

THE BIHAR LEGISLATIVE ASSEMBLY DEBATES.

The 28th September, 1939.

Proceedings of the Bihar Legislative Assembly assembled under the provisions of the Government of India Act, 1935.

The Assembly met in the Assembly Chamber at Patna, on Thursday, the 28th September, 1939, at 11-30 A.M., the Hon'ble the Speaker, Mr. Ramdayalu Sinha, in the Chair.

SHORT NOTICE QUESTIONS AND ANSWERS.

ELECTION OF THE MEMBERS OF THE UNION BOARD OF MAHNAR.

1. **Mr. NIRAPADA MUKHARJI :** Will Government be pleased to state—

(a) whether there was an election of the members of the Union Board of Mahnar within the jurisdiction of the Mahnar Police-station, in the district of Muzaffarpur, on the 16th September, 1939;

(b) if the answer to clause (a) be in the affirmative, whether there was any trouble in conducting the election in a proper and legal way;

(c) whether it is a fact that the Sub-Deputy Magistrate, deputed to conduct the aforesaid election, submitted a report to the Subdivisional Officer mentioning that the Sub-Inspector of Police failed to maintain order and left the polling-station, in consequence of which, there was confusion and disorder, and the election could not be conducted in a proper and legal way;

(d) whether, in the circumstances stated in clause (c), Government propose to direct a re-election of the members of the aforesaid Union Board, and a sifting enquiry into the conduct of the aforesaid Sub-Inspector of Police responsible for so handling the situation?

Mr. BINODANAND JHA : (a) and (b) The answer is in the affirmative.

(c) and (d) Petitions have been filed by private individuals before the District Magistrate to set aside the election, and as the same are under investigation, Government do not propose to make any definite statement about the subject matter of the case at this stage.

time. I, therefore, submit that these may be taken up on the 1st day of the next session, as the rules are intended to be given effect to from the next session.

The Hon'ble the SPEAKER: At present the proposal is to give effect to them from the 15th November, if they are passed. Let us see what progress we make with the rules.

Mr. SAIYID NAIMUL HAQ: We want to read the whole thing and then submit amendments.

The Hon'ble the SPEAKER: Supposing the number of amendments is small, then we can go through the whole thing in about two days.

Mr. SAIYID NAIMUL HAQ: No, Sir. The difficulty is that we have not been able to submit amendments because we have not been able to read the whole book. The book was handed over to us in the midst of the session, and, therefore, I want time if the House permits.

The Hon'ble the SPEAKER: Very well, I shall consider the hon'ble member's proposal.

ADJOURNMENT MOTION.

NOMINATIONS TO DISTRICT BOARDS.

The Hon'ble the SPEAKER: The first adjournment motion was given notice of by Mr. Rameshwar Prasad Singh (Coalition) on the 18th. That was kept standing over to see if he could get an opportunity for discussing the matter during the discussion on voting of supplementary demands. He could not get an opportunity to do so, and he is at liberty today to ask for leave of the House for moving his motion.

Mr. SAIYID RAFIUDDIN AHMAD RIZVI: What about my adjournment motion, Sir?

The Hon'ble the SPEAKER: That will come up after this motion.

Mr. RAMESHWAR PRASAD SINGH (Coalition): Sir, I beg leave of the House to move:

That the Assembly do adjourn for the purpose of discussing a matter of urgent public importance regarding nomination to district boards in this province.

The Hon'ble the SPEAKER: There is no objection. The motion will be taken up at 4 P.M., this afternoon unless the business of the day is over earlier.

Mr. SAIYID RAFIUDDIN AHMAD RIZVI*: Sir, I request, through you, my hon'ble friend, Babu Rameshwar Prasad Singh, to waive his right of moving his adjournment motion today in my favour, and let me move my motion today. He may move his motion on the 3rd October. I hope you will allow me to move my motion, if he waives his right of moving it today.

The Hon'ble the SPEAKER: I find that the hon'ble member is not prepared to waive his right of moving his motion today. So, your motion of adjournment will be taken up on the 3rd October.

Khan Bahadur HAJI SHAIKH MAHMUD HASSAN KHAN: What about my adjournment motion regarding petty zamindars, Sir?

The Hon'ble the SPEAKER: That cannot be taken up today or on the 3rd October. Besides, its admissibility has not yet been considered.

Mr. SAIYID NAIMUL HAQ: I have given notice of an adjournment motion today, and I do not know whether it is before you, Sir.

The Hon'ble the SPEAKER: Yes, it is before me; but it cannot be taken up today. As soon as an adjournment motion is fixed for being taken up on a particular day, no other adjournment motion can be taken up on that day.

Mr. SAIYID NAIMUL HAQ: But we could discuss the admissibility or otherwise of my motion, Sir, to-day.

The Hon'ble the SPEAKER: That will take up the time of the House unnecessarily.

Mr. SAIYID NAIMUL HAQ: If Government waive their objection regarding.....

The Hon'ble the SPEAKER: Order, order. It cannot be taken up to-day.

Mr. MUHAMMAD YUNUS: As regards the motion of Mr. Rizvi, we understood, Sir, that probably Government were going to make a statement on the situation today which may make it unnecessary for the motion being moved at all.

The Hon'ble Mr. SHRI KRISHNA SINHA: Certainly, we want to make a statement today; but we will be ready with that statement at 4 o'clock, and, that was why we wanted that adjournment motion to be moved today.

*Speech not corrected by the hon'ble member.