55th year of Publication SIMPLEST SWIFTEST & SUREST

PITMAN SHORTHAND

# roopessive



with

Eng./GK/Reasoning

READING & DICTATION EXERCISES FOR SPEED DEVELOPMENT

Reading and Dictation Passages have been marked for 20 words each, so that the same can be dictated for 80 to 160 wpm speed.

Exercise 1 r. Deputy Speaker, Sir, I am very grateful to the Hon'ble Members who have made their Lobservations on the Budget 20 while taking the opportunity of making a few observations on it. Nobody can claim that this is a budget where 40 there is no deficiency. that this is an embodiment of perfection, and it has been possible for us to do whatever 60 is needed for the betterment of the economic situation in the country. At the same time. it has been very 80 correctly pointed out that in a situation like ours the Finance Minister had little option or rather very little 100 space for accommodation to provide a budget on the one hand keeping his eyes on the need of growth and 120 on the other to see that the peculiar economic situation

admitted by almost all the speakers including the distinguished 160 leaders of the Opposition, that an increase of the order of 31 per cent in the Plan outlay would 180 go a 9 long way and would create an investment climate which would ultimately be beneficial for the country. Now, while <sup>200</sup> making these observations, he expressed his doubt

whether the unbridged gap on the revenue side would create

further instability factor <sup>220</sup> on the price front. Keeping in view the situation as it is today and the economic disciplines and various measures 240 which we have resorted to, perhaps, we can modestly claim, unless certain external factors come into the picture, it would 260 be possible for us

to maintain the price stability as it is today, and at the same time, as it 280 has been expressed by the Finance Minister in his speech, by reducing the taxes both on direct and indirect side, 300 the total revenues of the country would not be reduced.

It is no use suggesting that the Budget is for 320 the money bag and that the Budget is full of concessions for > monopoly houses. The Budget is an instrument through 340 which the Government tries to control and regulate the economy of the country for the current year and in this 366 year's Budget also, that exercise has been made nothing more, nothing less. Therefore, to categorise it either as a Budget 380 of money bag or a budget for monopoly houses is, perhaps, incorrect. In fact, it reduces the taxes for various

DEFICIENCY: shortage; DETERIORATE: to worsen: EMBODIMENT: to give concrete form

categories. 400

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Budget & Taxation Ex. 1 - 12 which has been created as a result of constant demand 140 does not deteriorate further. In view of that it has been 31\...

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Exercise 2 ne point has been raised by my Hon'ble friend that ASPLASY LO the percentage of reduction of taxes in the lower income20 group are not adequate while the percentages of reduction of taxes in the upper income group are more. In this to connection, I would like to point out one aspect which should be kept in mind. If we come to a conclusion that taxation is the only instrument of doing away economic disparity perhaps, it would not be correct. There 80 are certain other factors which must be taken into account in this respect. In a developing economy like ours, no 100 doubt, taxation is a very important instrument of doing away economic disparity but at the same time, there are 120 certain other factors which also contribute for making the desired goal, such as investment policy, industrial licensing policy and there 140 is no denying the fact that for the last few years, the Government is trying to concentrate on those fronts. 160 Therefore, when certain tax rates have been reduced, it would not be correct to come to a

conclusion that we 180 have given up our idea of doing away

economic disparities which prevail in the society.

I would like to submit 200 that the basic objective of our taxation system is progression in the rate of taxes. Even in the present tax 220 structure as it has been pointed out by my Hon'ble friend while making his justification for any justification. Some people may be wondering why we cannot have a higher percentage of taxes. 260 Sir, from the experience that we have gained during all these years, it has been established that a higher rate 280 tax, at a certain stage, becomes counter-productive; there is no denying the fact that the rate of tax 300 for income of over 90%. That does create distortion not only in one form but in many directions. That<sup>320</sup> does not mean that if somebody has acquired income or wealth upto a certain level, he does not acquire wealth<sup>340</sup> any more. But what happens is that he does acquire wealth, but that wealth or income is not brought into 360 the books, as a result of which all such vulgar expenditure is going on. Thee is no denial of the 380 fact that the operation of black money which went on and which is still going on in the country is 400 the product to some extent, of a system like this. Therefore, to ensure that we do not have increase in 420 black money the rates of direct taxes should go down. 440

DISPARITY: inequality; PROGRESSION: to rise gradually; VULGAR: coarse, uneducated person's style.

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### Exercise 3

r. Speaker, Sir, I am grateful to you for giving me this opportunity to speak on a very realistic Budget presented in Parliament I am sure the people of Guiarat are going to join me in congratulating the Government for 40 saving them from a high dose of taxation as was proposed by the previous Government in the State. Sir, I 60 take this opportunity of mentioning a few things more which I would not probably have been able to do, as 80 these are the State subjects. Before the State Government gave up power, the Central Government has, of course, not imposed 100 the President's rule but we are under the Governor these days, hence the State's Budget was presented. Sir. I do not 120 know whether it has been an oversight by the administration today or whether they have carried on what the previous 140 Government had mentioned. I would like to be very specific here in mentioning about the sales tax that they have 160 imposed on all fish and marine products in Gujarat. I do not understand the logic behind it. As far as 180 Guiarat is concerned, we have bigger coastline than any other State in India. Our maritime resources have not been 200 exploited fully. Our fishery industry has still not reached the stage which could be compared with even the backward States <sup>220</sup> of this country who are also maritime States. There are other States like Kerala where the fishery industry has developed 240 long ago and it has come to the take-off stage where from the inshore fishing they have now gone 260 to offshore fishing. Even in those States where 50 per cent 7 1 50\ 50\ of marine products are exported they do not 280 have salestax on fishing and marine products.

The Guiarat Government expects a revenue of about Rs.40 lakhs to 300 Rs.50 lakhs by way of Sales-tax. I am sure that they are going to ask you also that 320 these taxes should be imposed on the traders and on the fishermen and not on industries. We know that 340 whenever such a tax is imposed, it goes down to the fishermen. The fishermen in Guiarat are poor. We recently 360 had an example of the export duty levied on all wool that was exported. There too, Gujarat was affected. 380 The argument given at that time was that this export duty was expected, there too Gujarat was affected as such. 400

IMPOSED: enforced; MARINE: related to sea.

July States 1~7~ Zx 42 Volx Zish The Clay / Ally Cox/ O-LLYCIC

### Exercise 4

The consumer of the marine product is not going to pay more, the trader is not going to reduce his 20 profit margin. It is finally going to come down to the small fishermen. I plead that this growing industry in 40 Gujarat should be released from taxation. On the contrary, they should have given more encouragement and incentives to this vital 60 industry. Gujarat does not get fish only from the sea. It is probably the only State where inland fisheries have 80 developed. The districts where inland fisheries are operating are the backward districts. The fish from these regions goes to Harvana, 100 Raiasthan, M.P. and even Assam. We have to compete with fishermen from other maritime States of India and there 120 is a very small profit margin left. Do you mean to say that the trader is now going to reduce 140 his profit margin and allow the poor fishermen, who are mostly advasies, to carry on their profession? I do not 160 know why this has been brought in. I only wish the Government would take this more seriously and at the 180 first stroke and abolish the sales-tax on fish and marine products from the State.

You can consider it later, 200 I wish public opinion there is ascertained, the fishermen contacted and then this tax imposed. Why must Gujarat take the 220 lead in imposing a tax which has not been imposed anywhere in the country, while this industry is still undeveloped 240 there? There are a few other points which I would like to mention. One is about development of tourism in 260 Gujarat. Unfortunately, tourism and fisheries are two subjects which have always been neglected by Government of Gujarat. For almost 280 a year, we do not even have a Director of Tourism. Not only that, if you look into the Budget 300 you will find that they have included tourism with Publicity and Information, and have given it a very small Budget. 320 Gujarat has the potential of becoming a major tourist attraction centre in the country. If our State Government could take 340 more interest in developing our beach resorts I am sure, the tourist elsewhere in the country will be flowing more 360 towards Gujarat. Though I know that this is not the right place to mention about tourism, the State Government 380 may not consider this at all. I would only like this to be brought on record that tourism should be 400 given equal importance in the activities of the State of Gujarat and our tourist potentialities should be fully exploited. 420 Sir, I am sure, if the Central Government takes full care of tourism, this State shall progress like any other State. 440

C ~~~ P ~ Z / P & 4

Then the Chief Minister also referred to a new levy on the transfer of wealth through inheritance which

ABOLISH: to end; POTENTIAL: latent strength.

### Exercise 5

r, I would like to come to a more important point. Budget after budget and more particularly this budget has 20 been having a hit at the States. Before I go into what has been stated about the Budget proposals and 40 how they are affecting the States, I would like to take from the document itself. In the year 1997-98, 60 among the taxes which the Government of India collected, Rs. 192 crores out of Rs.514 80 crores went to the States. In the current budget just Rs.28 crores out of Rs.615 crores 100 will go to the States. When it comes to the income tax, Rs. 10 crores are charged, net and the Union 120 Government, will have no share. On the other hand, according to the Budget at a glance, there will be minus 140 Rs. 94 crores of the share of the States which means they will have to shell down. This is one 160 instance as to how there has been continuous shrinking of the share of the States in terms of the Union 180 finances. Then, Sir, in the total expenditure outlay of Rs. 73,000 crores, transfer to the State will account for 200 about Rs. 26,000 crores for 1998-99 and amounts to 33 per cent. In the <sup>220</sup> previous year, out of Rs, 66,100 crores, Rs.24,000 crores was the share of the States 240 and it works out to 37 per cent. Even from that point of view there has been a shrinking of 260 the share. When it comes to the question of the gross revenue and the States share, it has come down 280 to 40 per cent, a fact which has been made clear in the recent National Development Council meeting also.

I 300 have given three instances but I do not want to go into the details which I have done last year. 320 I could have done that also but these documents themselves show how the resource crunch has affected the Budget proposals 340 of the Finance Minister. I will read three statements of a particular Chief Minister. He says that in 360 the Central budget proposals for the year 1999-2000, an additional revenue of Rs. 100 crores from Income Tax could 380 go only to the Centre. This is one statement made by one Chief Minister of a State of India.400

SHRINKING: make smaller; CRUNCH: decisive event, tightness

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RESTORE: to give back; PRIMACY: pre-eminence.

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Exercise 6

form. The old Estate Duty was shareable with the Centre

but the new 40 wealth tax is not. The Chief Minister

contended like this. The third statement is, this trend, if

continued, will seriously 60 affect the economic viability of

all the States. Mr. Deputy Chairman if I reveal as to who is

this Chief 80 Minister, he is not the Chief Minister of Andhra

Pradesh, he is not the Chief Minister of Karnataka, he is 100

not the Chief Minister of West Bengal but he is the Chief

Minister of Maharashtra, the Chief Minister who was 120

occupying one of the highest position in this very

Government. This is what he has to say. I have deliberately

140 chosen to quote what has been stated by the Chief

Minister of Maharashtra. Therefore, I would ask the Finance

Minister 160 to seriously consider this. Similarly, other Chief

Ministers also have stated that there is a need for a share in

180 the public borrowings. After all, the resource mobilisation

and the plan effort and the development effort have to be

<sup>200</sup> a cooperative effort between the Union and the States

and if that is to happen there has to be a share 220 for States

in the public borrowings. Secondly, we have tried to solve the problem of resource crunch of the Union <sup>240</sup> by permitting

the public sector undertakings of the Central Government to float bonds. But the public sector undertakings of the 260

State Government are denied this facility. Therefore, they have essentially to depend on the resources of the States

which are 280 meagre as such or they will not have to

undertake any responsibility. Therefore, if the logic permits.

if the public 100 sector undertakings of the Central

Government can have this facility, what difficulty will be there

for the State public sector 320 undertakings also to have this

a little while ago 340 in the Question Hour, namely, the need for

restoring the primacy to household savings as a source of

resource mobilisation 360 for the States and that can be done

only if small savings are given back the primacy, the Indira

Vikas <sup>380</sup> Patra and such other things. The provident fund accounting procedure which has been introduced has reduced the share of the <sup>400</sup> States. Therefore, I would like to ask the

Minister whether he will consider this. Finally, day in and day out <sup>420</sup> we hear that the States have been falling to mobilise resources for their own developmental work in their States

LEVY: tarrif: VIABILITY: practicability;

Thirdly, a point which exercised the minds of this House

facility.

now .440

he said 20 was nothing but Estate Duty in another

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Exercise 7

ir, I beg to move that the Bill to provide for Voluntary Disclosure of Income and Wealth and for matters 20 connected there with or incidental thereto, as passed by the Lok Sabha, be taken into consideration. The President promulgated Voluntary 40 Disclosure of Income and Wealth Ordinance for providing an opportunity to persons who had evaded tax in the past to 60 declare their undisclosed income and wealth, pay tax there, on the basis provided in the Ordinance and return to the 80 path of civic responsibility in future. After the scheme of voluntary disclosure had been in operation for some time, it 100 was felt that persons having undisclosed income or wealth in the form of gold and articles or ornaments made of 120 gold would be reticent to disclose their concealed income or wealth for fear of penal action under the provisions of 140 the Gold (Control )Act and the Customs Act. With a view to resolving this and certain other difficulties which may 160 have inhibited persons from making Voluntary Disclosures, the President promulgated the Voluntary Disclosure of Income and Wealth (Amendment) Ordinance to 180 make certain modifications in the scheme contained in the Ordinance. This Bill seeks to replace the Voluntary Disclosure of Income 200 and Wealth Ordinance. Before outlining the main features of the Scheme of Voluntary Disclosure, I propose to briefly indicate the 220 background in which the Government decided to introduce this Scheme. As the Hon'ble Members are aware, the drive against economic 240 offenders had been stepped up in recent months. The Income-tax Department had taken vigorous action against tax evaders by 260 increasing the tempo of searches and intensifyig survey operations through special survey squades. The Taxation Laws (Amendment) Act recently passed 280 by Parliament made the punishment for tax offences more stringent. The declaration of emergency concluded with increased pressure on tax 300 evaders. The Government took note of the all round awareness of the risk of tax evasion created by these factors and 320 decided to introduce the Scheme of Voluntary Disclosure with a view to providing one last chance to erring tax payers 340 to come to the path of honesty and civic responsibility. The Scheme provided for three types of declarations, namely, Voluntary 360 declaration of concealed income, declaration of income in cases of search and seizure: and Voluntary Declaration of concealed wealth. The 380 Voluntarily Disclosed income in the first category is treated as a separate block and charged to tax at special rates. 400

PROMULGATED: to make public; tempo: speed: STRINGENT: strictness: SEIZURE: to take possession by law

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The declaration will be immune from any assessment or reassessment in respect of the voluntarily disclosed Income. He will also 20 not be liable to any penalty or prosecution in relation to such Income. Besides, the declarant has been exempted from 40 Wealth-tax up to and including the Assessment Year 1991-92 in respect of assets represented by 60 the income disclosed under the said Scheme. The Scheme has a restricted operation in the case of persons whose books of 80 account, other documents, A. money, bullion, jewellery etc. have been seized as a result of search by the Income-tax Department. 100 Such persons are not entitled to the benefit of the special rates of incometax in respect of the income 120 for the year in which the search is made or any earlier year. They could, however, make a disclosure in 140 respect of the Income for these years and pay tax there on at the normal rates of incometax applicable to 160 the total income or the relevant years. The income so declared will not be taken into account for the purposes 180 of levying any penalty or charging interest . under the Income-tax Act or for the purposes of prosecution under that <sup>200</sup> Act. The assets represented by the concealed income in such cases will be chargeable to Wealth-tax in the relevant 220 years. But the value of these assets will not be taken into account for purposes of imposition of penalty on 240 prosecution under the Wealth Tax Act.

Exercise 8

The Scheme also provides in the declaration of undisclosed wealth. The declarant is required 260 to pay Wealth tax in respect of the net wealth or as the case may be, the value of assets 280 disclosed in the declaration at the normal rates applicable to his net wealth for the relevant assessment year. In addition 300 the declarant will be equipped to invest two and half per cent of the disclosed wealth in notified Government securities. 320 The net wealth. or as the case may be, the value of assets so declared, will not be taken into 340 account for the purposes of any penalty or prosecution under the Wealth-tax Act. Immunity from confiscation, penalty and prosecution 360 under the Gold Control Act and the Customs Act has been provided in the case of persons who declare their 380 concealed income or wealth held in the form of gold or articles and ornaments made of gold. Where the concealed 400 income or wealth is held in the form of primary gold, the gold will have to be either sold to 420 a licensed dealer or converted into ornaments. The licensed dealer will be required to make necessary entries in the account books.440

PROSECUTION: to institute legal proceedings, EXEMPTED: to make free: IMPOSITION: enforced; CONFISCATION: to take possession by authority.

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Exercise 9 adam Speaker, I rise to present the interim Budget for the year 2019-20. Madam Speaker, the people<sup>20</sup> of India gave a strong mandate to-our Government. Under the visionary leadership of Hon'ble Prime Minister Shri Narendra Modi, we have 40 given the most decisive, stable and clean Government and have undertaken transformational structural reforms. We have reversed the policy paralysis60 engulfing the nation and have restored the image of the country. The major achievement of this Government was that we<sup>80</sup> strived our utmost to change the mind-set and ignited the self-confidence , 9 of the nation. I can100 proudly say that India is solidly back on

realising a 'New India' by 2022, when we celebrate 75 years of India's independence: an India which is clean 160 and healthy, where everybody would have a house with universal access to toilets, water and electricity; where farmers' income 180 would have doubled; youth and women would get ample opportunities to fulfil their dreams; an India free from terrorism,

communalism, 200 casteism, corruption and nepotism.

prepared the foundation<sup>120</sup> for sustainable growth, progress and

better quality of life for all our people. We are moving towards

Madam Speaker, the last five years have seen India being universally recognised as a bright spot<sup>220</sup> of the global economy. The country witnessed its best phase of macroeconomic stability during this period.240 We are the fastest growing major economy in the world with an annual average GDP growth during last five years<sup>260</sup> higher than the growth achieved by any Government since economic reforms began in 1991. From being the<sup>280</sup> 11th largest economy in the world in 2013-14, we are today the 6th largest in the world. Besides generating high growth rate, we contained300 double-digit inflation and restored fiscal balance. Inflation is a hidden and unfair tax on the poor and the320 middle class. The average rate of inflation during 2009-2014 was a backbreaking 10%. The then340 Prime Minister admitted as much when he said, "We have also not been as successful in controlling persistent inflation as 360 we would have wished. This is primarily because food inflation has increased." In contrast, our Govt. broke the back of back-breaking inflation. We brought down average inflation to 4.6% which is

PARALYSIS: functionless: NEPOTISM: favour to relativEs;

lower than any other Government.400

RESTORED: to give back: FISCAL: relating to moY.

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track and marching towards growth and prosperity. We have 14

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Exercise 10

from the high of almost 6% seven years ago, the fiscal deficit has been brought down to 30 3.4% in 2018-19. The current account deficit, against a high of 5.6% six years ago, is likely to be only . 2.5% of GDP this year. We contained the fiscal deficit notwithstanding the Finance Commission's recommendations increasing the share of the States from 32% to 80 42% in central taxes, which we accepted in the true spirit of cooperative federalism, thereby transferring significantly 100 higher amounts to the States. Due to a stable and predictable regulatory regime, growing economy and strong fundamentals, India could attract massive amount of Foreign Direct Investment during the last 5 years - as much as \$239 billion.140 This period also witnessed a rapid liberalisation of the FDI policy, allowing most FDI to come through the160 automatic route.

Madam Speaker, the last five years have witnessed a wave of next generation structural reforms, which have set 180 the stage for ....... decades of high growth. We have undertaken path breaking structural reforms by introducing Goods and Services Tax200 and other taxation reforms. The period of 2008-14 will be remembered as a period of aggressive credit growth<sup>20</sup> and, as per RBI, the primary reason for 2009-14 spurt in non-performing loans and stressed assets. Outstanding loans<sup>240</sup> of public sector banks ballooned from Rs. 18 lakh crore to Rs. 52 lakh crore during this period. Many projects were started that could260 either not be completed or had low capacity utilisation resulting in their inability to pay back their loans. There were high stressed280 and nonperforming assets (NPAs) amounting to Rs. 5.4 lakh crore in 2014. Many more were hidden through the restructuring or otherwise which were discovered during Asset Quality Reviews and inspections carried stopped the culture of "phone banking". The four R's approach of >= recognition, resolution, 340 re-capitalisation and reforms has been followed. A number of measures have been implemented to ensure ..... Clean Banking. Through a transparent360 and accountable process. we recognised these NPAs. The Insolvency and Bankruptcy Code has institutionalised a resolution-friendly 380 mechanism, which is helping in recovery of non-performing loans while preserving the underlying businesses and jobs. Earlier, only small businessmen400 used to be under pressure of repayment of loans while in the case of big businessmen, it was the headache420 of banks. But now, defaulting managements are either paying or exiting their businesses. A large amount has been recovered by bank 400

SPURT-sudden rise; TRANSPARENT: openness.

47/0x.108/2/10x

Te have ushered in a new era of transparency. We have given a corruption free government. The Real Estate Act,20 2016 and Benami Transaction (Prohibition) Act, 1988 are helping to bring transparency in the real estate sector. 40 The Fugitive Economic Offenders Act, 2018 will help confiscate and dispose off the assets of economic offenders who 60 escape the jurisdiction of the laws in India. Additionally, we conducted transparent auction of natural resources including coal and spectrum.80 We have walked the talk. As a tribute to Mahatma Gandhi's 150th birth anniversary in 2019,100 our Government initiated the world's largest behavioural change movement with the Swachh Bharat Mission. India has achieved 98% rural sanitation<sup>120</sup> coverage and as many as 5.45 lakh villages have been declared "Open Defecation Free." It is a holistic programme<sup>140</sup> and has succeeded in changing the mindset of our people. With the people participation, they transformed it from a160 Government Scheme to a national movement. I thank the 130 core people of the nation for the . success<sup>180</sup> of Swachh Bharat Abhiyan who adopted it whole heartedly. The poor have the first right on the resources of the nation.200

The Government while maintaining the existing reservation for SC/ST/Other Backward Classes, have now ensured 10%220 reservation in educational institutions and Government services for poor. In these institutions, around 25% extra seats will be provided<sup>240</sup> so that, there is no shortfall of presently available/reserved seats for any class. To provide food grains at affordable prices to the<sup>260</sup> poor and middle classes. about Rs.1 70 thousand crores were spent in the year 2018-19 in the year 2013-14. We ensured<sup>300</sup> that everyone gets food and none goes to sleep hungry, Rs.60,000 crores are being allocated for MGNREGA<sup>320</sup> in 2019-20. Additional amount would be provided if required. We have worked to bridge the urban-rural340 divide in the country. Hon'ble Members in this August House. most of whom are from rural areas, will<sup>360</sup> agree that several times in the past, only empty promises have been made to people living in our villages. During380 the last five years, we have undertaken targeted expenditure to improve their quality of life in all its dimensions. 400

USHERED: introduced; 2 FUGITIVE: left country illegally; CONFISCATE: to take property bythe state; HOLISTIC: natural way.

16

Exercise 12 adam Speaker, till the year 2014, about 2.5 crore families were forced to live the life of 18th centuary without Lelectricity.20 Under 'Saubhagya Yoina', we provided free electricity connection to almost every household. By March, 2019, all willing families to will get electricity connection. In mission mode, we have provided 143 crore LED bulbs with the participation of private crore per year in electricity bills of poor and middle class families. The past five years have seen massive scale up of health care. Earlier, a100 poor man used to be in dilemma whether to fulfil daily needs of the family or save the life of 120 an ailing member. This situation has deeply pained our Hon'ble Prime Minister. We launched the world's largest healthcare programme, Ayushman Bharat, 140 to provide medical treatment to nearly 50 crore people. Already close to 10 lakh patients have benefited for medical treatment 160 which would have cost them Rs. 3,000 crore through free treatment made available under the See scheme. Lakhs of 80 poor and middle class people are also benefiting from reduction in the prices of essential medicines, cardiac stents and knee implants,200 and availability of medicines at affordable prices ! through Pradhan Mantri Jan Aushadhi Kendras. There are 21 AIIMS operating or 200 being established in the country presently. 14 of these 21 AIIIMS have been announced since 2014. I am happy to announce setting up of new the 22nd AIIMS in240 Haryana. The Aspirational Districts Programme is providing targeted development to the 115 most backward districts of the country. 250 The programme has achieved ( 2014 notable results with improved performance on all indicators - health and nutrition, education, agriculture and water resources, 280 financial 22. inclusion and skill development.

Madam Speaker, our hard working farmers were not getting the full value of their produce. 300 With an aim to double the income of farmers, our Government, for the first time in history has fixed the 320 minimum support price of all 22 crops at minimum 50% more than the cost. Agriculture continues to be340 the main driver of the rural economy. Our hard-working farmers, supported by pro-farmer policies of our Government in the 360 past four and half years, have produced .... agriculture commodities in record quantities. Declining prices of agricultural commodities in the international380 market and fall in food inflation in India since 2017-18, relative to non-food sector, have & however, reduced the 400 returns from farming. Small and fragmented land holding on account of repeated divisions has also contributed in decline in the 420 income of the farmer family. Hence, there is a need for providing structured income support to the poor land-holder?

DILEMMA: difficult choice; STENT: duct to keep pasage open; ASPIRATIONAL: to think big; 🖔 PROCURING: providing.

### Exercise 13

This is the third meeting of the Central Advisory Board of Education since India attained her Independence. It is now 20 necessary in the light of experience we have gained in the last three years to consider carefully ... and dispassionately our 40 hopes and plans for the education of free India in the coming years. It was but natural that after the of attainment of freedom we should have considered ambitious programmes for the expansion of our national education. This was necessary as so education is one of the most important of our nation building activities. We had also to make special efforts to 100 wipe out the deficiency in education created by over a hundred years of 1. foreign rule. It was in this spirit 120 that the Ministry of Education prepared a programme of work for the next ten years. It was obvious that we 140 had to build our educational structure from its very basis and improve it both qualitatively and quantitatively. The number of 160 our > 2 3 literates was and is lamentably low. Even the literacy that is imparted is not of the highest quality. In 180 view of the demand for an all-round expansion and improvement, it became necessary to fix an order of priorities, 200 so that our limited resources were not frittered away in attempting 572 = 7/2 too many things simultaneously. You will remember that it Education, with your general support, proposed that our immediate objectives 240 should be four, namely, one the provision of basic education on a universal, free and compulsory basis for all our 260 school-going children, two, the provision of adult education in order to wipe out the colossal illiteracy of our masses; 280 three improvement and expansion of technical education in order to solve the problem of manpower for industrial and technical 300 development; and four, the reorganisation and improvement of university education from a national point of view.

The Post-War Development 320 Plan laid down that education and cost the nation 340 a sum of Rs. 8,000 crore at the rate of about Rs.200 crore a year. You will 360 remember that after the attainment of Independence we all felt that the period was too long and exigencies of our We realised that lack of finance was not the only obstacle in our way. 400

You considered these reports last years and generally approved of the recommendations. I agree with your views and feel that 420 in the light of the modifications suggested.

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we may prepare our programmes on the basis of cooperation between the State 440 and the people, so that the State may extend the necessary facilities and services on the one hand and the 400 people on the other, supplement on a voluntary basis the efforts of the State. To improve our standards of technical 480 education, the programme that we had envisaged was the establishment of four higher technological institutes in addition to the strengthening 500 .... of existing institutions. Considerations of finance did not permit us to start with all the four, but we thought that 520 at least a beginning should be made. The Eastern Higher ...... Technological Institute near Calcutta was taken in hand though even 540 waiting for the construction of all the necessary buildings. The scheme is in progress and I hope that the next 560 academic year will see the first batch of teachers and students working in this Institute. Simultaneously, it has been our aim580 to strengthen the existing institutions by improving their quality and increasing .their capacity. In the field of university education, 600 the Indian University Education Commission under the Chairmanship of Professor Radhakrishanan was asked to submit its report within nine months. 620 You will be glad to know that it has already done so. The Report is before you and one of 640 the main functions of this meeting of the Board will be to consider the recommendations of the Commission. I have 660 even at the risk of some repetition recapitulated these points, so that we may be in a position to judge 680 where we are. You will appreciate that so far as planning is concerned, the Ministry is ready with its which 720 stands in the way of their immediate implementation. You will remember that in 1947 the problem of refugees 740 from Western Pakistan absorbed almost all the energy and a major portion of the finances of the nation. There was, 760 therefore, no hope of adequate \_\_\_\_\_\_\_ funds being available for educational expansion in the immediate future, but in spite of these 780 difficulties, the 1998-99) Budget for 1998-99 saw an increase in provision for education. During 800 1998-99, our scheme for educational reconstruction reached a suitable stage for implementation. It was my hope that the 820 1999-2000 budget would enable us to make a beginning with the programme for the same now.840

DISPASSIONATELY: without any emotion; LAMENTABLE: regretable; FRITTERED: wasted away; COLOSSAL: huge;

ENVISAGED: planned; RECAPITULATED: to remember again.

Te are meeting after a year to discuss our common problems. As you are aware, the Indian Historical Records Commission 20 deals with all kinds of historical records. The scope of our deliberations is therefore, wide and extensive. It will, however, 40 be of advantage to confine ourselves to matters of first concern, and I am sure you will agree that these 60 relate to questions affecting the National Archives. In all countries the National Archives are the treasure-houses of their historical 80 wealth, and we in India can justly take pride for the extent and magnitude of our richness in this field. 100 Our National Archives contain a vast collection of records, but systematic series begin from 1672. Some of the 120 latest records are as late as 1999. They, therefore, tell the story of nearly 300 years of 140 a most interesting and momentous period of India's history. If what remains of the scattered records of the Moghul period 160 are added to these collections, we can say that our records go back to the 15th century. There are not 180 many countries which can claim records which go so far back. From the point of view of quantity also ours 200 is one of the biggest collections not only in Asia, but in the world. I cannot give you the exact 220 number of our records, for much work of indexing and cataloguing still remains to be done, but to give you 240 some idea of the extent of the collection, I may say that if all these records are assembled in one 200 place, there is no building in India big enough to contain all of them. It is hardly necessary for me 280 to stress before the present audience the importance of national records. Such records are the basis of history and can 300 alone give authenticity to our knowledge of the past. When we read of the past, we are often troubled by 320 the fact that our knowledge is neither complete nor adequate. Contemporary historians hardly ever leave accounts which satisfy succeeding generations, 340 and in fact, they are often not in a position to judge what should be recorded and what left out. 360 If, however, complete records are available, the annals of the past can be reconstructed, but, in most cases, such records 380 of the past do not exist. We know that during the Moghul period, India had the instruments of civilised law. 400

During the 19th century, the European States adopted () 50 the convention that all State records should be opened to the public 420 after a lapse of 50 years. The records of the Napoleonic era were thus released to the public in about 440 1870. The Napoleonic era was a period of great

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progress in different fields, and it was described contemporaneously 460 by many well-known historians. In fact, all the known methods of history writing were used in making the Napoleonic 480 period vivid to the public of the day, but even then, when the official records became the period was both enriched and altered. Much new light was thrown 520 on obscure incidents and happenings. Many old opinions had to be revised in the light of the new information. Similarly, 540 the official papers relating to the so-called Indian Mutiny of 1857 were released in 1907. 560 The Government of India published a three-volume history of the Mutiny based on these records. It is true that 500 this book was written from the British point of view, and did not therefore, do full justice to the Indian 600 participants. It is, therefore, necessary that these records should be examined afresh, and a true account of the period written 620 in as objective a manner as possible. Even then the official history which was based on these records revealed many 640 facts that were previously unknown and corrected many of our wrong ideas about the different characters who participated in these 660 momentous happenings. These two examples show how essential records are for a true interpretation of history. If, however, the records 680 are to be utilised to the fullest extent, it is necessary that they should not only be preserved, but also 700 arranged and classified systematically. There must also be sufficient 28 0 175 0 1 scientific attitude 720 to take full advantage of the information contained in them. In our National Archives, we have an immense storehouse 740 of such records but two things have stood in the way of our utilising them fully. One, we have not 760 been able to make arrangements for all the records to be kept in one place. And two, we have not 780 been able to appoint the staff necessary for the completion of the work of classification and indexing of the available records. 500 In 1998, I had intended that the Government of India should undertake this task at an early date, 820 and, accordingly, a scheme was drawn up for the improvement of the tempo and the quality of the work later.840

مالا من من سواراوي 18573 5 1907 -- 1317-71-2015

ARCHIVES: places where public records kept; MOMENTOUS: to have great importance; AUTHENCITY: genuine, true: ANNALS: history: CONTEMPORANEOUSLY: to happen in the same period of time.

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Exercise 15 am glad to welcome you to this first All India Conference on Letters to be held under the 20 auspices of the Central ▲ Government. The history of India's achievement in the field of letters extends over millenniums, and is 40 evidence of the innate genius of the people and the encouragement and support extended by enlightened kings and other lovers of letters. These great traditions still remain; but for reasons which are well known, the patronage which in the past 80 was extended to literature by the State has been absent ever since India lost her independence. Now that India is 100 free, it is imperative that we try to make up for the lost ground and create conditions in which our 120 languages can develop their innate potentialities and contribute to the heritage of the world. I may briefly refer to the 140 proposal which was put forward over five years ago by the Asiatic Society of Bengal for the establishment of a 160 National Cultural Trust. This was to be charged with the task of stimulating and promoting the culture of the country 180 in all its aspects. The Society proposed that the Trust should function as an autonomous body and consist of three 200 Academies, viz., an Academy of Letters to deal with the Indian languages, literature, philosophy and ....... history; an Academy of Art 220 and Architecture, and an Academy of Dance, Drama and Music. was intended that these Academies should aim at maintaining 240 and improving the standards of achievement of all these fields of culture. Since literature and culture can flower best in <sup>260</sup> an atmosphere free from the restrictive influences of officialdom, it was proper for the Asset Society to recommend that the 280 Trust should be an independent body, predominantly non-official of its composition, and operate through its own agencies. In order 100 to give greater freedom to the Trust and made to independently of annual grants from the Central or Provincial Governments, 320 the Society also proposed that an endowment of four crores of rupees should be created. The proposals were referred to 340 the Central Advisory Board of Education which asked one of its committees to examine them. Accordingly it was recommended that 360 the Central Government should contribute half the amount, while the Provincial Governments and the Indian States should contribute the balance. 380 You are all aware that ever since the attainment of Independence, the country has been passing through a period of difficulty. 400

and this is not certain when the Government will be in a 420

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### As you know, the financial difficulties still continue

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that 520 your deliberation will help us the attainment of our objectives. I am glad to find this array of non-official 540 talent in this assembly, the more so as the importance of non-

official initiative in the fields of culture cannot be 560 over emphasised. If you look at the agenda, you will find that the first item for your consideration is a 560 proposal for the

establishment of an Indian Academy of Letters which will co-ordinate literary activities in all the Indian languages, 600

'Co-ordinate' is perhaps an unfortunate word, because all literary creation is an expression of the freedom of the What, however, an Academy can do is to consider ways spirit and 620 does not lend itself to control an organisation.

and means 640 for the preparation and maintenance of an over-all survey of literature in all the Indian languages so that through greater 600 knowledge of one another's efforts,

literary men and women in all the languages can be spurred to greater activity and 680 help in the creation of a literature which is comparable to that of the advanced languages of the world. So 700 long as there was an alien Government

in the country, the people were suspicious of any governmental interference in the 720 sphere of literature and culture. This was natural, for the people feared that such interference would have political implications. Today,

need be no such political fears, and some people, in fact, expect 760 the Government to be entirely responsible for the development of our languages. I would, however, like to state that even 780 a National Government cannot, and should not be, expected to develop literature and culture through official orders. The Government should 800 certainly

help both by material assistance and by creating an atmosphere which is congenial to cultural activities, but the main 820 work of the development of literature and culture must be the responsibility of individuals endowed with talent

INNATE: inborn; GENIUS: extra intelligent; ENDOWMENT: to give permanent income: COORDINATE: to bring harmony:

and genius. 840

position to carry out its programme in respect of the Trust. Nevertheless, a beginning has been made and 440 an all-India Conference on Art was held at Calcutta in August 1949. as a result of which 460 an Advisory Body on Art was set up. We have decided to hold the Conferences on Letters 1949 and on Dance, 480 Drama and Music during the current year so that the advisory bodies for these subjects may also be set up,500 without further delay. In the pursuance of this decision that we have met today and I am hopeful

1 (01/1/2) 740 with the establishment of a national Government, there

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Exercise 16 n behalf of the Indian National Commission and myself, I extend a very cordial welcome to Mr. Border, Director General 20 of UNESCO, on the occasion of his first official visit to India. The welcome is greater as we have 40 been expecting him since last year, and the disappointment felt at his inability to fulfil his engagement then, has accentuated 60 our pleasure in finding him in our midst today. We welcome him not only because he is the Director General 80 of UNESCO, but also because of the personal contribution he has made, both before and since he assumed that office, 100 towards the furtherance of peace through education. His work in rural adult education in Mexico won the appreciation of discerning 120 critics all over the world. Ever since he assumed office as Director General, he has given a new impetus to 140 the programme of Fundamental Education and the service of under-developed areas. I have every hope that his present tour 160 of India, Ceylon and Pakistan will establish closer bonds between UNESCO and these countries and lead to greater efforts in 180 the cause of education for peace and unity. UNESCO is one of the specialised agencies of UNO which 200 was established to achieve international unity and peace. We must, however, confess that world unity on the political plane is 220 still a distant goal. The world organisation which have been set up to achieve political unity, whether as the League 240 of Nations or the United Nations organisation, have not yet achieved anything that can rekindle the hopes of men. 260 UNO, founded to solve all political problems in a spirit of equity by remaining free from entanglement with 280 power blocks, is unfortunately itself becoming a victim of power politics. The conflicts between nations that formerly marked the field 300 of UNO. How can we then hope that 320 UNO will succeed in its aims unless it can disentangle itself from the fact of

peace can there be other than UNO?400 If therefore in this troubled world we can find any gleam of hope for unity and peace, it can be 420 only through the activity of UNESCO. UNESCO rightly recognises

political groupings and judge 340 all questions from the point

of view of international justice and peace? While aware of

the present shortcomings, India is 360 nevertheless a staunch

supporter for world peace, is so precious an objective that

we cannot give 380 up any instrument which offers even a

remote hope of achieving it. And what instrument of world

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that all conflicts originate in the mind of man, and hence 40 it is in the minds of men that the bastions of peace must be built. The emphasis here is on 460 the cultural unity of mankind to which different countries and different peoples have made their contribution. In UNESCO one may 480 therefore forget the clashes of take success and live in an atmosphere where representatives who oppose one another in 500 UNO can co-operate in creative effort. I may cite as an instance the political differences which have divided our 520 country from South Africa. India has rightly sought the help of UNO to remove discrimination and racial inequality 540 that prevail in South Africa, but in UNESCO we find that the representatives of South Africa co-operate with the representatives 560 of India in advancing the cause of education, science and culture. Education is basic to the meet one another on a plane of friendship and equality, and we are particularly happy 600 that the direction of UNESCO is today in the hands of one who has identified himself with the furtherance of 620 these ends. Mr. Director General, you will perhaps agree with

me that man and women of the present generation have been 640 brought up in an atmosphere of such national exclusiveness that they cannot be expected to achieve world unity and world 660 citizenship easily. They have been trained to think on lines which make it difficult to transcend the limitations of race, 680 class or nationality. If therefore, ...... we are to achieve world unity, and all agree that without such unity the future 700 of man is dark, all our efforts must be concentrated to educate the future generations for world citizenship. If from 720 their earliest days, the children of today are trained to think of one another in terms of unity and brotherhood, 740 they will, when they grow up, develop an attitude of mind in which the present conflicts will become unnecessary and 760 unreal. I also hope, Mr. Director General, that you will agree with me that for achieving this end the entire 780 method of teaching history and geography in schools must be changed. Till this has been done, there can be no 800 hope of achieving a real unity of purpose among the peoples of the world and without such unity there can 820 be no world citizenship. The way in which we teach history and geography today very much militates against this objective. 840

ACCENTUATED: emphasized; IMPETUS: moving force; REKINDLE: to inspire: STAUNCH: untiring; TRANSCEND: to go beyond, exceed limits: MILITATES: to influence against.

Exercise 17 Though this is the first occasion on which I have, in person, attended a session of UNESCO, I may claim 20 that in spirit I have always been with you and followed your deliberations and activities with the keenest interest and 40 sympathy. This I have done as I feel that, in view of the disaster which threatens the future of mankind, of UNESCO alone offers a faint ray of hope. Mankind has, in the course of the last century, made phenomenal advances 80 in knowledge and material prosperity but this progress has not been reflected in man's moral and political achievement. Increased knowledge 100 has therefore, led not only to a greater provision for comforts and victory over want and disease, but also, allas, 120 to an increase in man's power for destruction and death. This power is so great today that, unless all men, 140 have a sense of community, it may well lead to common ruin for all. It is only through a re-education 160 of man that we can create that sense of psychological unity and common citizenship which the technological unity achieved by 180 the advance which the technological unity achieved by 180 the advance of modern science requires of man. This is the reason Co-operation with UNESCO was founded, I placed such great emphasis on the importance of UNESCO's work. I pointed out with regret that while the United Nations were founded for the achievement of peace and unity, the result 240 had, in fact, been the division of the world into two warring camps. It is true that some progress has 260 been achieved here, in place of a multitude, of nations, each struggling on its own, the United Nations present a 280 picture of two solid blocks array one against the other. Nevertheless, to any man who looks forward to cooperation, and 300 friendship among nations, this picture can bring no message of hope. It seems that the only hope lies in UNESCO, 320 which asks to achieve unity in the field of education, science antculture, even among those achieve its objectives and create understanding between different nations on the cultural plane, there 360 is hope that, with time, the cultural understanding would make itself felt in the economic and political fields also. In 380 the course of the last two years, my hope in UNESCO and .

increased. 400 It is true that UNESCO is barely half a dozen years \ old. But these few years have been of immense 420 significance for the future of man. This period has revealed fissures in our political and intellectual attitudes which, unless

my apprehensions about the United Nations have both

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they 40 are checked on time, may well involve the whole 2 of humanity in one common run. It is, therefore, necessary that 400 we should attempt to evaluate what UNESCO has done during these turbulant years and survey its past achievement so that 480 we can map out with greater confidence the course of its future action.

The aim of UNESCO is to bring 500 nations together though education, science and culture. Ever since its foundation, UNESCO has yearly passed resolutions and adopted programmes 520 to achieve that end. One of the greatest achievement of UNESCO has been to help frame a new and Universal 540 Declaration of Human Rights which has since been adopted by the United Nations. Similarly, in the field of technical assistance 560 to underdeveloped countries and the restoration of educational and cultural facilities in the war-devastated countries, and in the exchange 580 of persons and ideas between different nations, considerable progress has been achieved. Even .... more important is the project which UNESCO 600 seeks to adopt for the provision of fundamental education to immense areas of the world as yet without adequate facilities. 620 It is a sad reflection on our civilisation that almost threefourth of the adult population of the world are 640 still ..... unlettered. Literacy and ignorance directly contradict all our professions for the rights of men and constitute a threat to 660 universal democracy, peace and progress. I should like to congratulate UNESCO upon its realisation that it is only by improving 680 the human material through education in the less fortunate areas of the world that prospects of world peace can be 700 secured. While no one can for a moment question the programme of UNESCO in these fields, I feel sure that 720 you, Mr. President, and you Mr. Director General, will agree with me that UNESCO cannot succeed in its objectives so 740 long as the fear of war and destruction cripple the creative energies of man. Unless this threat can be averted, 760 all our efforts to advance education, science and culture seem a mockery. If the world is to be saved from 780 disaster, we must, as intelligent men and women, decide what steps UNESCO can take to avoid the threat of war. 800 It will not do to say that the questions of war and peace are primarily political and do advancement of education, science and culture. That cannot be so always as such.840

DISASTER: misfortune; RUIN: wrecked state; FISSURES: splits. TURBULENT: disturbed, riotous; DEVASTATED: to lay waste; CRIPPLE; disabled.

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Exercise 18

It is for me a great pleasure to associate myself with the formal opening of the Indian Institute of Technology 20 at Kharagpur. When I assumed charge of the Ministry of Education in 1947, I felt that of the 40 many tasks of educational reconstruction that faced the country, two were of paramount urgency. The first was the creation of 60 a nation-wide system of Basic Education for all children of school-going age, and the second the provision of 80 facilities of the highest type of education in the technical field. You are aware that the prevailing system of education 100 in the country has been mainly literary and academic. It has not supplied us with the high level scientific and 120 technical personnel that is necessary to develop our economic and material resources, and improve the standard of life of our 140 people. For such education we have had to send our students abroad, and from various points of view this has 160 never been and cannot be fully satisfactory. One of the first decisions I took on assuming charge was that we 180 must so improve the facilities for higher technical education in the country, that we could ourselves meet most of our 200 needs. The large number of our young men who had been going abroad for higher training could have received 220 such training in the country itself. Indeed, I looked and still look forward to the day when the facilities for 240 technical education in India will be of such a level that people from abroad will come to India for higher 260 scientific and technical training. The Government of India has already before them a scheme for the establishment of four heart matrix () institutions 280 of the standard of the MIT. I felt that whatever the financial and other obstacles, we must 300 go ahead with the implementation of that scheme. The first item in that programme was the establishment of the Eastern 320 Institute near Calcutta, and I am happy that in spite of the tremendous difficulties we have had to face in 340 the last four years, we are able to participate in the opening of the Institute today. I would here like <sup>360</sup> to place on record my deep appreciation of the generous help we have received from the Government of West Bengal 380 who have given to the Institute, free of cost, a magnificent plot of some 1200 acres, and this building. 400

It has been clear to me from the very beginning that this Institute must provide instruction of the highest standard, <sup>420</sup> under the supervision of recognised authorities in their respective fields. We have intended that only men of the highest quality should 440 be in charge of the different

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departments, and we have not hesitated even to go outside India to recruit professors 4661 wherever necessary. We have also felt that there is no point in providing specialised courses merely because such courses exist is elsewhere but those course should be provided only if a clear need for their provision is felt. We have therefore, decided 5181 that facilities in different subjects will be made available at the Institute only when we are satisfied. As 1520 have said earlier, these higher technical institutes are intended to fill important gaps in the provision of facilities for higher 540 technical education. Pending the establishment of such institutes, we have sought to fill some of these gaps by improving the 500 facilities available in the existing institutions. On the recommendation of the All India Council for Technical Education, a scheme for 580 the strengthening and improvement of fourteen engineering and technological institutions situated in different parts of the country has been sanctioned 600 and is now in the third year of its operation. This scheme will cost approximately Rs. 1.5 crore. 620 The Government have also sanctioned large amount for the development of the Indian Institute of Science, Bangalore.

Now that the 640 Indian Institute of Technology has been established, fresh encouragement will be given to the improvement of technical education throughout the 660 country. The Institute will provide postgraduate and research facilities which can be utilised properly only if a sufficient number 680 of graduates in engineering and technology of a sufficiently high quality are forthcoming to take advantage of the facilities offered, 700 This aspect of the question is constantly in our minds and I can assure you that the Government will continue 720 to take a deep interest in the all-round development of facilities of technical education throughout the country. The Institute 740 which is being inaugurated today will have provision for the teaching of 2,000 students at the undergraduate level, 760 and 1,000 students for postgraduate study and research. These students will be drawn from all over the country, and 780 their close association in a fellowship of study and research in some of the most formative years of their life 800 will, we earnestly hope, develop in them a consciousness of their common Indian nationality and culture. The Institute's main function 820 is, no doubt, to provide facilities for training high-grade engineers and technologists, but facilities for research, as well.840

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PARAMOUNT: supreme: EARNESTLY: honestly.

### Constitution and Law Ex. 19 - 25

Exercise 19

r. Vice-Chairman, Sir, I rise to support the Sixth Schedule to the Constitution Bill, 1988 which 20 is brought on the floor of this House. Sir. it is a welcome measure in the right direction. This Bill 40 seeks .... seeks .... to devolve more powers to the District Councils. Sir, in the District Councils, the Members are the tribals. Sir, 60 the founding fathers of the Constitution of India through their wisdom and political foresight recognised the very delicate sentiments, culture 80 and traditions of the tribals. They foresaw that unless certain protections are given to the tribals in the management of 100 their affairs, they will be submerged in the process of normalisation along with the most or more advanced people of 120 the plains. This aspect was recognised not only by the founding fathers of the Constitution but by the alien 140 rulers as well. According to 1937 Act, certain areas of Assam in the North-Eastern region were 160 kept excluded, to be looked after by the Governor. This was also a recognition to the very peculiar feature prevailing 180 in the tribal area. This was intended to protect the innocent tribals from being exploited by more advanced people of 200 the plains. So, when the Constitution was drafted this special provision was made to protect the interests of the tribals, 220 particularly in the North-Eastern region.

Sir, even before the drafting of the Constitution of India the tribal in the 240 North-Eastern region agitated and they showed their resentment that when the British leave the country they should be kept 200 in such a way that their culture and their tradition are safeguarded. When the Sub-Committee of the 280 Constituent Assembly in which Brother Basu was also a Member, when they visited Kohima, they were told that the Nagas 300 want a separate home. In other words, they do not want to lose their identities, they want to preserve their 320 culture, they want to preserve their traditions. Similar is the case of Mizoram, Meghalaya and other tribal areas. In this 340 Amendment, there are some features for which, this House should not have an iota of doubts. If you just look 360 at the face of the Bill, a question would arise that when the entire State is predominantly tribal, why should 380 we have Tribal Councils that even among the tribals. There are some minorities within tribals who have to be cared. 400

When we devolve powers in the District Councils, or at the grassroot levels, it clearly shows the intention of the 420 Government to extend the democratic process even

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at the grassroot level so that this would give more opportunities to the 40 people for deeper involvement in the scheme of things in the whole country. If we all the time look at 400 the tribals as backward and if we do not give opportunity to them to develop, how can they be trained in the art of governance? How can they be trained in ...... running the affairs of their own State? I 500 feel that devolution of more powers to the local self-government specially in the tribal areas is a very welcome 520 feature and is in the right direction. I am afraid that while giving more powers to the Council, if we do 540 not again give them financial powers, I think this will be like an anti-drama. Without financial powers, how can 560 they manage? Therefore, in the amendment, I think you have rightly given more financial powers for the management of the 580 District Councils. Now a suspicion has arisen if we do not allow the legislators to attend the District Council, does 600 it mean a distrust. I don't think so. Even if the Governor has Ministers. Therefore, the question of misuse of discretonary power by the Governor, I think, would not 640 arise. And also, use of discretion is on matters pertaining to the progress of these tribals and, therefore, we should 600 not misconstrue the spirit of the amendment which we are having before

In Tripura, the tribals are the real 680 inhabitants but because of historical reasons, because of political reasons. they are completely submerged by outside people and, therefore, specially 700 for Tripura, a special provision to safeguard the interests of the tribals in matters of 12 appointments, in matters of law, 720 in matters of land, in matters of their traditions and customs, shall have to be worked out. I would request 740 the Government to ensure that more protection and more safeguards are initiated especially for the tribal minorities of Tripura. After 760 all, ...... in their own home, they are finding themselves in a minority and, therefore, it is our moral obligation to 780 ensure their safety, their security and their future. I do not want to dwell much on this. I only wish 800 that the District Council in Mizoram, which has been envisaged in this amending Bill, works well. The agreement with Mr. 820 Laldenga also clearly indicate that protection would be given to these minorities which is good it for the people here.840

TRIBALS: one who lives in tribes; ALIEN: foreign; IOTA: petty, very small; MISCONSTRUE: misunderstnd; DWELL: to deal in.

Exercise 20

on'ble Mr. Vice-Chairman, I would like to submit that the Sixth Schedule to the Constitution ▲Amendment Bill, 1988 <sup>20</sup> will curb the powers of the autonomous District Councils. With the adoption of the Bill the undesirable interference of the 40 State Government with the fuctionings of the councils will increase. This Bill will make the autonomous District Councils puppets in 60 the hands of the State Government and as a result of which the objective with which the autonomous District Councils 80 were constituted will be frustrated. Therefore, I oppose this Bill tooth and nail. Sir, the demands of the District Councils 100 in the North Eastern Regions are for more powers. It is a fact that the District Councils held meetings for 120 more powers. They submitted a Memorandum to the Central Government for the same purpose. They wanted that in their daily 140 work and in their developmental works the State Governments should not interfere. They feel that interference from the State Government 160 will hamper the developmental works within their respective jurisdictions. The idea was that the autonomous District Councils should get all 180 opportunities to function independently on the basis of their allotted powers. I shall show how this Bill curbs the powers 200 of the autonomous District Councils. Even in day to day matter within the jurisdiction of an autonomous District Council the 220 Council of Ministers of a State is interfering. Under paragraph 1 of the Sixth Schedule to the Constitution, the autonomous 240 District Councils are empowered to reconstitute their respective areas. A Council can exclude an area from its jurisdiction where the 260 tribals are in minority and instead include a neighbouring area where the tribals are in majority. It is also provided 280 for in the said provisions of the Sixth Schedule that the Governors shall approve the redetermination of areas by the 300 Councils.

Under the present Bill the Governors will have to consult their respective Council of Ministers when areas will be 320 re-determined by the Councils. It means the State Governments have been empowered to interfere with the Reconstitution of the District 340 Councils. Again, under the existing Sixth Schedule the Governors are empowered to nominate four members to the autonomous District Councils 360 but now, under the present Bill, the Governors will be forced to consult the Council of Ministers while nominating four 380 members to the said Councils. The District Council is empowered to make rules for the conduct of its business.400

Under paragraph 4 of the Sixth Schedule to the

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Constitution, a Regional Council or District Council shall have power to 420 make rules regulating the constitution of village councils and courts with the previous approval of the Governor. They will also 40 have power to make rules regulating the procedure to be followed by village councils or courts in the trial of 460 suits and cases with the previous approval of the Governor. But now under the present Bill the Governor will he 480 compelled to take the advice of the Council of Ministers in such matters. Consequently, the Regional Council or the District 500 Council will have to remain at the mercy of the ......... State Government even for laying own procedures for the conduct 520 of its business. Under paragraph 6 of the Sixth Schedule to the Constitution, the District Council can establish primary schools. 540 Under the same paragraph the District Council can prescribe the language in which the education is to be imparted to 560 primary students. Again under the same paragraph, the District Council can construct dispensaries, markets and roads and can manage ferries, 580 fisheries and waterways. The District Council can make regulations for the regulation and control of all these activities with the 600 approval of the Governor. But now under the present Bill, the Governor will have to take the approval of the 620 Council of Ministers while approving of the regulations made by the District Council. Consequently, the State Government has been empowered 640 to interfere with the development work ...... of the District Council. Under paragraph 9 of the Sixth Schedule to the Constitution, 600 if any dispute arises over the share of royalties for exploitation of mineral resources between the State Government and the 680 District Council, the dispute shall be referred to the Governor and his decision there on .... shall be final. But under the 700 present Bill the decision of the State Government in such a matter shall be final and in this manner the 720 District Council will be deprived of its due share of royalty. The present Bill seeks to give more powers to 740 the State Government to interfere with the discretionary powers of the Governor. At the same time all democratic norms are 760 being flouted to curb the powers of the District Council by the Council of Ministers. Under paragraph 15 of the 780 Sixth Schedule to the Constitution, the Governor can annul a legislation of the District Council with the approval of the 800 State legislature if it is likely to endanger the safety of India or is likely to be prejudicial to public \$20 order. But now under the present Bill the Governor will not be required to take approval of the State Legislature.840

HAMPERED: to hinder, to make slow; JURISDICTION: legel limits; IMPARTED: communicated; FLOUTED: violated; ANNUL: to cancel: PREJUDICIAL: affecting one's interests.

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Exercise 21 ir, under paragraph 16 of the Sixth Schedule to the Constitution, the Governor may on the recommendation of a Commission 20 appointed under paragraph 14 of the said Schedule order the dissolution of a District Council on charges of corruption in 40 the Commission's Report. Thereafter he may direct that a fresh general election shall be held immediately for the reconstitution of 60 the Council. He may also assume the administration of the area under the authority of the Council himself or place 80 the administration of such area under the Commission appointed under the said paragraph or any other body considered suitable by 100 him with the previous approval of the State Legislature. But now under the present Bill the Governor will not be 120 required to get the approval of the State Legislature if he wants to assume the administration of the area under 140 the authority of a Council himself. The Governor can now dissolve the District Council with the consent of the Council 160 of Ministers. Consequently, the representatives of the people in the Legislature will be deprived of expressing their views on the 180 dissolution of the Council. So the present Bill strikes at the very root of democracy. The present Bill relates to 200 Tripura and Mizoram. We have five crores tribals in our country. What is the condition of these tribals? What facilities 220 do these tribals enjoy to develop themselves educationally and culturally? How is it that under the Constitution even after fifty 240 three years of Independence we have not yet been able to provide sufficient facilities to the tribals to enable them 260 to develop their language, culture and education? Who is responsible for it? According to me the ruling Party at the 280 Centre who is ruling most of the State Governments is responsible for it because it favours the majority community people 300 in a State to keep itself in power.

The ruling Party neglects the interest of tribal minorities to please the "35" majority community people. I feel that every tribal community in this country has got the right to preserve its language 340 and culture under the Constitution. The same Constitution gives the tribals safeguard and autonomy to keep their tradition, heritage and 360 self determination. So in various parts of the country the tribals are now demanding autonomy. But the Government of 360 India is concentrating powers instead of accepting the demands of the tribals for autonomy as in the case. of Tripura.

Now, the tribals have become minority there. The language and culture of the majority people there are very

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much developed. 420 So the main question before Tripura is how to preserve language and culture of the tribals. The Sixth Schedule to 440 the Constitution gave Constitutional quarantees to the tribals for the preservation of their language and culture, it is very unfortunate 460 that the said Schedule is now being amended for snatching away the Constitutional rights. The tribals of Tripura struggled long 480 for the formation of autonomous District Council. They got their autonomous District Council after the Left Front Government came to 500 power there. What happened during the last election in Tripura? It is known to the Hon'ble Minister and to the 520 people of Tripura. Ten days before election, Tripura national volunteers murdered people of majority community in tribal areas in order 540 to create a feeling of insecurity among them. Taking advantage of the insecurity of the people of the majority community 560 the Central Government declared Tripura a disturbed area and deployed army there. The ruling Party exploited the issue of security 580 for the people of the majority

community and came to power unjustly. Now the present Bill seeks to please the 600 people of the Bangali origin in Tripura. Entire tribal Community are against this Bill. What is the viewpoint of the 630 tribals in the North Eastern region about this Bill? The tribals in the said region held meetings and submitted Memorandum 640 to the Central Government. They also met the Minister. The Minister assured them that the draft Bill which had been 660 sent to them by the Central Government would be discussed with them before it was given the final shape. Sir, 680 no District Council of the North Eastern region has supported the present Bill. The Autonomous District Council of Tripura has 700 unanimously protested against this Bill, Therefore, I would request the Hon'ble Minister to withdraw this Bill. This Bill cannot satisfy 720 the tribals of Tripura and the North Eastern region. This Bill will lead them to the path of destruction. Therefore, 740 the Hon'ble Minister should withdraw this Bill in order to safeguard the interest of the tribals in Tripura. Sir, Tripura 760 was included in the Sixth Schedule in 1984, having no power in the District Council. There were commitments 780 in the Memorandum of Settlement of Tripura and Mizoram with a view to safeguarding the interests of the minority tribals 800 in these States as well as restoration of peace and normalcy in Mizoram and Tripura. There were underground activities going 820 on for years together. It was the feeling of the tribal

DEPRIVED: to take away: AUTONOMY: independence: HERITAGE: past cultural influence: DEPLOYED: placed usefully.

people that they would lose their identity in future.840

ir, another aspect of the Postal Department, a very imortant one, is the wonderful organisation of postal Javings banks. This<sup>20</sup> organisation also covers very nook and corner of our country. There are 650 lakh accountholders and 40 Rs. 14,000 crores of deposits. It is a wonderful banking system, encouraging the saving effort even in small " villages. And<sup>∞</sup> we want to develop it further and modernise it further. We have been able to make the savings bank aso part of the national banking system by joining with the clearing house system in the bigger cities, which means that 100 our cheques can be handled in a very fast way in the clearing house and everything can be taken care 120 or as if we are using that service.

Sir. some points have been mentioned regarding the working of the postal 40 service, particularly the EDPs and the RMS side of it. Many Hon. Members have raised it 160 and they have shown concern that we are not doing much for the EDPs. The first thing about 180 the EDPs when we LRPs. consider how much they are paid, is that they are not 3 whloetime Government servants.200 They are not even temporary Governmennt servants in that sense. When an EDP is recruited, one of the 220 considerations is that he has already some other occupation, and his working hours are calculated according to the workload. And every year his emoluments are revised in the light of the work that he is handling. It is in no260 case more than five hours because after that, we upgrade the post office and a regular department man gets appointed.280

We have a full point system in this, and once that stage is reached, it is converted into this. Another<sup>300</sup> advantage they have is that they are in the channel of promotion in the regular department after a certain time 320 which means that they do not remain EDPs all their life but they sort of move into a<sup>340</sup> permanent cadre of the department. A committee has been formed. When a Pay Commission is formed by the Government of 160 India, we also appointed a Committee to go into the emoluments of EDPs. The same has been done 380 EDPs. this time. Mr. Sharma is heading the one-man committee 4 and he is going to give his report very soon.400

Now, Sir about the RMS, this system was changed a few RMS, 62 vears back because of various reasons, the 420 main reason being that it took a long time to the sorting in the trains and when the trains and when the trains 40 move fast and they not stop at various 67 9 11 9.8 stations, the time in a fast train is not enough to 460 really do the kind of sorting that was done before. Apart from this, there are other considerations like fast moving480 mails. Points have been

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made that after this after this new system had been introduced, it has meant delays of as much500 as seven days or three days. Figures were mentioned. Sir. as promised by the former Minister, we have made two520 reviews of it, not one, and we are again trying to review this to see how the new, modified system540 has been working. It has been found to be satisfacory in most places and instead of delaying, it has accelerated560 the movement of mails. Particularly the newspapers and second class mail cards. etc. which were tremendoulsy delayed in the old580 days, now get the same prority as first class mails.

So, in totality, it is a much better system, considered of from every point of view. So far as the interests of the employees are concerned no one has been declard620 surplus. They have not even been moved from their places of work. Within the department itself, we are trying to 640 adjust them in sections which are overloaded. We are trying to see that they are disturbed least by this new660 change. Now I will come to some of the points which will cover other points also which were raised in680 the House. My friend mentioned about the interception of telephone calls and mail.. Section 26 of the Indian Post Offices 700 Act make similar provision in this respect which are very much relevant in this context. This matter was referred to 20 the Law Commission and they have made certain recommendations. They say that this need not be abolished but certain safeguards 740 by way of provison for review, etc. should be made.

We have accepted this recommendation and we are incorporating an 760 amendment through legislation. Actually one amendment was introduced but which lapsed with the lapse of the last Lok Sabha. We<sup>780</sup> want to bring it again in accordance ... with the recommendation of the Law Commission, Therefore, > this side would be looked after. I need not say that this is resorted to in extreme cases, when really problem of national interest arise. 820 The Law Commission has gone thoroughly into these things and we have accepted this recommendation and implemented all the suggestions.840

: salary & other benefits **EMOLUMENTS** 

: picked out from mixed lot SORTING

: fasten ACCELERATE

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### Exercise 23

ir, regarding the public sector. I am very happy to see that we have now 224 public sector<sup>20</sup> enterprises in India run by the Central Govenment. From five public sector units with an investment of Rs.29 crores.40 we have now come to have 224 public sector units with an investment of almost Rs.26, 00060 crores. Some of my friends from the Opposition were mentioning that our investment is not proper. Is it improper to to have 224 units in place of 5 and investment increasing from Rs. 29crores to Rs. 26,000100 crores? Sir, the public sector at one time was only the postal department set up by the East India Company. 120 But now look at the growth. Now, not the postal department only but several other departments, firms and facilities 140 that we have. Then about the sales growth, I must comment. Not only there is growth in investments but also 160 growth in sales. In ten years we are able to show a remarkable sales growth of six times in this 180 country. This is also a result of the good economic policy.

Sir. I would not take much of time but200 I would like to say one thing about the restlessness shown in many parts of this country because our country 220 is a developing nation. As a developing nation, our economy has developed in many e spheres. People have been demanding more<sup>240</sup> in many sectors. More people wanting to travel by trains more people wanting to travel by air. When there is 260 more demand for everything, you find that the infrastructure is not coping with the develoment of the economy. I think<sup>280</sup> the Finance Minister and the fiscal planners of this country will have to throw a little more light on this 300 aspect. Infrastructural plan is also very important. When you think of providing more wagons, there should be sufficient railway stations, 320 the platfroms must be long enough. Otherwise, people get discomfort and our achievements on various points will be immediately sidetracked.340 By more waiting at the railway station for hours. I think the passenegers will feel that nothing is achieved in<sup>360</sup> our country and that everything is of disadvantage of them. He forgets immediately the achievements made in this country. So,380the small thing which the people are coming across every day in their dayto-day life, is the infrastructural weaknesss400

Sir, about the recovery our economy has made, I do not want to compare it with that happened in 420 their Govt.'s

time. We have not sold the gold which is reserved in the country. In 1978-7940 and 1979-80 did they not sell the gold? 1979-8916-6-216-Did they not stop collections for cheap popularity?460 Did they not distort the economy at that time by wrong fiscal nolicies? Sir, many things are there. But I'aodo not want to take your time because we are now discussing on a very important document in the House500 Sir, the productivity has to be increased. For porductivity increase, the theme of the Budget itself is increasing the production-Thermal power generation is an important factor. Sir, I come from a State where electricity used to be a surplus 40 commodity every year. But last year because of the drought we find suddenly that ...... there is power shortage. Sir, in 360 the State of Kerala there is no thermal power station. There was a proposal for the Silent

Valley Project, but see that was turned down on ecological V

is very important. And we welcome the decision of the L

reasons. We accept it fully because ecology, protecting nature,

Prime Minister and the Government of India. But at the same

time to compensate that620and to remove the shortage of power, I request the Finance Minister to explore the

possibility of sanctioning a thermal opower station to that

State.

Arabian Sea.840

Sir, before concluding, I would like to dwell upon one or two small points. I660 come from an area which is a border State, border not with China or Pakistan. It has a border withoso the Indian Ocean. On almost three sides we are covered with Ocean, if you take Kanyakumari also in to account. This 700 is vulnerable. The developments in the Indian Ocean. as everybody knows, are very unhealthy competition of super powers. They are 720 creating problems of insecurity for that State and the border areas. So I am glad that the Govenment of India740 has thought about locating the Naval Academy in that State at Cannanore. But, Sir, air force station and the army mostations will have to be thought of in this part of the country, because this is surrounded on three sides 180 by the Ocean. Security is more important, Similarly, political extremism at various points is emerging in various shapes and forms.800 It is necessary to have a strong police force. & So, the secrity arrangement is very necessary. I am concluding with820 one word. Cochin is the commercial and industrial captial of the State. Cochin was known as the queen of the

SIDETRACKED over looked **SPHERES** area

**EXPLORE** to find out

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s I read about these experiments, their successes and failures, the groping towards and discovery of truth he forged the gem-like purity of his personality out of what seemed rather ordinary and unpromising material in the development and to realize that this was no ordinary person. Here was a man who was working on himself as a jeweller 80 works on an uncut diamond. Also, he was extraordinarily introspective and self-critical. He judged himself as ruthlessly as I was¹™ going to say as others, but I cannot do so because he judged them not ruthlessly but compassionately. 120 So, how shall I put it? While he judged others compassionately, he judged himself as ruthlessly as if he were a criminal 40 before 2 12.6 c the bar of his own conscience, of the still small voice which continued to whisper to him all his life, 160 till it was strong enough to drown the sound of world noises.

I thought of many of his great contemporaries 180 Tagore, Sapru. Nehrus. Patel who were, so to speak, to the manner bom of great families, usually with first class<sup>200</sup> education and cut out for the role of leadership by their heredity, their environment and their personality. On the other hand, 220 if you look at the early or even middle age photographs of Gandhi, you see no Apollo- like beauty,240 no charisma, no clearly Ly discernible signs of his destined greatness. Even in his personal appearance, you see the miracle of the 260 spirit gradually permeating and transforming matter. The recruit in the ambulance corps of the Boer army or the barrister<sup>280</sup> who started practice in South Africa might be any one. But look at some of the photographs of his later years I am thinking of one photograph<sup>300</sup> in particular, with a far away look in his eyes as if talking with God and the thoughtfulness, the composure. 320 1 the compassion of Buddha in the face. What a difference! His whole life, as he said, was thus a continuous 40 experiment in the search of truth. He was always seeking, always learning, always ready to leam. As he has pointed out 360 in his preface 7 7 7 9 appearing to be consistent. 380 My experiments in the political to "The India of my Dream." "I am not at all concerned with field are now known not only in India but, to a certain extent, to the 'civilized' world.400

ideas and learnt many new things. Old as I am, 420 I have no feeling that I have ceased to grow inwardly." So, weighing

In my search after truth, I have discovered many new

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every step he took, in the political440 as well as in other field. in the scale of moral values, he grew not only in mind, which is not 460 so rare, but also in the power of the spirit, working 143 6 47 2 out an amazing harmony in what are usually considered 480 t discordant elements in most men's personality. His main inspiration in life was God as he conceived Him but he . ~ ~ ~ ~ ~ ) 1 1 4 5 realized500 early that, after God, the source of power and inspiration for work lay in the people, whose service was his life's 520 highest ideal. He could not serve them fully unless he was able to identify himself with them completely,540 to such an extent that they could irresistibly feel one with him. He attuned himself, in his way of life, 560 to the deprived, the exploited, the poor, the hungry, the ignorant, the who constituted the large majority in the country. 580 He had seen that most of the national leaders, in the early decades of the century, lived a life which was600 as a rule, quite cut off from the life of the masses. They did not speak in their languages or 620 dress like 18.17 them or live in their style and were not really concerned with their problems or their moving and 640 miserable condition. They were more concerned with the protection of their individual ....x.( . ? and class interests.660

Gandhiji changed all that. A man of the people, he equated himself with the people quietly, passionately, sincerely the poor and the exploited have made fashionable. He deliberately reduced his standard of living to that of the 700 poorest and the lowliest so that they may look on him as one of themselves and may feel no<sup>720</sup> hesitation in opening their hearts to him. The irrepressible and well beloved DearNaidu / ) ( did once say, with her<sup>740</sup> great humor, that 'it takes a great deal to keep Bapu in poverty. But no one can deny that he 760 at 1 2 2 ate, dressed, travelled and lived as an ordinary poor villager (1) would and managed to control completely the urge to seek 780 physical comforts and carefully cultivated the capacity of nonpossession. As days went by I saw I had to throw over 202 board many other things which I used to consider as mine and a time came when it was a matter of positive joy to give up these things 820 Exploring the cause of that joy, I found that, if Land I kept anything as my own, I had to defend it against the whole world."840

INTOSPECTIVE: self examination: RUTHLESSLY: hard & cruel: DISCERNIBLE: not seen clearly: PERMEATING: spreading through porus material; DEPRIVED: due not given.

Exercise 25 (Legal)

the 1977 Recruitment Rules govern the process of recruitment to post under State civil services. While Rule 320 provides the method of recruitment, Rule 4 prescribes the procedure of appointment, Rule 5 specifies disqualifications for appointment, and Rule 740 prescribes the procedure for A.L. promotion. Rules 3A and 15 provide for appointment of ex- 15. servicemen and retired government servants.60 Rule 16, with which we are concerned, prescribes relaxation of rules relating to appointment and qualifications. This Rule is in 80 recognition of 6.4 exigencies of public service which may require employment of certain persons who may not possess the prescribed qualifications. 100 It is therefore, in the form of an exception, which is the reason it provides that "notwithstanding anything contained in the 120 rules or recruitment specially made in respect of any service or post". It is also provided that for invoking 40 this Rule, the government must record its reasons in writing. Rule 16(a) enables the government to make appointments of 60 certain officers and Rule 16(b) empowers such appointments by relaxing the qualifications prescribed. We are concerned with Rule \ 16(a), 180 which in turn comprises three categories of officers in whose favour the relaxation could be made.

The first relates<sup>200</sup> to appointment of officers who worked in Defence Service, All-India Service or a Civil Service of the Union, 220 or the State. The second relates to appointment of an officer holding a post of an equivalent grade by transfer or<sup>240</sup> by deputation. The third, with which we are concerned. relates to appointment of an officer who by bodily infirmity is 266 permanently incapacitated for the post he holds. For appointment of such an officer, the Rule prescribes two conditions and they \subseteq \subseteq \cdot are<sup>280</sup> indicated in the proviso. The first condition is that the said held by him or her. The second condition is that if the officer consents, he can be320 appointed to a post lower than the one that was held by him or her. This is the crucial facet340 of the Rule that has fallen for our consideration. Having analysed the 3. Rule in detail, we can re-state its360 application and operation as: Invocation of Rule 16 is an exception. However, if the power is exercised, it will operate 380 notwithstanding anything contained in the 1977 Recruitment Rules or other rules and reason for a exercise for such a power.400

incapacitated can be appointed to the new post in relaxation of the420 existing Rules. However, such appointment shall not be lower than the one he holds. The prescription that such an

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officer440 cannot be appointed to a post lower than that held by him or her can be waived or deviated from if the officer himself consents for the same. We will now refer to next set of Rules that govern<sup>480</sup> fixation of seniority of government employees and they are the 1957 Seniority Rules. We are concerned with Rule 6500 which is extracted as: Rule 6. The transfer of a person in public interest from one class or grade of 520 a service to another class or grade carrying the same 1.1.4 nay or scale of pay shall not be treated as 540 first appointment to the later for purposes of seniority; and the seniority of a person so transferred shall be determined560 with reference to his first appointment to the class or grade from which he was transferred; Provided that, where the san transfer is made a at the request of the officer, he shall be placed in the seniority list of the class600 or grade of service to which he is transferred and below all the officers borne on that class or grade of service 2 on or before the date of the transfer.

Provided further, that the seniority of a person transferred in public<sup>640</sup> interest vis a vis the persons actually holding the post in the Class or Grade to which he is transferred660 shall be determined on the date of such transfer with reference to his first appointment to the class or grade from680 which he was transferred.

The above rule contemplates transfers under two contingencies, the first is when the transfer is made<sup>700</sup> in public interest and the second is when transfer is made at the request of the officer. The purpose of transfer, 720 considerations that weigh, the consequences that follow a transfer made in public interest, as against a transfer made at the740 request of the officer, vary substantially. The purpose and object of transfer & in public interest is singular and straightforward,760 that is, to ensure effective and efficient administration. This is for the reason that administration and provisioning goods and services 780 in a welfare State requires the government to deploy officers at different places and the exigencies of service take within800 its sweep the need to redeploy or transfer them from one place to another for other reasons, all intended to<sup>820</sup> subserve the purpose of the State. All these decisions are transfers in public interest benefit the people at large.841

EXIGENCIES: urgent demand; INFIRMITY: weak or ill;

CONTINGENCIES: possible future situation;

CONTEMPLATES: to think carefully about something

In the opinion of this Court, the decision delivered by the three Judge Bench of the Supreme Court in Express Newspapers Lis a binding decision under Article 141 of the Constitution of India. The said decision is not only 40 binding on this Court but also on all the other governmental authorities. The Supreme Court ... spoke in one voice<sup>∞</sup> and quashed the Show Cause Notices threatening re-entry. There was no dissenting view in the said decision. As per the so leading judgment of Justice Sen, the then Government had contemplated a legislation to provide a forum for adjudication of such100 disputes, which did not materialise Thus, the Supreme Court relegated the parties to a civil suit for adjudication of the 120 disputes in respect of conversion charges and occupation charges etc. The Court further suggested arbitration for resolving the disputes 140 between the parties, which was also contemplated for determining the quantum of conversion charges payable, which was not acceptable to the Government. 100 Failing all of these options for providing a forum or resorting to arbitration, the Government had the option<sup>180</sup> to file a duly constituted suit to realize the conversion charges and additional ground rent whatever may be recoverable.200 No other liberty was given to the Union of India. In fact, a mandatory injunction was passed restraining the Union of India<sup>220</sup> from taking any steps with respect to termination of lease for non-payment of ...... conversion charges or otherwise for construction<sup>240</sup> of Express building till the amount recoverable is decided by a Civil Court.

In addition, the Supreme Court quashed the So Show Cause Notice and declared that the construction of Express Building on the portion on the west side 100 with an increased FAR 360 with double basement was with permission of the Union of India and there was 00 no breach of the lease deed. The Supreme Court also directed the Union of India, Delhi Development Authority 100 and Municipal Corporation of Delhi, forbearance and from issuing any threats in any manner whatsoever. Union of India was only 100 permitted to enforce its claim for recovery of conversion charges and additional ground rent, if any, by a duly constituted 100 suit. The MCD was directed to compound the construction of double basement, the excess basement beyond the plinth limit 100 and the underground passage on payment of usual composition fee. This is the usual practice by local bodies here. 400

This Court is of the view that the stand of the Union of India that the decision of Justice Sen is the This is because of the following two reasons: one, that the decision was of a three Judges Bench which had Progressive Shorthand (Monthly) August 2025

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three concurring opinions. Justice Sen wrote the leading judgment. The other two Judges did not state that they had any difference of opinion with Justice Sen and neither their opinions were dissenting opinions. The decision in Express Newspapers is 40 a binding decision of the Supreme Court rendered by a three Judge Bench. The concurring opinions which permitted the 50 Union of India to proceed in accordance with law can only mean that the Government could have proceeded in terms of the directions 30 issued in the lead judgment and nothing more. There was a clear embargo upon taking steps for termination 40 of lease and claiming any other amounts except conversion charges and additional ground rent. Compounding was also permitted.

The MCD was given a direction to compound the construction of the double basement and other constructions. Second, the later decision<sup>380</sup> of the Supreme Court has also categorically held, following the opinions of Lord Esher MR in the 600 Guardian of Poor judgment where the Judges do not give differing opinions explicitly, it must be taken that each of them<sup>620</sup> agrees with the judgment of the other. In Keshav judgement, the Supreme Court has clearly held that the reasoning of 540 Justice Sen is the law laid down on behalf of all three Judges and on behalf of the Court. Since there is no<sup>660</sup> dissenting opinion, the directions given in paragraphs 194 to 197 is binding on 680 both the parties and would operate as as per law. A reading of all the above judgements also establishes that 700 even if Justice Sen's judgment is a minority opinion it has a binding force on all the High Courts 720 as per Article 141 of the Constitution of India. Thus, no notice of termination of lease and re-entry could have been 140 issued A by the Union of India, Even the amount recoverable by the Union of India was only in terms of 760 paragraph 194 of the judgment delivered by the Supreme Court, where only conversion charges and additional ground rent780 would be liable to be recovered and the same may be carried out by a duly constituted suit. 800 The basis of the L&D.O's impugned action that Justice Sen's judgment is of a minority view is 820 thus completely untenable. The suit of the Union of India, has been filed by the Land and Development Officer at that time.840

QUASHED: decision made illegal; ADJUDICATION: to decide under law; INJUNCTION: official order for not to do something;

FORBEARANCE: being patient & sympothetic; EMBARGO: offical order to stop burinen;

COMPOUNDING: to combine two elements.