman : Now we have calling attention motions. Mr. Javed Rana.

Shri Javed Ahmad Rana: Sir, I rise to call the attention of the government towards a matter of urgent public importance namely the situation that has due to non-supply of essential commodities, i.e., Rice, Atta and Kerosene oil in the rural area of Mendhar Tehsils due to non-existence of ration depots in the area and the steps taken by the government in this behalf.

Mr. Deputy Chairman: Hon'ble Minister In Charge.

Shri Javed Ahmad Dar, Hon'ble Minister of State :-

Sir, There is no shortage of essential commodities in Tehsil Mendhar due to non-existence of ration depots in the area, as there are 60 ration sale outlets and 46 Kerosene oil sale depots functioning in Tehsil Mendhar.

The Depot-wise rations supplied to the consumers in Mendhar Tehsil during last five months of the current year is indicated in Annexure "A".

The dealer-wise list of K. oil retail outlets is given in Annexure "B" Indicating there in the location of the depot, families attached and the quantity of K.oil allocated to each of them from April-August-2011.

There are 15964 rationees in Tehsil Mendhar comprising 5849 APL families, 7125 BPL families and 2990 AAY families. The average rationees attached to each depots comes to 266 families against an average of 372 RTs per sale depot in Jammu Division. There are 46 K. Oil depots functioning in the Tehsil. There are also 5925 families having LPG connections in the Tehsil.

In Mendhar Tehsil rations are being supplied at an average of 38.27 Kgs per family per month. Therefore there is no shortage of rations in the area. Similarly, there is no reported shortage of Kerosene Oil in the area. However, the Department will make good the deficiency in kerosene oil, if pointed out by the Hon'ble Member.

As per the details furnished, there is no shortage of food grains/essential commodities in the area.

Shri Javed Ahmad Rana: Sir, the reply has not been furnished to me timely. The Hon'ble Minister has given a very detailed reply and a number of improvements have been made in all sectors by the coalition government under the leadership of Jenab Omar Abdullah. I had specifically raised concern about the non-existence of ration depots and the Hon'ble Minister replied that there is no problem of ration there as private ration depots are being operated. Only four ration depots are functional catering a population of 1.5 lacs. So you can very well imagine the number of persons per ration depot. The government had also agreed that the ration depots would be provided on commission basis. On the other hand they have stopped issuing private dealership licenses. There are no ration depots in the areas which have no road connectivity. So, I would request the government to provide only four more ration depots. You can see that there is one ration depot in Malkote comprised of 14 Panchayats. There are no ration depots in other large areas. There is only one ration depot in Batidhar catering 20 Panchayats. So, I would like to get commitment from the government to provide four more ration depots in Kalaban, Sagra, Gursai, Sangyote and especially in the Border belt of Tarkundi etc.

Secondly, there is a general complaint that ration cards have not yet been issued. Ration should be provided there in accordance with the BPL and APL quotas and on the latest census. These aspects are very important.

So, I would ask the government whether they intend to issue private dealership licenses. The Hon'ble Minister had also committed to issue fresh Ration Depot licenses due to the huge public demand.

Shri Javed Ahmad Dar, Hon'ble Minister of State : Sir, it is a fact that the area of the Hon'ble Member is a border area and people have to get the needful from very far off places. I would like to say that 60 ration depots are operative at present in the area. 266 families have been provided with one ration depot in Mendhar area while the criteria is 272 families.

Secondly, I agree that there is a need for providing more ration depots in the area and the department is also examining the cases and as per our policy, educated unemployed youths have to be provided with licenses for such ration depots so that they could also earn their livelihood.

Further, he has stated that there is a shortage of ration. Going as per the reply, as far as the BPL ration is concerned, there is no shortage, while the APL ration is being distributed in accordance with the 2001 census. The government has taken up the matter further with the GOI and as soon as we get the ration as per the 2011 census, we would provide the same on the revised scales.

Shri Javed Ahmad Rana: Sir the Hon'ble Minister has stated that there is no shortage of ration, but our concern is that a single panchayat comprises of 2000 to 2500 voters. People have to travel 8-10 kms to get ration from the license based ration depots. So, our demand is that there must be at least one ration depot at every panchayat headquarter, including kerosene oil depot as well. So, more depots need to be provided. I would also request for a direction to the concerned to issue the ration cards to the people at the earliest.

Shri Javed Ahmad Dar, Hon'ble MoS : Sir, as the Hon'ble Member stated that people have to travel long distances to get their ration. I would request him to provide me the list of such beneficiaries. We would try to accommodate on internal adjustments in order to redress their problems. As far as the issuance of ration cards is concerned, we have already instructed the concerned to issue the same and if still there happens to be any irregularity, he may bring the same to our notice and the needful will be done accordingly.

Mr. Deputy Chairman : Now we have the call attention of Mr. Bashir Ahmad Magray.

Shri Bashir Ahmad Magray: Sir, I rise to call the attention of the government towards a matter of urgent public importance namely the situation that has arisen out of Shortage of portable drinking water in Samboora, Pulwama and the steps taken by the government in this behalf.

Mr. Deputy Chairman : Hon'ble Minister In Charge.

Shri Nasir Aslam Wani, Hon'ble Minister of State:-

Sir, due to emerging of outgrowth village Samboora is not getting drinking water supply as the existing water supply Samboora was designed prior to the existence new colonies out growths and sometimes power disruption is also affecting the water supply. To overcome this problem, these outgrowths/new colonies have been proposed under two new water supply schemes namely Galandar and Water Supply scheme Bujibagh. The work on Water supply scheme Galandar is under execution while as the DPR for Water Supply scheme Bujibagh is under progress with the Department. On the completion of the DPR the problem of drinking water to this area will be addressed.

Shri Bashir Ahmad Magray: Sir, I do not dispute that long term measures are being taken by the government but the facts on the ground are that people are not getting portable water from the last 15 days. You can see how alarming the situation is. Why it has happened is because the electric motor was lifting the water from the river. This is the working of the PHE Deptt. Provision of drinking water is a fundamental right of every citizen which the government needs to take care of. This is the case of thirty thousand people without water from the last 15 days. So, what action the government has taken against the officials who were on spot and have not recognized the defect for 15 days. Where were those officials when people were agitating on the roads pelting stones. It is no doubt a fact that when the scheme was started in 1980, the population of Samboora was just 5000. That does not mean that people will now be without drinking water. It is an alarming situation and I want a reply from the Hon'ble Minister as to what steps they have taken to provide water to the people up to the time when the new schemes will be ready and what action will be taken against those irresponsible officials.

Shri Nasir Aslam Wani, Hon'ble Minister of State : Sir, as the Hon'ble Member stated that the population of the area has increased manifold and it was not possible to cater the people with water supply with the existing schemes. But, the area is still being augmented and the service is being provided by Tanker Water Supply. I would request the Hon'ble Member to identify the areas which are still left out, we would immediately provide water there by tankers. I have also stated in the reply that the motor got damaged due to irregular power supply but the same has been now repaired. If he thinks that it has been intentionally broken down, we would definitely take appropriate action. As per my knowledge, our department was trying its level best to restore water supply to the area. I again assure that the left out areas as identified by him would be supplied with water through tankers.

Mr. Deputy Chairman : Now we have no business for today. The House is adjourned till Friday, the 30th of September, 2011, 11.00 AM.
