

From page 1

Virtual revolt by 4 SC Judges against CJI, say democracy at stake

accompanied by Justices Ranjan Gogoi, M B Lokur and Kurian Joseph at the press conference, said they had met the Chief Justice this morning and "raised issues affecting the institution." The CJI and the four Judges comprise the Supreme Court collegium that selects Judges for the higher judiciary.

"Unless this institution is preserved, democracy will not survive in this country," Justice Chelameswar said, adding that it was "extremely painful" to hold the press conference in such a manner. The conference was held at his residence here.

He said all the four Judges "failed to persuade CJI that certain things are not in order and therefore you should take remedial measures. Unfortunately our efforts failed."

"And all four of us are convinced that democracy is at stake and many things have happened in recent past," he said.

Asked what these issues were, he said they included the "allocation of cases by CJI". The remarks assume significance as the Apex Court earlier in the day took up for consideration the issue of alleged mysterious death of special CBI Judge B H Loya, who was hearing the sensitive Sohrabuddin Sheikh 'fake encounter' case.

Justice Chelameswar said "we owe a responsibility to the institution and the nation. Our efforts have failed in convincing CJI to take steps to protect the institution."

"This is an extraordinary event in the history of any nation, more particularly this nation and an extraordinary event in the institution of judiciary ... It is with no pleasure that we are compelled to call this press conference."

There was no immediate official response from the CJI office. Asked whether they wanted the Chief Justice to be impeached, Justice Chelameswar said, "let the nation decide."

The Centre made it clear it is not going to intervene on the unprecedented development, saying the judiciary will resolve the issue itself. "Our judiciary is reputed all over the world, independent and they will sort the matter themselves," said Minister of State for Law P P Chaudhury.

The four Judges, in their seven-page letter to the CJI, said, "It is with great anguish and concern that we have thought it proper to address this letter to you so as to highlight certain judicial orders passed by this court which has adversely affected the overall functioning of the justice delivering system and the independence of the high courts besides impacting the administrative functioning of the office of the Hon'ble Chief Justice of India."

The letter, that was released to the press, was sent a couple of months back, Justice Chelameswar said.

"It is too well settled in the jurisprudence of this country that the Chief Justice is only first amongst the equals -- nothing more or nothing less."

The letter said that there have been instances where cases having "far reaching consequences for the nation" and the institution have been assigned by the chief justices of this court "selectively" without any rationale basis

for such assignment. "This must be guarded against at all costs."

"We are not mentioning details only to avoid embarrassing the institution but note that such departures have already damaged the image of this institution to some extent."

The letter also raised the concerns of the Judges on allocation of cases.

"It is too well settled in the jurisprudence of this country that the Chief Justice is only first amongst the equals -- nothing more or nothing less."

"A necessary corollary to the above mentioned principle is the members of any multi numbered judicial body including this court would not arrogate to themselves the authority to deal with and pronounce upon matters which ought to be heard by appropriate benches, both composition wise and strength wise with due regard to the roster fixed."

"Any departure from the above two rules would not only lead to unpleasant and undesirable consequences of creating doubt in the body politic about the integrity of the institution. Not to talk about the chaos that would result from such departure."

"We are sorry to say that off late the twin rules mentioned above have not been strictly adhered to," the letter said.

The legal fraternity said they were "pained" and "sad" at the outcome of events in the country's highest court.

"It is very unfortunate," said former CJI K G Balakrishnan, while Congress leader Ashwani Kumar, who is also a senior advocate, observed, "It is a sad day for the judicial system." Some senior advocates like K T S Tulsii said there could have been some "compelling" reasons for the four Judges to lay bare their differences.

Attorney General K K Venugopal, who had a meeting with Justice Misra after the joint news conference of the Judges, said it "could have been avoided" and that all Judges would now have to act in "statesmanship" to ensure total harmony.

At the news conference, the Judges rubbished suggestions that they have broken ranks and said they will discharge their duties as usual.

Justice Gogoi said "nobody is breaking the rank and it is discharge of debt to nation which we have done." Gogoi would be succeeding Misra as CJI in October this year.

Meanwhile, the Government today made it clear that it was not going to intervene in the issue of four seniormost Judges of the Supreme Court dubbing the situation in the top court as "not in order", saying the judiciary would resolve the matter itself.

Sources in the Government said since such an issue has never erupted in the past, the executive would prefer to adopt a wait and watch policy.

"Our judiciary is reputed all over the world, independent and will sort out the matter itself," Minister of State for Law P P Chaudhury said.

The sources said that since it was an internal matter of the judiciary, the Government had no say in it and did not wish to interfere.

But, at the same time, they said that the Apex Court should settle the issue at the earliest as the faith of the people in the judiciary was at stake. (PTI)

Ops to shift from South to North Kashmir: Army chief

Pakistan and Indian Army's approach is to ensure that Pakistan feels the pain," Gen Rawat said.

Referring to increased number of ceasefire violations on the Line of Control (LoC) in Jammu and Kashmir, he said India will retaliate against any threat and will continue the similar approach till it sees reduction in ceasefire violations.

"The casualties which Pakistan has suffered are three to four times more than what we did. Pakistan is sending messages regularly to return to the ceasefire. We are ready but we will continue our approach till we see a decrease in ceasefire violations," the Army chief said.

Gen Rawat said social media and Government schools in Jammu and Kashmir are spreading a "disinformation campaign" resulting in radicalization of youth.

He said a "major revamp" of the education system was needed in the State to deal with the problem.

Gen Rawat said each classroom in Government schools in Jammu and Kashmir has a separate map of the State besides that of India which sowed the seeds of thought of some kind of "separate identity" among the children.

"The damage done to us is through the social media. A very large amount of disinformation campaign is being spread in Jammu and Kashmir which is radicalizing the youth through the social media and the schools," he said.

Gen Rawat also suggested that some stone throwers in Kashmir were youth from Government schools, and stressed on the need to reform the education system.

"If you go to any Kashmir school, you will find two maps — one is the map of India and one is the map of Jammu and Kashmir. There are always two maps in every classroom. Why should there be a map of Jammu and Kashmir. If you are putting a map of Jammu and Kashmir, then you may as well put map of every State."

"What does it mean to children that I am part of the country but I also have a separate identity. So, the basic, grassroots problem lies here is the way the education in Jammu and Kashmir in Government school has been corrupted," said Rawat.

He said students from schools like DPS were not found involved in activities like stone-pelting, and added that is why the 'goodwill schools' run by the Army are accorded higher status.

The Army chief noted operations of SKIMS GB ratifies suspensions

The Governing Body also ratified the decision of the Government relieving Prof A G Ahangar of his duties and directing him to report to the GAD. It also authorised the Chairperson of the Governing Body (Chief Minister) to order appropriate enquiry into the issues related to lack of supervision and control by Prof A G Ahangar over the recent months.

The Governing Body ratified the decision of entrusting Prof. Omar Javed Shah, Head, Department of Surgical Gastroenterology with the charge of the Director and Ex Officio, Secretary to Government till further orders.

It decided to constitute a small management Committee to be set up by SKIMS which shall meet periodically to monitor the functioning of the Institute and recommend measures as would be required to improve its overall functioning.

Those who attended the meeting of the Governing Body included Minister for Health & Medical Education, Bali Baghat; Minister for Finance, Dr. Haseeb Drabu; Minister of State for Health & Medical Education, Asiea Naqash; Chief Secretary, B. B. Vyaz; Principal Secretary to Chief Minister, Rohit Kansal; Principal Secretary, Health & Medical Education, Dr Pawan Kotwal; Prof Omar Javed Shah, Director, SKIMS; Principals of GMC, Srinagar, Jammu and SKIMS Medical College, Srinagar; Prof M S Khuroo, Prof. Khurshid Iqbal and Prof Altaf Ramzan (all members of the Governing Body).

Secretary in the J&K Public Service Commission, has been transferred and posted as Secretary, Jammu Development Authority, vice Vinay Kumar Samotra.

Sanjeev Kumar, SDM, Marwah, was transferred and posted as SDM, Vijaypur, vice Ravinder Sharma.

Vinay Kumar Samotra, Secretary, Jammu Development Authority, has been transferred and posted as Deputy Secretary in the J&K Public Service Commission, vice Rakesh Gupta.

Jasmeet Singh, SDM, Chowki-Chowra, was transferred and posted as Assistant Commissioner (Nazool), Jammu, against an available vacancy.

Masarat Hashim, Assistant Commissioner Revenue, Bandipora, has been transferred and posted as Assistant

more public schools, more CBSE schools, was the way forward.

"In the schools in Kashmir — the Government schools — what is being taught. I will only be happy if you can visit some of the schools and attend the classes and see what is being taught," Rawat said, without elaborating.

On Pakistan laced with nuclear power, the Army chief said: "If Pakistan raises a nuclear bogey, we will have to call their bluff. "We cannot say that we will not cross the border because they have nuclear weapons. We will have to call their nuclear bluff".

Acknowledging the suspension of military aid to Pakistan by the United States, Gen Rawat averred it was premature to talk how much of an impact it would have on Pakistan.

"It would be too premature to start saying that everything is going to be hunky-dory, Let's not expect US to do what we are expected to do," he added.

Agencies adds: India cannot allow its neighbours to drift away from it to counter an assertive China, Gen Rawat said, affirming that time has come for the country to shift focus from western to the northern frontier.

Rawat said countries like Nepal, Bhutan, Myanmar, Bangladesh, Sri Lanka and Afghanistan have to be kept on board as part of a broader strategy to deal with China, and India must make "wholehearted" efforts to continue extending support to them.

Rawat acknowledged that China was exerting pressure on India along the border but at the same time asserted that the Indian Army was fully capable of dealing with any security challenge on the northern frontier.

"I think we cannot allow the neighbourhood to be drifted away from us — whether it is Nepal, Bhutan, Myanmar, Bangladesh, Sri Lanka or Afghanistan. These nations have to be kept on board, and I think we have to put in our wholehearted effort to ensure we continue to support them," he said.

China has been trying to expand its influence in countries in India's neighbourhood including Maldives, Nepal, Sri Lanka and Myanmar, which have traditionally close ties with New Delhi.

"We are seeking support of other nations, group of nations in the region, to see that we are not isolated completely in a situation in Asia against an assertive China. That is the next step that is being taken and therefore you will find that a quadrilateral is formed," said Rawat.

The Health and Medical Education Department is sleeping over the SVC recommendations relating to preventing private practice by the doctors, who are not permitted to indulge in the same and are being paid non-practicing allowance. According to the report, the department has not furnished any information regarding e-tendering, e-processing and e-payment mode for procurement of hospital supplies.

The Health and Medical Education Department had also been directed to ensure deduction of TDS and recording of PAN details of contractors as per the standing orders of the Finance Department but no information has been furnished in this regard.

Similarly, to curb practice of demanding bribe in Government run health institutions especially in maternity hospitals, the Commission had instructed the officers of Health Department to strengthen the surveillance by installing adequate number of CCTVs at vulnerable points in the Government run hospitals so that employees resorting to practice are identified and punished as per law. But, no information about action on this recommendation has been furnished to the Commission.

As far as Power Development Department is concerned, the SVC had directed that whenever and wherever a case of electricity theft or illegal connection comes to the notice of the department FIR under the penal provisions of Electricity Act should be lodged against the defaulters and progress of investigation and trial monitored. However, the department has failed to act on this recommendation.

"No response has been furnished vis-à-vis recommendation

Commissioner Revenue, Srinagar, against an available vacancy. Ghulam Rasool Wani, Collector, Lakes and Waterways Development Authority, Srinagar, was transferred and posted as Deputy Director, District Employment and Counselling Centre, Srinagar, against an available vacancy.

Sumira Shamim, Secretary, Lakes and Waterways Development Authority, Srinagar, will hold the charge of the post of Collector, Lakes and Waterways Development Authority, Srinagar, in addition to her own duties, till further orders.

Hamida Akhter, SDM, Srinagar (East), was transferred and posted as Assistant Commissioner Revenue, Bandipora, vice Masarat Hashim.

Bashir Ahmad Bhat, Assistant Commissioner Revenue, Ganderbal, was transferred and posted as Assistant Commissioner Revenue, Baramulla, against an available vacancy.

Nissar Ahmad Malik, Assistant Commissioner Revenue, Pulwama, has been transferred and posted as Assistant Commissioner Revenue, Ganderbal, vice Bashir Ahmad Bhat.

Masood Ahmad Qazi, SDM, Chatroo, was transferred and posted as Assistant Commissioner Revenue, Pulwama, vice Nissar Ahmad Malik.

Vested interests don't want militancy to end: Dr Jitendra

regions. However, he hoped that the State Government will take maximum advantage of this liberal Central assistance and also expedite the work on different projects.

When asked about certain statements made by political activists seeking to glorify the militants, Dr Jitendra Singh said, all this has no relevance because as far as the Modi Government is concerned, its approach towards Jammu & Kashmir is clear, consistent and based on conviction of zero tolerance towards terrorism. The Government, he said, will continue to chase the militants as well as their perpetrators and sponsors, and the action initiated against militants in the Valley will continue, regardless of some stray statements which are made by individuals in a vain bid to appease a certain constituency.

What is heartening, Dr Jitendra Singh said, is that the youth of Kashmir has moved ahead and strongly aspires to be a part of the development journey led by Prime Minister Narendra Modi. While 18 to 19 young boys and girls have qualified for IIT from the terror-struck districts of Kashmir valley, similarly, for the last few years, each year, there is a topper in the

Civil Services / IAS Exam from the Kashmir valley. This itself is a strong indicator that youth of Kashmir, like the youth in other parts of the country, comprising nearly 75% of the population, do not wish to miss the opportunities made available to them in the last three years and they have made up their mind to realize their dreams even though a handful of self-righteous individuals may continue to bat for militancy for their own vested interests.

Later, at Katra, Dr Jitendra Singh presided over a district meeting which was attended by MoS Finance Ajay Nanda, DC Reasi Prasanna Ramaswamy, senior officers of different departments and representatives of civil society. At the meeting, Dr Jitendra Singh laid down timeline for each of the major projects and schemes to be completed in the district and also directed the District administration to engage in regular interaction with the local public representatives.

The issues discussed in the meeting included delay in completion of some of the PMGSY and Central CRF road projects, expediting the pace of the water supply scheme and maintenance of sanitation and cleanliness of the Katra town area.

Govt treating as 'trash' numerous recommendations of SVC

whereby HoDs of the PDD were asked to personally supervise the outcome of complaints regarding power theft, illegal connections and procurement of substandard material for different works", the SVC report said.

About the Rural Development Department, the report said that no response has been furnished vis-à-vis recommendations relating to e-payments, checking deviation from the spirit of the Centrally Sponsored Schemes which are meant for the development of poor people living in remote and rural areas and exploring more ways and means of preventing corruption at their own level.

The Revenue Department has also failed to act on the recommendations of the SVC regarding fast-tracking digitization of revenue record, strict implementation of Public Services Guarantee Act and strict adherence to the rules vis-à-vis attestation of mutations, issuance of PRCs, category certificates and disbursement of relief.

As far as Education Department is concerned, the Vigilance Commission had directed that school children should be educated about the ill-effects of corruption in the society and making it a part of the curriculum. "But, no action has been taken on this recommendation", the report said.

In respect of Housing and Urban Development Department, the SVC had recommended that all HoDs should follow the cases of land encroachments of their organizations in the concerned courts for their time bound disposal.

Moreover, this department was directed to ensure that all the appointments or engagements are made according to the relevant recruitment rules and in case recruitment rules are not available for any category of posts, the relevant guidelines of J&K CSR should be followed so that the Constitutional rights of the citizens regarding equal opportunity in employment are taken care of.

However, both of these recommendations have failed to receive required attention of the Housing and Urban Development Department. "Similarly, no action taken report has been furnished vis-à-vis recommendation about listing of cases of the departments in the courts on priority for taking them to the logical conclusion", the report said.

"No action taken report has been furnished in respect of all the five recommendations made to the Agriculture, Horticulture and Floriculture Departments", the report said.

These departments were directed to ensure release of subsidy amount in respect of the beneficiary only after carrying out on the spot inspection; ensure all transactions through e-mode; submission of assessment reports only after physical inspection of spot and posting all the relevant information regarding the schemes on the websites of the department.

All this indicates that Government departments have been treating as trash the recommendations of the State Vigilance Commission and throwing to winds the provisions of the Legislation.

Heavy shelling in Kamalkote, Pak suffers damage

that a group of 4 JeM fidayeen are trying to carry out an attack in Handwara and in order to prevent the attack, security has been put on alert and security forces have established checks points and have intensified security around security forces camps and other installations.

It may be mentioned here that the JeM has established base in Sopore and Handwara area of North Kashmir and they are trying to intensify their activities. Last week they carried out deadly blast in Sopore

attacking a Police Post in Keegam Police post maintained by Police and CRPF in South Kashmir's Shopian district. However, there was no damage but the Police and CRPF retaliated and militants fled away.

Security forces immediately cordoned off the area and established check posts at several places in the area to trace out the militants responsible for the attack. However, no one was arrested.

CM favours one currency on EU pattern

Kargil-Gilgit-Baltistan and others connecting Kashmir and Ladakh with other countries, for extending trade activities," she maintained.

Expressing her resolve to see Ladakh and Kashmir as centre of trade activities, Ms Mufti stressed that reopening of all the old traditional routes is imperative. There was need to learn from the European Union and there should also be one currency involving SAARC and some Central Asian and South Asian countries to facilitate trade and travel. "We can't change history, but we can use our geography to write a new history," she said adding that there was strong need to extend the cross LoC trade activities and open many other old trade routes.

Stating that peace was imperative for development and progress of a nation or a State, the Chief Minister said that Kashmir suffered badly due to strained relations between India and Pakistan. This is also history that Kashmir suffered much when relations between the two neighbours turned sour. So the major responsibility lies upon both Indian and Pakistani leadership to join hands and work out solution for the restoration of permanent peace in this region. She said much bloodshed has been witnessed in Kashmir. Those who are killed in Kashmir whether in uniform or civil from Kashmir, are the sons of the soil. The death and destruction should stop now, she maintained.

Stressing the need to initiate dialogue for restoration of peace in the region, the top PDP leader said that Central Government had taken initiative during 2016 by sending All Party Central delegation to Kashmir, but unfortunately 'some people' (Separatists) did not even open the doors and lost the opportunity.

"Now again, the Central Government has sent a top bureaucrat Dineshwar Sharma as interlocutor to Kashmir to listen to all the sections of society and find an amicable solution but again these people have preferred to stay away."

"She said it is not the responsibility of one political group or the party, but all public representatives, groups and stake holders must work together for the restoration of permanent peace in the State."

On the steps taken by her Government, the Chief Minister said in a major decision aimed at their social integration, her Government, immediately after taking over, started the process of withdrawal of cases against the youth from 2008 onwards. "Immediately after taking over we started the process but it got disrupted due the unrest of 2016. "But now, we have withdrawn the cases against near 9000 youth from 2008 to 2017," she added.

The CM said she has asked the Police to ensure that the local boys who have joined militant ranks are helped to come back to their families and friends. "It's my endeavour to bring them back and see no harassment to them. Many have come back and we are encouraging even the parents of these youth in making efforts", she told the House.

The Chief Minister said the pellet victims whose vision got impaired during the unfortunate turmoil of 2016 were given financial assistance and even Government took action against the doctors of SKIMS indulging in private practice when it received complaints in this regard.

The Chief Minister said youth engagement remained the focus of her Government and efforts are being made for honing their skills and capacity building for a more constructive role in the development of the State.

"The situation will improve and Tourism revive only the coalition partners will talk in one voice," he said while making a reference of PDP MLA's yesterday statement of describing militants as martyrs and demand of BP for registration of FIR against the coalition partner Legislator.

Accusing the Government of playing farce with the daily wagers, the Congress MLA demanded strong initiatives to deal with the concern of growing unemployment in the State in future. He also observed that there has been decline in the overall contribution of GDP from Primary sectors, including Agriculture as it has witnessed downfall in past and no mention has been made about the growth of agriculture in the State.

Veeri sought to clarify that the Chief Minister's Outreach Programme was a commendable step to reach to people for listening to their grievances and ensuring quick redressal of the same. He also stressed that there was no downgrading of the District Development Boards, which were functioning as per norms and precedence.

Nawang Rigzin Jora, in his address while taking part in the discussion, expressed concern over the negative portrayal of Kashmir outside the State and claimed that Maharashtra and Gujarat had issued an unofficial advisory to their people not to go to J&K because of the turmoil in the Valley.

Furore in Assembly over CM Outreach Program, allotment of discretionary funds

Outreach Programme and distribution of additional funds for public works.

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CINEMA

APSARA AUDI-1: TIGER ZINDA HAI - 10.00 AM, 01.00 PM, 04.00 P.M., 7.00 PM (FRI, SAT, SUN - 10.00 PM).
APSARA AUDI-2: 1921 - 09.45 AM, 12.30 PM, 3.30 PM, 6.30 PM.
HARI THEATRE: PATEL KI PUNJABI SHADI - DAILY 11 SHOWS
INDIRA AUDI: 1. KAALAKANDI - 9.45 AM, 2. DAILY 11 SHOWS, 3. JUMANJI WELCOME - 3D (HIN) - 2.40 PM, 4. KAALAKANDI - 4.55 PM, 5. KAALAKANDI - 7.05 PM, 6. TIGER ZINDA HAI - 9.15 PM
INDIRA AUDI-H: 1. 1921 - 09.45 AM, 2. MUKKABAAZ - 12.30 PM, 3. 1921 - 3.25 PM, 4. TIGER ZINDA HAI - 6.10 PM, 5. 1921 - 9.05 PM
INDIRA AUDI-HI: 1. MUKKABAAZ - 09.45 AM, 2. TIGER ZINDA HAI - 12.40 PM, 3. MUKKABAAZ - 3.40 PM, 4. 1921 - 6.35 PM, 5. MUKKABAAZ - 09.20 PM
WAVE CINEMA-1: 1. KAALAKANDI (A) - 09.45 AM, 2. MUKKABAAZ (U/A) - 12.10 PM, 3. KAALAKANDI (A) - 3.10 PM, 4. MUKKABAAZ (U/A) - 5.25 PM, 5. KAALAKANDI (A) - 8.30 PM, 6. MUKKABAAZ (U/A) - 10.45 PM
WAVE CINEMA-2: 1. TIGER ZINDA HAI (U/A) - 10.00 AM, 2. TIGER ZINDA HAI (U/A) - 01.05 PM, 3. TIGER ZINDA HAI (U/A) - 4.10 PM, 4. MUKKABAAZ (U/A) - 7.15 PM, 5. KAALAKANDI (A) - 10.20 PM
WAVE CINEMA-3: 1. 1921 (A) - 9.30 AM, 2. INSIDIOUS: THE LAST KEY (A) HINDI - 12.25 PM, 3. 1921 (A) - 2.40 PM, 4. 1921 (A) - 5.30 PM, 5. JUMANJI WELCOME TO 3D (U/A) HINDI - 8.20 PM, 6. 1921 (A) - 10.40 PM

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