

12.22. hrs.

COMMITTEE ON PRIVATE MEMBERS' BILLS AND RESOLUTIONS

FORTY-FOURTH REPORT

SHRI G. LAKSHMANAN (Madras North): I beg to present the Forty-fourth Report (Hindi and English versions) of the Committee on Private Members' Bills and Resolutions.

श्री आर. एन. राकेश : 250 करोड़ रु. का घपला हुआ है...

(व्यवधान)

अध्यक्ष महोदय : मैंने सुन लिया, अब आप बैठ जाइये ।

ELECTION TO COMMITTEE

JOINT COMMITTEE ON OFFICES OF PROFIT

SHRI GULSHER AHMED: (Satna): I beg to move the following:

"That the members of this House do proceed to elect in the manner required by sub-rule (3) of Rule 254 of the Rules of Procedure and Conduct of Business in Lok Sabha, one member from among themselves to serve as a member of the Joint Committee on Offices of Profit for the unexpired portion of the term of the Committee *vice* Shri Jagan Nath Kaushal resigned from the Committee."

MR. SPEAKER: The question is:

"That the members of this House do proceed to elect in the manner required by sub-rule (3) of Rule 254 of the Rules of Procedure and Conduct of Business in Lok Sabha, one member from among themselves to serve as a member of the Joint Committee on Offices of Profit for the unexpired portion of the term of the Committee *vice* Shri Jagan Nath Kaushal resigned from the Committee."

The motion was adopted.

(Interruptions)

MR. SPEAKER: He has not been allowed. Why don't you sit down? Have you got any sense of propriety? Please sit down?
(Interruption)**

12.20 hrs.

CONSTITUTION (FORTY-SIXTH AMENDMENT) BILL—Contd.

MR. SPEAKER: I shall put to the vote of the House the following motion moved by Shri Pranab Kumar Mukherjee on the 13th July, 1982, namely:--

"That the Bill further to amend the Constitution of India be taken into consideration."

I would request each Member to make sure that he is sitting in his assigned sat. Each Member is requested to take special care to record his vote *ab initio* correctly as 'Aye' or 'No' or 'Abstention', as the case may be, so that there is no occasion for making corrections.

I may briefly recall that as soon as the automatic vote recording equipment is made active on announcement by the Chair "Now Division", a gong sounds which is the signal to the Members to cast their votes. Each Member has to press the push switch and then operate one of the three push buttons i.e., for 'Aye', 'No', or 'Abstention', according to his own choice. The push switch and the push button must be kept pressed simultaneously until the gong sounds for the second time after 10 seconds.

Kind co-operation of Members is solicited.

Before I put the motion for consideration of the House, this being a Constitution Amendment Bill, the voting has to be by division.

Let the lobbies be cleared.

The Lobbies have been cleared.

The question is:

"That the Bill further to amend the Constitution of India be taken into consideration."

The Lok Sabha divided:

Division No. 2]

[12.26. hrs.

A YES.

Abbasi, Shri Kazi Jaliq

Abdul Samad, Shri

Ahmad, Shri Mohammad Asrar

Ahmed, Begum Abida

Ahmed, Shri Gulsher

Ahmed, Shri Kamaluddin

Alluri, Shri Subhash Chandra Bose

Amarinder Singh, Shri

Anand Singh, Shri

Ankineedu, Shri M.

Ankineedu Prasada Rao, Shri P.

Ansari, Shri Z. R.

Anthony, Shri Frank

Anwar Ahmad, Shri

Appalanaidu, Shri S. R. A. S.

Arakal, Shri Xavier

Arunachalam, Shri M.

Ashfaq Hussain, Shri

Azad, Shri Bhagwat Jha

Azad, Shri Ghulam Nabi

Bagun Sumbrui, Shri

Bairwa, Shri Banwari Lal

Baitha, Shri D. L.

Bajpai, Dr. Rajendra Kumari

Balanandan, Shri E.

Baleshwar Ram, Shri

Banatwalla Shri G. M.

Bansi Lal, Shri

Barrow, Shri A. E. T.

Barve, Shri J. C.

Basu, Shri Chitta

Behera, Shri Rasabehari

Bhagat, Shri H. K. L.

Bhagwan Dev, Acharya

Bhakta, Shri Manoranjan

Bhardwaj, Shri Parasram

Bhatta, Shri R.L.

Bhattacharyya, Shri Sushil

Bheekhabhai, Shri

Bhoi, Dr. Krupasindhu

Bhole, Shri R. R.

Bhuria, Shri Dileep Singh

Birbal, Shri

Birender Singh, Rao

Boddepalli, Shri Rajagopala Rao

Brar, Shrimati Gurbrinder Kaur

Brijendra Pal Singh, Shri

Buta Singh, Shri

Chakraborty, Shri Satyasadhan

Chakradhari Singh, Shri

Chandra Shekhar Singh, Shri

Chandrakar, Shri Chandu Lal

Chandrashekharappa, Shri T. V.

Charanjit Singh, Shri

Chatterjee, Shri Somnath

Chaturvedi, Shrimati Vidyawati

Chaudhary, Shri Manphool Singh

Chaudhuri, Shri A. B. A. Ghani Khan

Chaudhuri, Shri Tridib

Chavan, Shri S. B.

Chavan, Shri Yeshwantrao

Chennupati, Shrimati Vidya

Chingwang Konyak, Shri

Chinnaswamy, Shri C.

Choubey, Shri Narayan

Choudhari, Shri K. B.

Choudhari, Shrimati Usha Prakash

Chouhan, Shri Fatehbhan Singh

Chowdary, Shri Chitturi Subba Rao

Dabhi, Shri Ajitsinh

Daga, Shri Mool Chand

Dalbir Singh, Shri

Das, Shri A. C.

Datta, Shri Amal

Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan, Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri
 Dogra, Shri G. L.
 Doongar Singh, Shri
 Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Era Anbarasu, Shri
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadhavi, Shri Bheravadan K.
 Gaekwad, Shri R. P.
 Gaikwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufraan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Giridhar
 Gopalan, Shrimati Suseela
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Imbichibava, Shri E. K.
 Indervesh, Swami
 Indra Kumari, Shrimati
 Jaffer Sharief, Shri C. K.
 Jagpal Singh, Shri

Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Virdhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani
 Jha, Shri Kamal Nath
 Jitendra Prasad, Shri
 Kahandole, Shri Z. M.
 Kailash Patil, Shrimati
 Kalanidhi, Dr. A.
 Kamakshaiah, Shri D.
 Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaul, Shrimati Sheila
 Kaushal, Shri Jagan Nath
 Ken, Shri Lala Ram
 Keyur Bhusan, Shri
 Khan, Shri Arif Mohammad
 Khan, Shri Mahmood Hasan
 Khan, Shri Malik M.M.A.
 Khan, Shri Zulfiquar Ali
 Kidwai, Shrimati Mohsina
 Kodiyan, Shri P. K.
 Kosalram, Shri K. T.
 Krishna, Shri S. M.
 Krishnan, Shri G. Y.
 Kshirsagar, Shri mati Kesharbai
 Kuchan, Shri Gangadhar S.
 Kulandaivelu, Dr. V.
 Kunwar Ram, Shri
 Kurien, Prof. P. J.
 Lakkappa, Shri K.
 Lakshmanan, Shri G.
 Laskar, Shri Nihar Ranjan
 Lawrence, Shri M. M.
 Madhuri Singh, Shrimati
 Mahabir Prasad, Shri
 Mahajan, Shri Vikram
 Mahajan, Shri Y. S.

Mahala, Shri R. P.
 Mahata, Shri Chitta
 Mahendra Prasad Shri
 Makwana, Shri Narsinh
 Mallanna, Shri K.
 Mallick, Shri Lakshman
 Mallikarjun, Shri
 Mallu, Shri Anantha Ramulu
 Mandal, Shri Dhanik Lal
 Meena, Shri Ram Kumar
 Mehta, Dr. Mahipatray M.
 Mishra, Shri Gargi Shankar
 Mishra, Shri Ram Nagina
 Mishra, Shri Uma Kant
 Misra, Shri Harinatha
 Misra, Shri Nityananda
 Misra, Shri Satyagopal
 Mohanty, Shri Brajamohan
 Mohite, Shri Yashawantrao
 Mohsin, Shri F. H.
 More, Shri Ramkrishna
 Motilal Singh, Shri
 Mukherjee, Shri Samar
 Mukhopadhyay, Shri Ananda Gopal
 Murthy, Shri Kusuma Krishna
 Murthy, Shri M. Rajashekhar
 Murthy, Shri M. V. Chandrashekhar
 Murugian, Shri S.
 Muthu Kumaran, Shri R.
 Nagina Rai, Shri
 Nahata, Shri B. R.
 Naidu, Shri P. Rajagopal
 Naik, Shri G. Devaraya
 Naikar, Shri D. K.
 Nair, Shri B. K.
 Namgyal, Shri P.
 Nandi Yellaiah, Shri
 Narayana, Shri K. S.
 Nayak, Shri Mrutyunjaya
 Nehru, Shri Arun Kumar
 Netam, Shri Arvind
 Nihalsinghwal, Shri G. S.
 Nikhra, Shri Rameshwar

Oraon, Shrimati Sumati
 Padayachi, Shri S. S. Ramaswamy
 Pal, Prof. Rup Chand
 Panday, Shri Kedar
 Panigrahi, Shri Chintamani
 Panika, Shri Ram Pyare
 Parashar, Prof. Narain Chand
 Pardhi, Shri Keshao Rao
 Parmar, Shri Hiralal R.
 Parthasarathy, Shri P.
 Paswan, Shri Ram Vilas
 Patel, Shri Ahmad Mohammed
 Patel, Shri Amrit
 Patel, Shri Mohan Lal
 Patel, Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Chandrabhan Athare
 Patil, Shri Shivraj V.
 Patil, Shri Uttam Rao
 Patil, Shri Vasantrao
 Patil, Shri Veerendra
 Patil, Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhi Rama Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Penchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram
 Pilot, Shri Rajesh
 Poojary, Shri Janardhana
 Potdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur.
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 Rai, Shri M. Ramanna
 Rajamallu, Shri K.
 Rajan, Shri K. A.

Raju, Shri P. V. G.
 Ram, Shri Ramswaroop
 Ramalingam, Shri N. Kudanthai
 Ramamurthy, Shri K.
 Rana Vir Singh, Shri
 Rane Shrimati Sanyogta
 Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Sri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. Nageswara
 Rao, Shri M. S. Sanjeevi
 Rasheed Masood, Shri
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narsimha
 Reddy, Shri K. Obul
 Reddy, Shri K. Vijaya Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Roy, Shri A. K.
 Roy, Dr Saradish
 Roy Pradhan, Shri Amar
 Saha, Shri Aji Kumar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhwar, Shri Ashkaran
 Sathiyendran, Shri M. S. K.
 Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.
 Sebastian, Shri S. A. Dorai

Selvaraju, Shri N.
 Sethi, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nawal Kishore
 Sharma, Shri Pratap Bhanu
 Sharma, Dr. Shankar Dayal
 Shastri, Shri Dharam Dass
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Dr. B. N.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K. P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalapnath
 Soren, Shri Hari Har
 Sparrow, Shri R. S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbuns Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K. A.
 Swaminathan, Shri R. V.

Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K. K.
 Thorat, Shri Bhausahab
 Thungon, Shri P. K.
 Tirkey, Shri Pius
 Tiwari, Shri Chandra Bhal Mani
 Tiwari, Shri Narayan Datt
 Trilok Chandra, Shri
 Tripathi, Shri Kamalapati
 Tudu, Shri Manmohan
 Tytler, Shri Jagdish
 Uike, Shri Chhote Lal
 Vairale Shri Madhusudan
 Varma Shri Jai Ram
 Velu, Shri A. M.
 Venkataraman, Shri R.
 Venkatasubbaiah, Shri P.
 Verma, Shri Deen Bandhu
 Verma, Shri Shiv Sharan
 Verma, Shrimati Usha
 Vijayaraghavan, Shri V. S.
 Virbhadra Singh, Shri
 Vyas, Shri Girdhari Lal
 Wagh, Dr. Pratap
 Wasnik, Shri Balkrishna Ramchandra
 Yadav, Shri Chandrajit
 Yadav, Shri Ram Singh
 Yadav, Shri Vijay Kumar
 Yazdani, Dr. Golam
 Yusuf, Shri Mohmed
 Zainal Abedin, Shri
 Zainul Basher, Shri

NOES

Bhim Singh, Shri
 Chaturbhuj, Shri
 Dandavate, Shrimati Pramila
 *Harikesh Bahadur, Shri
 Mandal, Shri Sanat Kumar
 Nihal Singh, Shri
 Pandit, Dr. Vasant Kumar
 Patil, Shri J.S.
 Parulekar Shri Bapusaheb
 Rahi, Shri Ram Lal
 Rajda, Shri Ratansinh
 Rakesh, Shri R. N.
 Shamanna, Shri T. R.
 Shejwalkar, Shri N. K.
 Soren, Shri Shibu
 Tur, Shri L. S.

MR. SPEAKER: Subject of correction, the result of the division is: Ayes 364; Noes 16.

The motion is carried by a majority of the total membership of the House and by a majority of not less than two-thirds of the members present and voting.

The motion was adopted

Clause 2— (Amendment of article 269)

MR. SPEAKER: Now we shall take up clause by clause discussion. Before I put clause 2 to vote, this being a Constitution (Amendment) Bill, voting has to be by division. The lobbies are cleared already. The question is:

"That clause 2 stand part of the Bill."

The Lok Sabha divided:

*Wrongly voted for NOES.

*The following Members also recorded their votes:

AYES : Shri Maganbhai Barot, Shri V. N. Gadgil, Shri Ramayan Rai, Shri Prabhunarin Tandon. Shri K. Brahmananda Reddy, Shri R. N. Tripathi, Shri Syed Muza-ffar Hussain, Shri K. B. S. Mani, Shri Nathu Ram Mirdha, Shrimati Geeta Mukherjee, Shri N. Soundararajan, Shrimati Gayatri Devi, Shri Mohammed Ismail and Shri Harikesh Bahadur;

NOES: Shri Baburao Paranipe.

Division No. 3)

[12.29 hrs.

AYES

Abbasi, Shri Kazi Jalil
 Abdul Samad, Shri
 Ahmad, Shri Mohammad Asrar
 Ahmed, Begum Abida
 Ahmed, Shri Gulsher
 Ahmed, Shri Kamaluddin
 Alluri, Shri Subhash Chandra Bose
 Amarinder Singh, Shri
 Anand Singh, Shri
 Ankineedu, Shri M.
 Ankineedu Prasada Rao, Shri P.
 Ansari, Shri Z. R.
 Anthony, Shri Frank
 Anwar Ahmad, Shri
 Appalanaidu, Shri S. R. A. S.
 Arakal, Shri Xavier
 Arunachalam, Shri M.
 Ashfaq Hussain, Shri
 Azad, Shri Bhagwat Jha
 Azad, Shri Ghulam Nabi
 Bagun Sumbrui, Shri
 Bairwa, Shri Banwari Lal
 Baitha, Shri D. L.
 Bajpai, Dr. Rajendra Kumari
 Balanandan, Shri E.
 Baleshwar Ram, Shri
 Banatwalla, Shri G. M.
 Bansi Lal, Shri
 Barot, Shri Maganbhai
 Barrow, Shri A. E. T.
 Barve, Shri J. C.
 Basu, Shri Chitta
 Behera, Shri Rasabehari
 Bhagat, Shri H. K. L.
 Bhagwan Dev, Acharya
 Bhakta, Shri Manoranjan
 Bhardwaj, Shri Parasram
 Bhatia, Shri R. L.
 Bhattacharyya, Shri Sushil
 Bheekhabhai, Shri

Bhim Singh, Shri
 Bhoi, Dr. Krupasindhu
 Bhole, Shri R. R.
 Bhuria, Shri Dileep Singh
 Birbal, Shri
 Birender Singh, Rao
 Brar, Shrimati Gurbrinder Kaur
 Brijendra Pal Singh, Shri
 Buta Singh, Shri
 Chakraborty, Shri Satyasadhan
 Chakradhari Singh, Shri
 Chandra Shekhar Singh, Shri
 Chandrakar, Shri Chandu Lal
 Chandrashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chatterjee, Shri Somnath
 Chaturbhuj, Shri
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhuri, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yeshwantrao
 Chennupati, Shrimati Vidya
 Chingwang Konyak, Shri
 Chinnaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri K. B.
 Choudhari, Shrimati Usha Prakash
 Chouhan, Shri Fatehbhan Singh
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Dalbir Singh, Shri
 Das, Shri A. C.
 Datta, Shri Amal
 Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan. Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri

Dogra, Shri G. L.
 Doongar Singh, Shri
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Era Anbarasu, Shri
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadgil, Shri V. N.
 Gadhavi, Shri Bheravadan K.
 Gackwad, Shri R. P.
 Gaikwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufraan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Giridhar
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Harikesh Bahadur, Shri
 Hembrom, Shri Seth
 Horo, Shri N. F.
 Imbichibava, Shri E. K.
 Indervesh, Swami
 Indra Kumari, Shrimati
 Jaffer Sharief, Shri C. K.
 Jagpal Singh, Shri
 Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Virdhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani

Jha, Shri Kamal Nath
 Jitendra Prasad, Shri
 Kahandole, Shri Z. M.
 Kailash Pati, Shrimati
 Kamakshaiah, Shri D.
 Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaul, Shrimati Sheila
 Kaushal, Shri Jagan Nath
 Keyur Bhusan, Shri
 Khan, Shri Arif Mohammad
 Khan, Shri Mahmood Hasan
 Khan, Shri Malik M. M. A.
 Khan, Shri Zulfiquar Ali
 Kidwai, Shrimati Mohsina
 Kodiyan, Shri P. K.
 Kosalram, Shri K. T.
 Krishna, Shri S. M.
 Krishnan, Shri G. Y.
 Khirsagar, Shrimati Kesharbai
 Kuchan, Shri Gangadhar S.
 Kulandaivelu, Dr. V. ,
 Kunwar Ram, Shri
 Kurien, Prof. P. J.
 Lakkappa, Shri K.
 Lakshmanan, Shri G.
 Laskar, Shri Nihar Ranjan
 Lawrence, Shri M. M.
 Mahabir Prasad, Shri
 Mahajan, Shri Vikram
 Mahajan, Shri Y. S.
 Mahala, Shri R. P.
 Mahata, Shri Chitta
 Mahendra Prasad, Shri
 Makwana, Shri Narsinh
 Mallanna, Shri K.
 Mallick, Shri Lakshman
 Mallikarjun, Shri
 Mallu, Shri Anantha Ramulu
 Mandal, Shri Dhanik Lal

Mani, Shri K. B. S.

Meena, Shri Ram Kumar

Mehta, Dr. Mahipatray M.

Mirdha, Shri Nathu Ram

Mishra, Shri Gargi Shankar

Mishra, Shri Ram Nagina

Mishra, Shri Uma Kant

Misra, Shri Harinatha

Misra, Shri Nityananda

Misra, Shri Satyagopal

Mohanty, Shri Brajamohan

Mohite, Shri Yashawantrao

Mohsin, Shri F. H.

More, Shri Ramkrishna

Motilal Singh, Shri

Mukherjee, Shrimati Geeta

Mukherjee, Shri Samar

Murthy, Shri Kusuma Krishna

Murthy, Shri M. Rajashekhara

Murthy, Shri M. V. Chandrashekhara

Murugian, Shri S.

Muthu, Kumaran, Shri R.

Muzaffar Hussain, Shri Syed

Nagina Rai, Shri

Nahata, Shri B. R.

Naidu, Shri P. Rajagopal

Naik, Shri G. Devaraya

Naikar, Shri D. K.

Nair, Shri B. K.

Namgyal, Shri P.

Nandi Yellaiah, Shri

Narayana, Shri K. S.

Nayak, Shri Mrutyunjaya

Nehru, Shri Arun Kumar

Netam, Shri Arvind

Nihal Singh, Shri

Nihalsinghwala, Shri G. S.

Nikhra, Shri Rameshwar

Oraon, Shrimati Sumati

Padayachi, Shri S. S. Ramaswamy

Panday, Shri Kedar

Panigrahi, Shri Chintamani

Panika, Shri Ram Pyare

Parashar, Prof. Narain Chand

Pardhi, Shri Keshao Rao

Parmar, Shri Hiralal R.

Parthasarathy, Shri P.

Paswan, Shri Ram Vilas

Patel, Shri Ahmed Mohammed

Patel, Shri Amrit

Patel, Shri Mohan Lal

Patel, Shri Uttambhai H.

Pathak, Shri Ananda

Patil, Shri A. T.

Patil, Shri Balasaheb Vikhe

Patil, Shri Chandrabhan Athare

Patil, Shri Shivraj V.

Patil, Shri Uttamrao

Patil, Shri Vasantrao

Patil, Shri Veerendra

Patil, Shri Vijay N.

Patnaik, Shrimati Jayanti

Pattabhi Rama Rao, Shri S. B. P.

Pattuswamy, Shri D.

Pawar, Shri Balasaheb

Penchalaiah, Shri Pasala

Phulwariya, Shri Virda Ram

Pilot, Shri Rajesh

Poojary, Shri Janardhana

Potdukhe, Shri Shantaram

Pradhani, Shri K.

Prasan Kumar, Shri S. N.

Pullaiah, Shri Darur

Qazi Saleem, Shri

Quadri, Shri S. T.

Rahim, Shri A. A.

Rai, Shri M. Ramanna

Rajamallu, Shri K.

Rajan, Shri K. A.

Raju, Shri P. V. G.

Ram, Shri Ramswaroop

Ramalingam, Shri N. Kudanthai

Ramamurthy, Shri K.

Rana Vir Singh, Shri

Rane Shrimati Sanyogta

Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Sri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. Nageswara
 Rao, Shri M. S. Sanjeevi
 Rasheed Masood, Shri
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narsimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Obul
 Reddy, Shri K. Vijaya Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Rothuama, Dr. K.
 Roy, Shri A. K.
 Roy, Dr. Saradish
 Roy Pradhan, Shri Amar
 Saha, Shri Ajit Kumar
 Shri, Shrimati Krishna
Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhavar, Shri Ashkaran
 Sathiyendran, Shri M. S. K.
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.
 Sebastian, Shri S. A. Dorai
 Selvaraju, Shri N.
 Sethi, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari

Shakyas, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nawal Kishore
 Sharma Shri Pratap Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Dass
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Dr. B. N.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K. P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalapnath
 Soren, Shri Hari Har
 Soundararajan, Shri N.
 Sparrow, Shri R. S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbun, Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K. A.
 Swaminathan, Shri R. V.
 Tandon, Shri Prabhunarayan
 Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K. K.
 Thorat, Shri Bhausahab

Thungon, Shri P. K.

NOES

Tirkey, Shri Pius

Tiwari, Shri Narayan Datt

Trilok Chandra, Shri

Tripathi, Shri Kamalapati

Tripathi, Shri R. N.

Tudu, Shri Manmohan

Tytler, Shri Jagdish

Uike, Shri Chhote Lal

Vairale, Shri Madhusudan

Varma, Shri Jai Ram

Velu, Shri A. M.

Venkataraman, Shri R.

Venkaṭasubbaiah, Shri P.

Verma, Shri Deen Bandhu

Verma, Shri Shiv Sharan

Verma, Shrimati Usha

Vijayaraghavan, Shri V. S.

Virbhadrā Singh, Shri

Vyas, Shri Girdhari Lal

Wagh, Dr. Pratap

Wasnik, Shri Balkrishna Ramchandra

Yadav, Shri Chandrajit

Yadav, Shri Ram Singh

Yadav, Shri Vijay Kumar

Yazdani, Dr. Golam

Yusuf, Shri Mohmed

Zainal Abedin, Shri

Zainul Basher, Shri

*Ken, Shri Lala Ram

Mandal, Shri Sanat Kumar

Pandia, Dr. Vasant Kumar

Parulekar, Shri Bapusaheb

Patil, Shri J. S.

Rajda, Shri Ratansinh

Rakesh, Shri R. N.

Shamanna, Shri T. R.

MR SPEAKER : Subject to corection, the result of the Division is : Ayes 365; Noes 8.

The motion is carried by a majority of the total membership of the House and by a majority of not less than two-thirds of the members present and voting.

The motion was adopted.

Clause 2 was added to the Bill.

Clause 3—(Amendment of Article 286)

SHRI SOMNATH CHATTERJEE (Jadavpur): I beg to move:

Page 2,—

omit lines 4 to 6. (10)

THE MINISTER OF FINANCE (SHRI PRANAB MUKHERJEE) This is an enabling provision in the Constitution. Various State Governments will make their own sales tax laws. But in certain categories particularly of consignee transfers and hire purchase, we feel that there should be some sort of uniformity because

*Wrongly voted for NOES.

*The following Members also recorded their votes:

AYES : Shri Chitturi Subba Rao Chow dary, Shri Satish Prashad Singh, Shri Rajagopala Rao Bodoepalli, Shrimati Madhuri Singh, Shri H.N. Nanje Gowda, Shri Ramayan Rai, Shri Bindesh wari Dubey, Shri Chandra Bhal Mani Tiwari, Shri R. Prabhu, Shri R.P. Sarangi, Shrimati Gayatri Devi, Shri-mati Suseela. Gopalan, Shri Moham med Ismail, Dr. A. Kalanidhi, Prof. Rupchand Pal and Shri Lala Ram Ken;

NOTES: Shrimati Kishori Sinha, Shrimati Pramila Dandavate, Shri Shibu Soren and Shri Baburao Paranjpe.

we getting complaints particularly from traders and other that there is no uniformity. In certain States, it is a little exorbitant and in certain others, it is not so. Even as a principle of taxation if you reach a certain limit,—for instance, if certain State imposes sales tax to the extent of 20 per cent, definitely it would be called as exorbitant. Therefore, I do feel that Parliament should have some powers to bring some sort of uniformity in respect of these categories of items.

SHRI SOMNATH CHATTERJEE :

The position is this. With regard to general imposition of sales tax on all other items, it is the State Legislature which has to lay down the method of levy and the rate of taxation. Now, the Minister shows concern for the consignment transfers and hire purchase people, who have been enjoying quite unmeritoriously certain benefits which have not been available to them. When there is an enlargement of the definition of sale or purchase of goods, work contracts, etc., under sub-clause 29A as proposed to be inserted in Article 366 of the Constitution, these are the enlargement of powers of the State Government to levy sales tax on the transactions. Here in the garb of having uniformity in the sales tax legislation they want to take power with regard to the rate of taxes also. This is for the State Legislature to decide what should be the proper rate of sales tax. They are to realise tax. They ought to know what is best for them. We do not accept this assumption that the knowledge is best available in Delhi or all the wisdom is concentrated in Delhi. The State Government realises what would be the need. It realises as to how many transactions are taking place, what should be the quantum of taxation. Why should a State Legislature impose unreasonable rate of tax? They do not get any benefit. If the rate is so high, it becomes confiscatory. But then there are remedies open in law. Even Mr. P. Shiv Shankar will advise him. Therefore, there is no reasonable apprehension of confiscatory rate of taxation laid down by the State Government. It wants to realise money and not to get embroiled into litigation or trouble or fight with the Cen-

tral Government. The founding fathers of the Constitution, whose wisdom, let up at the moment assume, was as wide as the wisdom of the present set-up is, never thought that with regard to the matters left with the State Government or State Legislatures the Centre should intervene, except in the matter of inter-state trade and commerce, import-oriented transactions or export-oriented transactions. Therefore, when the founding fathers left it with the State Legislature, why should Parliament now arrogate the powers which ordinarily vest with the State Governments? What we are doing now is only enlarging the definition of the sales so that certain transactions which were out of the net of taxation are now brought in by the clarification of the law and getting rid of certain decisions of the courts which were based on earlier provision of the Constitution. Therefore, I appeal to the Prime Minister, who is present here, that this is not a matter of presting and so leave it to the State authorities to decide for themselves which is best for them. Why should unnecessarily Parliament take this power on itself? So, I would request the hon. Minister to accept my amendment.

SHRI PRANAB MUKHERJEE: The rate is very important. How can you have a uniform rate unless there is a Central legislation? It is not possible. State A may have one particular rate, State B another rate and State C yet another rate. Therefore, if uniformity has to be obtained....

SHRI SOMNATH CHATTERJEE: That will be applicable to all commodities.

SHRI PRANAB MUKHERJEE: This power was given to Parliament even earlier. Otherwise, what is the necessity of the Goods of Special Importance in the Act? Therefore, power is given to parliament to decide what type of commodities should be treated as a special importance and character, where some sort of uniformity is necessary. That is why we have brought this amendment. I am sorry, I cannot accept the amendment moved by Shri Somnath Chatterjee.

MR. SPEAKER: I will now put amendment No. 10, moved by Shri Somnath Chatterjee, to the vote of the House.

Amendment No. 10 was put and negatived.

MR. SPEAKER: The Lobbies have already been cleared. So, we shall go ahead with the division. Before I put clause 3 to the vote of the House, this being a Constitution (Amendment) Bill, voting has to be by Division.

Now the question is :

"That clause 3 stand part of the Bill".

The Lok Sabha divided:

Division No. 4

AYES

Abbasi, Shri Kazi Jalil
 Abdul Samad, Shri
 Ahmed, Shri Mohammad Asrar
 Ahmed, Shri Gulsher
 Ahmed, Shri Kamaluddin
 Alluri, Shri Subhash Chandra Bose
 Amarinder Singh, Shri
 Anand Singh, Shri
 Ankineedu Prasada Rao, Shri P.
 Ansari, Shri Z. R.
 Anthony, Shri Frank
 Anwar Ahmed, Shri
 Appalanaidu, Shri S. R. A. S.
 Arakal, Shri Xavier
 Arunachalam, Shri M.
 Ashfaq Hussain, Shri
 Azad, Shri Bhagwat Jha
 Azad, Shri Ghulam Nabi
 Bairwa, Shri Banwari Lal
 Baitha, Shri D. L.
 Bajpai, Dr. Rajendra Kumari
 Baleshwar Ram, Shri
 Banatwalla, Shri G. M.
 Bansi Lal, Shri
 Barot, Shri Maganbhai

Barrow, Shri A. E. T.
 Barve, Shri J. C.
 Basu, Shri Chitta
 Behera, Shri Rasabehari
 Bhagat, Shri H. K. L.
 Bhagwan Dev, Acharya
 Bhakta, Shri Manoranjan
 Bhardwaj, Shri Parasram
 Bhatia, Shri R. L.
 Bhattacharyya, Shri Sushil
 Bhim Singh, Shri
 Bhoi, Dr. Krupasindhu
 Bhole, Shri R. R.
 Birender Singh, Rao
 Boodepalli, Shri Rajagopala Rao
 Brar, Shrimati Gurbrinder Kaur
 Brijendra Pal Singh, Shri
 Buta Singh, Shri
 Chakradhari Singh, Shri
 Chandra Shekhar Singh, Shri
 Chandrakar, Shri Chandu Lal
 Chandrashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chaturbhuji, Shri
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhuri, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yeshwantrao
 Chingwang Konyak, Shri
 Chinnaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri K. B.
 Chowdary, Shri Chitturi Subba Rao
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Dalbir Singh, Shri
 Deo Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan, Shri B.

Dhandapani, Shri C. T.
 Digvijay Singh, Shri
 Dogra, Shri G. L.
 Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Cristopher
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernades, Shri Oscar
 Gadgil, Shri V.N.
 Gadhavi, Shri Bheravadan K.
 Gaekwad, Shri R. P.
 Gaikwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufraan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Giridhar
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Indra Kumari, Shrimati
 Jaffar Sharief, Shri C. K.
 Jaideep Singh, Shri
 Jain, Shri Nihal Singh
 Jain, Shri Viridhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanaryan
 Jean, Shri Chintamani
 Jha, Shri Kamal Nath

Jitendra Prasad, Shri
 Kahandole, Shri Z. M.
 Kailash Pati, Shrimati
 Kalanidhi, Dr. A.
 Kamakshaiah, Shri D.
 Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaushal, Shri Jagan Nath
 Keyur Bhushan, Shri
 Khan, Shri Arif Mohammad
 Khan, Shri Mahmood Hasan
 Khan, Shri Malik M. M. A.
 Khan, Shri Zulfiqar Ali
 Kidwhi, Shrimati Mohsina
 Kodiyan, Shri P. K.
 Kosalram, Shri K. T.
 Krishna, Shri S. M.
 Kuchan, Shri Gangadhar S.
 Kulandaivelu, Dr. V.
 Kunwar Ram, Shri
 Kurien, Prof. P. J.
 Lakkappa, Shri K.
 Lakshmanan, Shri G.
 Laskar, Shri Nihar Ranjan
 *Lawrence, Shri M. M.
 Mahabir Prasad, Shri
 Mahajan, Shri Vikram
 Mahajan, Shri Y. S.
 Mahala, Shri R. P.
 Mahata, Shri Chitta
 Mahendra Prasad, Shri
 Makwana, Shri Narsinh
 Mallanna, Shri K.
 Mallick, Shri Lakshman
 Mallikarjun, Shri
 Mallu, Shri Anantha Ramulu
 Mani, Shri K. B. S.
 Meena, Shri Ram Kumar

Mehta Dr. Mahipatray M.
 Mirdha, Shri Nathu Ram
 Mishra, Shri Gargi Shankar
 Mishra, Shri Ram Nagina
 Mishra, Shri Uma Kant
 Misra, Shri Harinatha
 Misra, Shri Nityananda
 Misra, Shri Satyagopal
 Mohanty, Shri Brajamohan
 Mohite, Shri Yashawantrao
 Mohsin, Shri F. H.
 More, Shri Ramkrishna
 Motilal Singh, Shri
 Mukherjee, Shrimati Geeta
 Murthy, Shri Kusuma Krishna
 Murthy, Shri M. Rajeshekhara
 Murthy, Shri M. V. Chandrashekhara
 Murugian, Shri S.
 Muthu Kumaran, Shri R.
 Nagina Rai, Shri
 Nahata, Shri B. R.
 Naidu, Shri P. Rajagopal
 Naik, Shri G. Devaraya
 Naikar, Shri D. K.
 Nair, Shri B. K.
 Namgyal, Shri P.
 Nandi Yellaiah, Shri
 Narayana, Shri K. S.
 Nayak, Shri Mrutyunjaya
 Netam, Shri Arvind
 Nihal Singh, Shri
 Nikhra, Shri Rameshwar
 Pal Prof. Rup Chand
 Panday, Shri Kedar
 Panigrahi, Shri Chintamani
 Panika, Shri Ram Pyare
 Parashar, Prof. Narain Chand
 Pardhi, Shri Kesharao
 Parmar, Shri Hiralal R.
 Parthasarathy, Shri P.
 Paswan, Shri Ram Vilas

Patel, Shri Ahmed Mohammed
 Patel, Shri Amrit
 Patel, Shri Mohan Lal
 Patel, Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri A. T.
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Chandrabhan Athare
 Patil, Shri Shivraj V.
 Patil, Shri Uttamrao
 Patil, Shri Vasantao
 Patil, Shri Veerendra
 Patil, Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhi Rama Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Penchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram
 Pilot, Shri Rajesh
 Poojari, Shri Janardhan
 Potdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 *Rai, Shri M. Ramanna
 Rajamallu, Shri K.
 Rajan, Shri K. A.
 Ram, Shri Ramswaroop
 Ramalingam, Shri N. Kudanthai
 Ramamurthy, Shri K.
 Rana Vir Singh, Shri
 Rane Shrimati Sanyogta
 Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Sri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. S. Sanjeevi

Rasheed Masood, Shri
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narsimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Vijaya Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Rothuama, Dr. R.
 Roy Pradhan, Shri Amar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sathiyendran, Shri M. S. K.
 Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.
 Sebastian, Shri S. A., Dorai
 Selvaraju, Shri N.
 Sethi, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nanda Kishore
 Sharma, Shri Nawal Kishore
 Sharma, Shri Pratap Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Dass

Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Dr. B. N.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh, Dco, Shri K. P.
 Sinha, Shrimati Ramdulari
 Soren, Shri Hari Har
 Soundararajan, Shri N.
 Sparrow, Shri R. S.
 Sreenivasan Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbuns Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swaminathan, Shri R. V.
 Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewari, Prof. K. K.
 Thorat, Shri Bhausahab
 Thungon, Shri P. K.
 Tirkey, Shri Pius
 Tiwari, Shri Chandra Bhal Mani
 Tiwari, Shri Narayan Datt
 Trilok Chandra, Shri
 Tripathi, Shri Kamalapati
 Tudu, Shri Manmohan
 Tytler, Shri Jagdish
 Vairala, Shri Madhusudan
 Varma, Shri Jai Ram
 Venkataraman, Shri R.

Venkatasubbaiah, Shri P.
 Verma, Shri Shiv Sharan
 Vijayaraghavan, Shri V. S.
 Virbhadra Singh, Shri
 Vyas, Shri Girdhari Lal
 Wagh, Dr. Pratap
 Wasnik, Shri Balkrishna Ramchandra
 Yadav, Shri Ram Singh
 Yadav, Shri Vijay Kumar
 Yazdani, Dr. Golam
 Yusuf, Shri Mohmed
 Zainul Basher, Shri

NOES

*Ahmed Begum Abida
 Balanandan, Shri E.
 *Bhuria, Shri Dileep Singh
 *Birbal, Shri
 Chakraborty, Shri Satyasadhan
 Chatterjee, Shri Somnath
 *Chennupati, Shrimati Vidya
 *Chaudhri, Shrimati Usha Prakash
 *Chouhan, Shri Fatehbhan Singh
 Datta, Shri Amal
 *Era Anbarasu, Shri
 *Kshirsagar, Shrimati Kesharbai
 *Mandal, Shri Sanat Kumar
 *Muzaffar Hussain, Shri Syed

*Oraon, Shrimati Sumati
 *Padyachi, Shri S. S. Ramaswamy
 Paranjpe, Shri Baburao
 Rahi, Shri Ram Lal
 Rakesh, Shri R. N.
 Rao, Shri M. Nageswara
 Reddy, Shri P. Bayappa
 Roy, Shri A. K.
 Saha, Shri Ajit Kumar
 *Sankhwar, Shri Ashakaran
 Sinha, Shri Satyendra Narayan
 *Solanki, Shri Babu Lal
 *Sonkar, Shri Kalapnath
 Soren, Shri Shibu
 Tur, Shri L. S.
 *Uike, Shri Chhote Lal
 *Velu, Shri A. M.

MR. SPEAKER: Subject to correction,
 the result of the division is:

AYES 325 ; NOES 31.

The motion is carried by a majority of
 the total membership of the House and
 by a majority of not less than two-thirds
 of the members present and voting.

Clause 3 stands part of the Bill

The motion was adopted.

Clause 3 was added to the Bill.

*The following Members also recorded their votes:

AYES: Shrimati Sheila Kaul, Bhakhhai, Usha, Verma, Shri Bheekhabai,
 Shri A. C. Dass, Shrimati Madhuri Singh, Shri Lala Ram
 Ken, Shri Deen Bandhu Verma, Shri Bagun Sumbrui, Shri Bhiku
 Ken, Shri Deen Bandhu Rai, Shri Prabhunarain Tandon, Shri
 K. Obul Reddy, Shri K. A. Swami, Shri R. N. Tripathi,
 Shri Arun Kumar Nehru, Shri G. S. Nihalsinghwal, Shri
 Doongar Singh, Shri R. P. Sarangi, Begum Abida Ah-
 med, Shri Babulal Solanki, Shri Chhote Lal Uike, Shrimati
 Sumari Oraon, Shri S. S. Ramaswamy Padyachi, Shrimati
 Kesharbai Kshirsagar, Shri Ashakaran Sankhwar, Shrimati
 Usha Prakash Choudhri, Shri Dileep Singh Bhuria, Shrimati
 Vidya Chennupati, Shri Kalapnath Sonkar, Shri Syed Muza-
 ffar Hussain, Shri Era Anbarasu, Shri A. M. Velu, Shri Birbal,
 Shri Sanat Kumar Mandal, and Shri Fatehbhan Singh Chauhan;

NOES: Shrimati Kishori Sinha, Shrimati Pramila Dandavate, Shri Samar
 Mukherjee, Shrimati Suseela Gopalan, Shri E. K. Imbichibavai,
 Dr. Saradish Roy, Shri Mohammed Ismail, Shri M. M. Law-
 rence, and Shri M. Ramanna Rai.

Clause 4—(Amendment of article 366)

SHRI T. R. SHAMANNA (Bangalore South): I beg to move:

Page 2,—

after line 35, insert—

“Provided that the tax on sale or purchase shall not include goods meant for—

- (1) hospitals approved by Government;
- (2) charitable institutions, schools, colleges and homes for destitute men and women etc.;
- (3) certain classes of gifts as approved by Government; and
- (4) and other purpose exempted by Government from time to time.” (11)

MR. SPEAKER: I will now put amendment No. 11, moved by Shri T. R. Shamma, to the vote of the House.

Amendment No. 11 was put and negatived.

MR. SPEAKER: Before I put clause 4 to the vote of the House, this being a Constitution Amendment Bill, voting has to be by division.

The question is:

“That clause 4 stand part of the Bill.”

The Lok Sabha divided

12.41 hrs.

Division No. 5] **AYES**

Abbasi, Shri Kazi Jalil

Abdul Samad, Shri

Ahmad, Shri Mohammad Asrar

Ahmed Begum Abida

Ahmed, Shri Gulsher

Ahmed, Shri Kamaluddin

Alluri, Shri Subhash Chandra Bose

Amarinder Singh, Shri

Anand Singh, Shri

Ankineedu, Shri M.

Ankineedu Prasad Rao, Shri P.

Ansari, Shri Z. R.

Anthony, Shri Frank

Anwar Ahmad, Shri

Appalanaidu, Shri S. R. A. S.

Arakal, Shri Xavier

Ashfaq Hussain, Shri

Azad, Shri Bhagwat Jha

Azad, Shri Ghulam Nabi

Bagun, Sumbrui Shri

Bairwa, Shri Banwari Lal

Baitha, Shri D. L.

Bajpai, Dr. Rajendra Kumari

Balandan, Shri E.

Baleshwar Ram, Shri

Banatwalla, Shri G. M.

Bansi Lal, Shri

Barot, Shri Maganbhai

Barrow, Shri A. E. T.

Barve, Shri J. C.

Basu, Shri Chitta

Behera, Shri Rasabehari

Bhagat, Shri H. K. L.

Bhagwan Dev, Acharya

Bhakta, Shri Manoranjan

Bhardwaj, Shri Parasram

Bhatia, Shri R. L.

Bhattacharya, Shri Sushil

Bheekhabai, Shri

Bhim Singh, Shri

Bhoi, Dr. Krupasindhu

Bhole, Shri R. R.

Bhuria, Shri Dileep Singh

Birbal, Shri

Birendra Singh, Rao

Boddepalli, Shri Rajagopala Rao

Brar, Shrimati Gurbinder Kaur

Brijendra Pal Singh, Shri

Buta Singh, Shri

Chakraborty, Shri Satyasadhan

Chakradhari Singh, Shri

Chandra Shekhar Singh, Shri

Chandrakar, Shri Chandu Lal
 Chandrashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chatterjee, Shri Somnath
 Chaturbhuji, Shri
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhury, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yashwantrao
 Chennupati, Shrimati Vidya
 Chingwang Konyak, Shri
 Chinnaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri R. B.
 Choudhari, Shrimati Usha Prakash
 Chouhan, Shri Fatehbhan Singh
 Chowdary, Shri Chitturi Subba Rao
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Desai, Shri B. V.
 Das, Shri A. C.
 Datta, Shri Amal
 Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devrajan, Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri
 Dogra, Shri G. L.
 Doongar Singh, Shri
 Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Era Anbarasu, Shri
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadgil, Shri V. N.
 Gadhavi, Shri Bheravadan K.

Gaekwad, Shri R. P.
 Gaikwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Girdhar
 Gopalan, Shrimati Susheela
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Harikesh Bahadur, Shri
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Imbichibava, Shri E. K.
 Indervesh, Swami
 Jaffar Sharief, Shri C. K.
 Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Viridhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani
 Jha, Shri Kamal Nath
 Jitendra Prasad, Shri
 Kahandole, Shri Z. M.
 Kailash Pati, Shrimati
 Kalanidhi, Dr. A.
 Kamakshaiah, Shri D.
 Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaul, Shrimati Sheila

Kaushal, Shri Jagan Nath	Misra, Shri Satyagopal
Keyur Bhusan, Shri	Mohammed Ismail, Shri
Khan, Shri Arif Mohammad	Mohanty, Shri Brajamohan
Khan, Shri Mahmood Hassan	Mohite, Shri Yashawantrao
Khan, Shri Malik M. M. A.	Mohsin, Shri F. H.
Khan, Shri Zulfiquar Ali	More, Shri Ramkrishna
Kidwai, Shrimati Mohsina	Motilal Singh, Shri
Kodiyan, Shri P. K.	Mukherjee, Shrimati Geeta
Kosalram, Shri K. T.	Mukherjee, Shri Samar
Krishna, Shri S. M.	Mukhopadhyay, Shri Anand Gopal
Krishna, Shri G. Y.	Murthy, Shri Kusuma Krishna
Kshirsagar, Shrimati Kesharbai	Murthy, Shri M. Rajeshekhara
Kuchan, Shri Gangadhar S.	Murthy, Shri M. V. Chandrashekhar
Kulandalvelu, Dr. V.	Murugian, Shri S.
Kunwar Ram, Shri	Muthu Kumaran, Shri R.
Kurien, Prof. P. J.	Muzaffar Hussain, Shri Syed
Lakkappa, Shri K.	Nagina Rai, Shri
Lakshmanan, Shri G.	Nahata, Shri B. R.
Laskar, Shri Nihar Ranjan	Naik, Shri G. Devaraya
Lawrence, Shri M. M.	Naikar, Shri D. K.
Madhuri Singh, Shrimati	Nair, Shri B. K.
Mahabir Prasad, Shri	Namgyal, Shri P.
Mahajan, Shri Vikram	Nandi Yellaiah, Shri
Mahajan, Shri Y. S.	Narayana, Shri K. S.
Mahala, Shri R. P.	Nayak, Shri Mrutyunjaya
Mahata, Shri Chitta	Nehru, Shri Arun Kumar
Mahendra Prasad, Shri	Netam, Shri Arvind
Makwana, Shri Narsinh	Nihal Singh, Shri
Mallanna, Shri K.	Nihalsinghwala, Shri G. S.
Mallick, Shri Lakshman	Nikhra, Shri Rameshwar
Mallikarjun, Shri	Oraon, Shrimati Sumati
Mallu, Shri Anantha Ramulu	Padayachi Shri S. S. Ramaswamy
Mandal, Shri Dhanik Lal	Pal, Prof. Rup Chand
Mandal, Shri Sanat Kumar	Panday, Shri Kedar
Mani, Shri K. B. S.	Panigrahi, Shri Chintamani
Meena, Shri Ram Kumar	Panika, Shri Ram Pyare
Mehta, Dr. Mahipatray M.	Parashar, Prof. Narain Chand
Mirdha, Shri Nathu Ram	Pardhi, Shri Keshaorao
Mishra, Shri Gargi Shankar	Parmar, Shri Hiralal R.
Mishra, Shri Ram Nagina	Parthasarathy, Shri P.
Mishra, Shri Uma Kant	Paswan, Shri Ram Vilas
Misra, Shri Harinatha	Patel, Shri Ahmed Mohammed
Misra, Shri Nityananda	Patel, Shri Amrit

Patel, Shri Mohan Lal
 Patel, Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri A. T.
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Chandrabhan Athare
 Patil, Shri Shivraj V.
 Patil, Shri Uttamrao
 Patil, Shri Vasantryao
 Patil, Shri Veerendra
 Patil Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhi Rama Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Panchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram
 Pilot, Shri Rajesh
 Poojary, Shri Janardhana
 Potdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 Rai, Shri M. Ramanna
 Rajamallu, Shri K.
 Rajan, Shri K. A.
 Raju, Shri P. V. G.
 Ram, Shri Ramswaroop
 Ramalingam, Shri N. Kundanthai
 Ramamurthy, Shri K.
 Rane, Shrimati Sanyogta
 Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri Nageshwara
 Rao, Shri M. S. Sanjeevi
 Rasheed Masood, Shri

Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narsimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Obul
 Reddy, Shri K. Vijaya Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Ray, Dr. Sardish
 Roy Pradhan, Shri Amar
 Saha, Shri Ajit Kumar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shai
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhwar, Shri Ashkaran
 Sathiyendran, Shri M. S. K.
 Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.
 Sebastian, Shri S. A. Dorat
 Sehti, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranjil Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nawal Kishore

Sharma, Shri Pratap Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Dass
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Dr. B. N.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K. P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalpnath
 Soren, Shri Hari Hat
 Soundarajan, Shri N.
 Sparrow, Shri R. S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbans Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K. A.
 Swaminathan, Shri R. V.
 Tandon, Shri Prabhunarayan
 Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K. K.
 Thorat, Shri Bhausahab
 Thungon, Shri P. K.
 Tirkey, Shri Pius
 Tiwari, Shri Chandra Bhal Mani
 Tiwari, Shri Narayan Datt

Trilok Chandra, Shri
 Tripathi, Shri Kamalapati
 Tripathi, Shri R. N.
 Tudu, Shri Manmohan
 Tytler, Shri Jagdish
 Vairale, Shri Madhusudan
 Varma, Shri Jai Ram
 Velu, Shri A. M.
 Venkataraman, Shri R.
 Venkatasubbaiah, Shri P
 Verma, Shri Deen Bandhu
 Verma, Shrimati Usha
 Vijayaraghavan, Shri V. S.
 Virbhadra Singh, Shri
 Vyyas, Shri Girdhari Lal
 Wagh, Dr. Pratap
 Wasnik, Shri Balkrishna Ramchandra
 Yadav, Shri Chandrajit
 Yadav, Shri Ram Singh
 Yadav, Shri Vijaya Kumar
 Yazdani, Dr. Golam
 Yusuf, Shri Mohmed
 Zainal Abedin, Shri
 Zainul Basheer, Shri

NOES

Dandavate, Shrimati Pramila
 Jagpal Singh, Shri
 Pandit, Dr. Vasant Kumar
 Parulekar, Shri Bapusaheb
 Patil, Shri J. S.
 Rajda, Shri Batassish
 Ram Awadh, Shri
 Shamanna, Shri T. R.
 Soren, Shri Shibu
 Tur, Shri L. S.

MR. SPEAKER: Subject to correction, the result* of the division is:

Ayes 371; Noes 10.

The motion is carried by a majority of the total membership of the House and by a majority of not less than two thirds of the members present and voting.

Clause 4 stands part of the Bill.

The motion was adopted

Clause 4 was added to the Bill

Clause 5—(*Amendment of Seventh Schedule*)

MR. SPEAKER: Before I put clause 5 to the vote of the House, this being a Constitution (Amendment) Bill, voting has to be by division.

The question is:

"That clause 5 stand part of the Bill".

The Lok Sabha divided:

12.44 hrs.

Division No. 6

AYES

Abbasi, Shri Kazi Jalil
Abdul Samad, Shri
Ahmed, Begum Abida
Ahmed, Shri Gulsher
Ahmed, Shri Kamaluddin
Alluri, Shri Subhash Chandra Bose
Amarinder Singh, Shri
Anand Singh, Shri
Ankineedu, Shri M.
Ankineedu Prasad Rao, Shri P.
Ansari, Shri Z. R.

Anthony, Shri Frank
Anwar Ahmad, Shri
Appalanaidu, Shri S. R. A. S.
Arakal, Shri Xavier
Arunachalam, Shri M.
Ashfaq Hussain, Shri
Azad, Shri Bhagwat Jha
Bagun Sumbrui, Shri
Bairwa, Shri Banwari Lal
Baitha, Shri D. L.
Bajpai, Dr. Rajendra Kumari
Balanandan, Shri E.
Baleshwar Ram, Shri
Banatwalla, Shri G. M.
Bansi Lal, Shri
Barot, Shri Maganbhai
Barrow, Shri A. E. T.
Barve, Shri J. C.
Basu, Shri Chitta
Behara, Shri Rasabehari
Bhagat, Shri H. K. L.
Bhagwan Dev, Acharya
Bhakta, Shri Manoranjan
Bhardwaj, Shri Parasram
Bhatia, Shri R. L.
Bhattacharyya, Shri Sushil
Bheekhabhai, Shri
Bhim Singh, Shri
Bhoi, Dr. Krupasindhu
Bhole, Shri R. R.
Bhuria, Shri Dileep Singh
Birbal, Shri
Birender Singh, Rao
Boddepalli, Shri Rajagopala Rao
Brar, Shrimati Gurbrinder Kaur
Brijendra Pal Singh, Shri
Buta Singh, Shri

*The following Members also recorded their votes:

AYES: Shri Chhote Lal Like, Shri Lala Ram Ken, Shri P. Rajagopal Naidu, Shri Ramayan Rai, Shri M. Aruachalam, Shri Rana Vir Singh and Shri N. Silvaraju;

NOES: Shrimati Kishori Sinha and Shri Baburao Paranjpe.

Chakraborty, Shri Satyasadhan
 Chakradhari Singh, Shri
 Chandra Shekhar Singh, Shri
 Chandrakar, Shri Chandu Lal
 Chandnashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chatterjee, Shri Somnath
 Chaturbhuji, Shri
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhuri, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yeshwantrao
 Chennupati, Shrimati Vidya
 Chingwang Konyag, Shri
 Chinnaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri K. B.
 Chaudhuri, Shrimati Usha Prakash
 Chouhan, Shri Fatehbhan Singh
 Chowdary, Shri Chitturi Subba Rao
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Dass, Shri A. C.
 Datta, Shri Amal
 Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan, Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri
 Dogra, Shri G. L.
 Doongar Singh, Shri
 Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Ena Anbarasu, Shri
 Era Mohan, Shri

Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadgil, Shri V. N.
 Gadhavi, Shri Bheravadan K.
 Gaekwad, Shri R. P.
 Gaekwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gayatri Devi, Shrimati
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufraan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Giridhar
 Gopalan, Shrimati Susela
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Harikesh Bahadur, Shri
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Imbichibava, Shri E. K.
 Indervesh, Swami
 Indra Kumari, Shrimati
 Jaffer, Sharief, Shri C. K.
 Jagpal Singh, Shri
 Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Virdhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani
 Jha, Shri Kamal Nath
 Jitendra Prasad, Shri
 Kahandole, Shri Z. M.

Kailashpati, Shrimati
Kalanidhi, Dr. A.
Kamakshaiah, Shri D.
Kamal Nath, Shri
Kamla Kumari, Kumari
Kandaswamy, Shri M.
Karma, Shri Laxman
Kaul, Shrimati Sheila
Kaushal, Shri Jagan Nath
Ken, Shri Lala Ram
Keyur Bhushan, Shri
Khan, Shri Arif Mohammad
Khan, Shri Mahmood Hasan
Khan, Shri Malik M. M. A.
Khan, Shri Zulfiquar Ali
Kidwai, Shrimati Mohsina
Kodiyar, Shri P. K.
Kosalram, Shri K. T.
Krishna, Shri S. M.
Krishnan, Shri G. Y.
Kshirsagar, Shrimati Kesharbai
Kuchan, Shri Gangadhar S.
Kulandaivelu Dr. V.
Kunwar Ram, Shri
Kurien, Prof. P. J.
Lakkappa, Shri K.
Lakshmanan, Shri G.
Laskar, Shri Nihar Ranjan
Lawrence, Shri M. M.
Madhuri Singh, Shrimati
Mahabir Prasad, Shri
Mahajan, Shri Vikram
Mahajan, Shri Y. S.
Mahala, Shri R. P.
Mahata, Shri Chitta
Mahendra Prasad, Shri
Makwana, Shri Narsinh
Mallanna, Shri K.
Mallick, Shri Lakshman
Mallikarjun, Shri
Mallu, Shri Anantha Ramulu
Mandal, Shri Dhanik Lal
Mandal, Shri Sanat Kumar

Mami, Shri K. B. S.
Meena, Shri Ram Kumar
Mehta, Dr. Mahipatray M.
Mirdha, Shri Nathu Ram
Mishra, Shri Gargi Shankar
Mishra, Shri Ram Nagina
Mishra, Shri Uma Kant
Mishra, Shri Harinatha
Misra, Shri Nityananda
Misra, Shri Satyagopal
Mohammed Ismail, Shri
Mohanty, Shri Brajamohan
Mohite, Shri Yashwantrao
Mohsin, Shri F. H.
More, Shri Ramakrishna
Motilal Singh, Shri
Mukherjee, Shrimati Geeta
Mukherjee, Shri Samar
Murthy, Shri Kusuma Krishna
Murthy, Shri M. Rajashekhara
Murthy, Shri M. V. Chandrashekhara
Murugian, Shri S.
Muthu Kumaran, Shri R.
Muzaffar Hussain, Shri Syed
Nagina Rai, Shri
Nahata, Shri B. R.
Naidu, Shri P. Rajagopal
Naik, Shri G. Devaraya
Naikar, Shri D. K.
Nair, Shri B. K.
Namgyal, Shri P.
Nandi Yellaiah, Shri
Narayana, Shri K. S.
Nayak, Shri Mruthyunjaya
Nehru, Shri Arun Kumar
Netam, Shri Arvind
Nihal Singh, Shri
Nihalsinghwal, Shri G. S.
Nikhra, Shri Rameshwar
Oraon, Shrimati Samati
Pal, Prof. Rup Chand
Panday, Shri Kedar

Panigrahi, Shri Chintamani
 Panika, Shri Ram Pyare
 Paranjpe, Shri Baburao
 Parashar, Prof. Narain Chand
 Pardhi, Shri Kesharao
 Parmar, Shri Hiralal R.
 Parthasarthy, Shri P.
 Paswan, Shri Ram Vilas
 Patel, Shri Ahmed Mohammed
 Patel, Shri Amrit
 Patel, Shri Mohan Lal
 Patel, Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri A. T.
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Chandrabhan Athare
 Patil, Shri Shivraj V.
 Patil, Shri Uttamrao
 Patil, Shri Vasantrao
 Patil, Shri Veerendra
 Patil, Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhi Ram Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Penchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram
 Pilot, Shri Rajesh
 Poojary, Shri Janardhana
 Patdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 Rai, Shri M. Ramanna
 Rajamallu, Shri K.
 Rajan, Shri K. A.
 Raju, Shri P. V. G.

Ram, Shri Ramswaroop
 Ram Awadh, Shri
 Ramalingam, Shri N. Kudanthai
 Ramamurthy, Shri K.
 Rana Vir Singh, Shri
 Rane, Shrimati Sanyogta
 Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Shri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. Nageswara
 Rao, Shri M. S. Sanjeevi
 Rasheed Masood, Shri
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narasimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Obul
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Rothuama, Dr. R.
 Roy, Dr. Saradish
 Roy Pradhan, Shri Amar
 Saha, Shri Ajit Kumar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhawar, Shri Aksharan
 Sathiyendran, Shri M. S. K.
 Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.

Sebastian, Shri S. A. Dorai
 Selvaraji, Shri N.
 Sethi, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nawal Kishore
 Sharma, Shri Pratap Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Das
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K. P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalapnath
 Soren, Shri Hari Har
 Soundararajan, Shri N.
 Sparrow, Shri R. S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbuns Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K. A.
 Swaminathan, Shri R. V.
 Tandon, Shri Prabhunarayan

Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K. K.
 Thorat, Shri Bhausahab
 Thungoan, Shri P. K.
 Tirkey, Shri Pius
 Tiwari, Shri Chandra Bhal Mani
 Tiwari, Shri Narayan Datt
 Trilok Chandra, Shri
 Tripathi, Shri Kamalapati
 Tripathi, Shri R. N.
 Tudu, Shri Manmohan
 Uikey, Shri Chhotu Lal
 Vairale, Shri Madhusudan
 Varma, Shri Jai Ram
 Velu, Shri A. M.
 Venkataraman, Shri R.
 Venkatasubbaiah, Shri P.
 Verma, Shri Deen Bandhu
 Verma, Shri Shiv Sharan
 Verma, Shrimati Usha
 Vijayaraghavan, Shri V. S.
 Virbhadr Singh, Shri
 Vyas, Shri Girdhari Lal
 Wagh, Dr. Pratap
 Wasnik, Shri Balkrishna Ramachandra
 Yadav, Shri Chandrajit
 Yadav, Shri Ram Singh
 Yadav, Shri Vijay Kumar
 Yazdani, Dr. Golam
 Yusuf, Shri Mohmed
 Zainal Abedin, Shri
 Zainul Basher, Shri

NOES

Dandavate, Shrimati Pramila
 Pandit, Dr. Vasant Kumar
 Parulekar, Shri Bapusaheb
 Patil, Shri J. S.

Rajda, Shri Ratansinh

Rakesh, Shri R. N.

Sinha, Shrimati Kishori

Sinha, Shri Satyendra Narayan

Soren, Shri Shibu

Tur, Shri L. S.

MR. SPEAKER: Subject to correction, the result* of the division is: Ayes 379; Noes 10.

The motion is carried by a majority of the total membership of the House and by a majority of not less than two-thirds of the members present and voting.

Clause 5 stands part of the Bill.

The motion was adopted.

Clause 5 was added to the Bill.

Clause 6—(Validation and exemption)

MR. SPEAKER: Shri G. Narasimha Reddy, Shri Bapusaheb Parulekar, are you moving your amendment?

SHRI G. NARASIMHA REDDY: No.

SHRI BAPUSAHEB PARULEKAR: No.

MR. SPEAKER: Before I put the motion for consideration to the vote of the House, this being a Constitution Amendment voting has to be by Division.

The question is:

"That clause 6 stand part of the Bill."

The Lok Sabha divided

AYES

Division No. 7]

[12.46 hrs.

Abbasi, Shri Kazi Jalil

Abdul Samad, Shri

Ahmad, Shri Mohammad Asrar

Ahmed, Begum Abida

Ahmed, Shri Gulsher

Ahmed, Shri Kamaluddin

Alluri, Shri Subhash Chandra Bose

Amarinder Singh, Shri

Anand Singh, Shri

Ankineedu, Shri M.

Ankineedu Prasad Rao, Shri P.

Ansari, Shri Z. R.

Anthony, Shri Frank

Anwar Ahmad, Shri

Appalamaidu, Shri S. R. A. S.

Arakal, Shri Xavier

Arunachalam, Shri M.

Ashfaq Hussain, Shri

Azad, Shri Bhagwat Jha.

Azad, Shri Ghulam Nabi

Bagun Sumbrui, Shri

Bairwa, Shri Banwari Lal

Baitha, Shri D. L.

Bajpai, Dr. Rajendra Kumari

Balanandan, Shri E.

Baleshwar Ram, Shri

Banatwalla, Shri G. M.

Bansi Lal, Shri

Barot, Shri Maganbhai

Barrow, Shri A. E. T.

Barve, Shri J. C.

Basu, Shri Chitta

Behera, Shri Rasabehari

Bhagat, Shri H. K. L.

Bhagwan Dev, Acharya

Bhakta, Shri Manoranjan

Bhardwaj, Shri Parasram

Bhatia, Shri R. L.

Bhattacharyya, Shri Sushil

Bheekhabhai, Shri

Bhim Singh, Shri

Bhoi, Dr. Krupasindhu

*The following Members also recorded their votes for AYES:

Shri S. S. Ramaswamy Padyachi, Shri Ramayan Rai, Shri Jagdish Tytler, Shri Ghulam Nabi Azad, and Shri R. P. Sharangi.

Bhole, Shri R. R.
 Bhuria, Shri Dileep Singh
 Birbal, Shri
 Birender Singh, Rao
 Boddepalli, Shri Rajagopala Rao
 Brar, Shrimati Gurbinder Kaur
 Brijendra Pal Singh, Shri
 Buta Singh, Shri
 Chakraborty, Shri Satyasadhan
 Chakradhari Singh, Shri
 Chandra Sekhar Singh, Shri
 Chandrakar, Shri Chandu Lal
 Chandrashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chatterjee, Shri Somnath
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhuri, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yeshwantrao
 Chennupati, Shrimati Vidya
 Chingwang Konyag, Shri
 Chinnaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri K. B.
 Chaudhuri, Shrimati Usha Prakash
 Chouhan, Shri Fatehbhan Singh
 Chowdary, Shri Chitturi Subba Rao
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Dass, Shri A. C.
 Datta, Shri Amal
 Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan, Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri
 Doongar Singh, Shri

Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Era Anbarasu, Shri
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadgil, Shri V. N.
 Gadhavi, Shri Bheravadan K.
 Gaekwad, Shri A. P.
 Gaeakwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gayatri Devi, Shrimati
 Gehlot, Shri Ashok
 Ghufraan Azam, Shri
 Gireraaj Singh, Shri
 Giri, Shri Sudhir
 Gohil, Shri G. B.
 Gomango, Shri Giridhar
 Gopalan, Shrimati Suseela
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Harikesh Bahadur, Shri
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Imbichibava, Shri E. K.
 Indervesh, Swami
 Jaffer Sharif, Shri C. K.
 Jagpal Singh, Shri
 Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Virdhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani
 Jha, Shri Kamal Nath
 Jitendra Prasad, Shri

Kahandole, Shri Z. M.
 Kailash Pati, Shrimati
 Kalanidhi, Dr. A.
 Kamakshaiyah, Shri D.
 Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaul, Shrimati Sheila
 Kaushal, Shri Jagan Nath
 Ken, Shri Lala Ram
 Keyur Bhushan, Shri
 Khan, Shri Arif Mohammad
 Khan, Shri Mahmood Hasan
 Khan, Shri Malik M. M. A.
 Khan, Shri Zulfiqar Ali
 Kidwai, Shrimati Mohsina
 Kodiyan, Shri P. K.
 Krishna, Shri S. M.
 Krishnan, Shri G. Y.
 Kshirsagar, Shrimati Kesharbai
 Kuchan, Shri Gangadhar S.
 Kulandaivelu Dr. V.
 Kunwar Ram, Shri
 Kurien, Prof. P. J.
 Lakkappa, Shri K.
 Laskar, Shri Nihar Ranjan
 Lawrence, Shri M. M.
 Madhuri Singh, Shrimati
 Mahabir Prasad, Shri
 Mahajan, Shri Vikram
 Mahajan, Shri Y. S.
 Mahala, Shri R. P.
 Mahata, Shri Chitta
 Mahendra Prasad, Shri
 Makwana, Shri Narsinh
 Mallanna, Shri K.
 Mallick, Shri Lakshman
 Mallikarjun, Shri
 Mallu, Shri Anantha Ramulu
 Mandal, Shri Dhanik Lal
 Mandal, Shri Sanat Kumar
 Mami, Shri K. B. S.

Meena, Shri Ram Kumar
 Mehta, Dr. Mahipatray M.
 Mirdha, Shri Nathu Ram
 Mishra, Shri Gargi Shankar
 Mishra, Shri Ram Nagina
 Mishra, Shri Uma Kant
 Misra, Shri Harinatha
 Mistra, Shri Nityananda
 Mistra, Shri Satyagopal
 Mohammed Ismail, Shri
 Mohanty, Shri Brajamohan
 Mohite, Shri Yashwantrao
 Mohsin, Shri F. H.
 More, Shri Ramkrishna
 Motilal Singh, Shri
 Mukherjee, Shri Samar
 Mukhopadhyay, Shri Ananda Gopal
 Murthy, Shri Kusuma Krishna
 Murthy, Shri M. Rajashekhara
 Murthy, Shri M. V. Chandrashekhara
 Murugian, Shri S.
 Mathu Kananan, Shri. R.
 Muzaffar Hussain, Shri Syed
 Nadar, Shri A. Neelelohithadasan
 Nagina Rai, Shri
 Nahata, Shri B. R.
 Naidu, Shri P. Rajagopal
 Naik, Shri G. Devaraya
 Naikar, Shri D. K.
 Nair, Shri B. K.
 Namgyal, Shri P.
 Nandi Yellaiah, Shri
 Narayana, Shri K. S.
 Nayak, Shri Mrutyunjaya
 Nehru, Shri Arun Kumar
 Netam, Shri Arzad
 Nihal Singh, Shri
 Nihalsinghwala, Shri G. S.
 Nikhra, Shri Rameshwar
 Oraon, Shrimati Sumati

Padayachi, Shri S. S. Ramaswamy
 Pal, Prof. Rup Chand
 Pandey, Shri Kedar
 Panigrahi, Shri Chintamani
 Panika, Shri Ram Pyare
 Paranjpe, Shri Baburao
 Parashar, Prof. Narain Chand
 Pardhi, Shri Keshavrao
 Parmar, Shri Hiralal R.
 Parthasarthy, Shri P.
 Paswan, Shri Ram Vilas
 Patel, Shri Ahmed Mohammed
 Patel, Shri Amrit
 Patel, Shri Mohan Lal
 Patel Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri A. T.
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Chandrabhan Athare
 Patil, Shri Shivraj, V.
 Patil, Shri Uttamrao
 Patil, Shri Vasantrao
 Patil, Shri Veerendra
 Patil, Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhi Rama Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Penchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram
 Pilot, Shri Rajesh
 Poojary, Shri Janardhana
 Potdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 Rai, Shri M. Ramanna
 Rajamallu, Shri K.

Rajan, Shri K. A.
 Raju, Shri P. V. G.
 Ram, Shri Ramswaroop
 Ram Awadh, Shri
 Ramalingam, Shri N. Kudanthai
 Ramamurthy, Shri K.
 Rana Vir Singh, Shri
 Rane, Shrimati Sanyogita
 Ranga, Prof. N. G.
 Rao, Shrimati B. Aadhabhai Ananda
 Rao, Shri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. Nageswara
 Rao, Shri M. S. Sanjeevi
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narsimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Obul
 Reddy, Shri K. Vijay Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Roy, Dr. Saradish
 Roy Pradhan, Shri Amar
 Saha, Shri Ajit Kumar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhavar, Shri Ashkaran
 Sathiyendran, Shri M. S. K.
 Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.

Sayeed, Shri P.M.
 Sebastian, Shri S.A. Dorai
 Selvaraju, Shri N.
 Sethi, Shri Arjun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nand Kishore
 Sharma, Shri Pratap Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Dass
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S.B.
 Singaravadivel, Shri S.
 Singh, Shri B.D.
 Singh, Dr. B.N.
 Singh, Shri C.P.N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K.P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalapnath
 Soren, Shri Hari Har
 Soundararajan, Shri N.
 Sparrow, Shri R.S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C.M.
 Subba, Shri P.M.
 Subburaman, Shri A.G.
 Sukhbuns Kaur, Shrimati
 Sultanuri, Shri Krishna Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K.A.

Swaminathan, Shri R.V.
 Tandon, Shri Prabhunaryan
 Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K.K.
 Thorat, Shri Bhausaheb
 Thungon, Shri P.K.
 Tirkey, Shri Pius
 Tiwari, Shri Chandra Bhal Mani
 Tiwari, Shri Narayan Datt
 Trilok Chandra, Shri
 Tripathi, Shri Kamalapati
 Tripathi, Shri R.N.
 Tudu, Shri Manmohan
 Tytler, Shri Jagdish
 Uike, Shri Chhote Lal
 Vairale, Shri Madhusudan
 Varma, Shri Jai Ram
 Velu, Shri A.M.
 Venkataraman, Shri R.
 Venkatasubbaiah, Shri P.
 Verma, Shri Deen Bandhu
 Verma, Shri Shiv Sharan
 Verma, Shrimati Usha
 Vijayaraghavan, Shri V. N.
 Virbhadr Singh, Shri
 Vyas, Shri Girdhari Lal
 Wagh, Dr. Pratap
 Wasnik, Shri Balkrishna Ramchandra
 Yadav, Shri Chandrajit
 Yadav, Shri Ram Singh
 Yadav, Shri Vijay Kumar
 Yazdani, Dr. Golam
 Yusuf, Shri Mohmed
 Zainal Abedin, Shri
 Zainul Basher, Shri

NOES

Dandavate, Shrimati Pramila
 Pandit, Dr Vasant Kumar
 Parulekar, Shri Bapusaheb

Patil, Shri J. S.
Rabi, Shri Ram Lal
Rajda, Shri Ratansinh
Rakesh, Shri R. N.
Sinha, Shrimati Kishori
Tur, Shri L. S.

MR SPEAKER: Subject to correction,
the result ** of the division is:

Ayes 376; Noes 9.

The motion is carried by a majority of
the total membership of the House and
by a majority of not less than two-thirds
of the Members present and voting.

The motion was adopted

Clause 6 was added to the Bill

Clause 1 —(Short title)

Amendment made:

Page 1, line 4,—

for '1981' substitute '1982' (2)

(Shri Pranab Mukherjee)

MR. SPEAKER: The question is:

"That Clause 1, as amended, stand
part of the Bill."

The motion was adopted

*Clause 1 as amended, was added to the
Bill.*

Enacting Formula

Amendment made:

Page 1, line 1,—

for "Thirty-second" substitute—

"Thirty-third"(1)

(Shri Pranab Mukherjee)

MR. SPEAKER: The question is:

"That The Enacting Formula, as
amended stand part of the Bill.

The motion was adopted

*The Enacting Formula, as amended, was
added to the Bill.*

SHRI SOMNATH CHATTERJEE:
Also Clause I Sir.

MR. SPEAKER: Oh, Clause 1.

SHRI SATYASADHAN CHAKRA-
BORTY (Calcutta South): On Clause I
you did not take Division.

MR. SPEAKER: We took it by voice
vote.

SHRI SATYASADHAN CHAKRA-
BORTY: That was adopted by a voice
vote. In the Constitution Amendment
Bill you cannot do it.

MR. SPEAKER: That does not need
special majority.

The question is:

"That the title stand part of the
Bill."

The motion was adopted

The title was added to the Bill.

SHRI PRANAB MUKHERJEE: Sir,
I beg to move:

"That the Bill, as amended, be
passed."

MR. SPEAKER: Motion moved:

"That the Bill, as amended, be
passed."

SHRI T. R. SHAMANNA: Does he
want to say something?

SHRI T. R. SHAMANNA (Bangalore
South): Sir, I have some reservations
regarding this Bill. Rajaji first intro-
duced the Sales-tax with a view to find
additional revenue due to the enforce-
ment of Prohibition. I am very sorry

**The following Members also recorded their votes for AYES:

Shri R.Y. Chorpade, Shri Ramayan
Sarangi, Shri G. Lakshmanan and Shri

Rai, Shri K T Kosalram, Shri R. P.
Rasheed Masood.

that though we accept Gandhiji's principles, our thinking has not gone too high and it is ruining the country. Therefore, I strongly object to the imposition of the Sales-Tax as well as the Excise Duty which has increased hundred-fold.

Furthermore, there is a lot of leakage in the Sales-tax revenue collection. On account of this corruption among the Officers, the Sales-tax collection has gone down by 50 to 60 per cent. This is also because the system has been made so intricate.

Whenever the State Governments want money, it has become a practice with them that they either bring in additional items under the sales-tax or increase the rate. They are doing it because they find it a very easy method. Therefore, it has become a habit for the State Governments to resort to this. This increase in the sales-tax is adversely affecting the consumers as well as the producers. Therefore, it is very necessary that the sales-tax measures are examined carefully and the collection machinery streamlined. At the same time it should be made rational and simple. Therefore, I strongly urge that an expert body may be appointed very soon to study and see how the sales-tax system is made simple and effective and that its realisation does not cause harassment both to the consumers and to the producers.

With these words I think I have expressed my sentiments.

SHRI PRANAB MUKHERJEE: Sir, most of the points of the Hon. Member were covered in the general discussion. It is not denied that there is no distortion in the Sales-tax administration, but at the same time it is equally true, as I mentioned, from 50 per cent, its collection has gone up to 57 per cent of the State revenue—from Rs. 965 crores over the period of five to six years, it has gone up to Rs. 4,000/- crores. So it is simply not possible for the State Governments to give up this amount of revenue. And when we are asking for more and more diversion of resources towards the Plan side, it would not be fair on our

part to tell them that they should abolish sales-tax or that they should not go ahead with it. But definitely, it would not be desirable both on the part of the Centre and States to streamline the entire taxation machinery to see realisation is more and harassment is less. Except that I have nothing to comment.

MR. SPEAKER: Before I put the motion that the Bill, as amended, be passed to the vote of the House, this being a Constitution (Amendment) Bill, the voting has to be by division. The Lobbies are already cleared. The question is:

"That the Bill, as amended, be passed."

The Lok Sabha divided :

Division No. 8]

[12.55 hrs

AYES

Abbasi, Shri Kazi Jalil
Abdul Samad, Shri
Ahmad, Shri Mohammad Asrar
Ahmed, Begum Abida
Ahmed, Shri Gulsher
Ahmed, Shri Kamaluddin
Alluri, Shri Subhash Chandra Bose
Amarinder Singh, Shri
Anand Singh, Shri
Ankineedu, Shri M.
Ankineedu Prasada Rao, Shri P.
Ansari, Shri Z. R.
Anthony, Shri Frank
Anwar Ahmad, Shri
Appalanaidu, Shri S. R. A. S.
Arakal, Shri Xavir
Arunachalam, Shri M.
Ashfaq Hussain, Shri
Azad, Shri Bhagwat Jha
Azad, Shri Ghulam Nabi
Bagun Sumbrui, Shri
Baitha, Shri D. L.
Bajpai, Dr. Rajendra Kumari
Balanandan, Shri E.
Baleshwar Ram, Shri
Banatwalla Shri G. M.
Bansi Lal, Shri
Barot, Shri Maganbhai
Barrow, Shri A. E. T.

Barve, Shri J. C.
 Basu, Shri Chitta
 Behera, Shri Rasabehari
 Bhagat, Shri H. K. L.
 Bhagwan Dev, Acharya
 Bhakta, Shri Manoranjan
 Bhardwaj, Shri Parasram
 Bhatia, Shri R. L.
 Bhattacharya, Shri Sushil
 Bheekhabhai, Shri
 Bhim Singh, Shri
 Bhoi, Dr. Krupasindhu
 Bhole, Shri R. R.
 Bhuria, Shri Dileep Singh
 Birbal, Shri
 Birender Singh, Rao
 Boddepalli, Shri Rajagopala Rao
 Brar, Shrimati Gurbrinder Kaur
 Brijendra Pal Singh, Shri
 Buta Singh, Shri
 Chakraborty, Shri Satyasadhan
 Chakradhari Singh, Shri
 Chandra Shekhar Singh, Shri
 Chandrakar, Shri Chandu Lal
 Chandrashekharappa, Shri T. V.
 Charanjit Singh, Shri
 Chatterjee, Shri Somnath
 Chaturbhuji, Shri
 Chaturvedi, Shrimati Vidyawati
 Chaudhary, Shri Manphool Singh
 Chaudhuri, Shri A. B. A. Ghani Khan
 Chaudhuri, Shri Tridib
 Chavan, Shri S. B.
 Chavan, Shri Yeshwantrao
 Chennupati, Shrimati Vidya
 Chingwang Konyak, Shri
 Chinnaaswamy, Shri C.
 Choubey, Shri Narayan
 Choudhari, Shri K. B.
 Choudhari, Shrimati Usha Prakash
 Chouhan, Shri Fatehbhan Singh
 Chowdary, Shri Chitturi Subba Rao
 Dabhi, Shri Ajitsinh
 Daga, Shri Mool Chand
 Dalbir Singh, Shri
 Dalbir Singh, Shri
 Das, Shri A. C.
 Datta, Shri Amal
 Deo, Shri V. Kishore Chandra S.
 Desai, Shri B. V.
 Dev, Shri Sontosh Mohan
 Devarajan, Shri B.
 Dhandapani, Shri C. T.
 Digamber Singh, Shri
 Digvijay Singh, Shri
 Dogra, Shri G. L.

Doongar Singh, Shri
 Dubey, Shri Bindeshwari
 Dubey, Shri Ramnath
 Ekka, Shri Christopher
 Era Anbarasu, Shri
 Era Mohan, Shri
 Faleiro, Shri Eduardo
 Fernandes, Shri Oscar
 Gadgil, Shri V. N.
 Gadhavi, Shri Bheravadan K.
 Gaekwad, Shri R. P.
 Gaikwad, Shri Udaysingrao
 Gamit, Shri Chhitubhai
 Gandhi, Shrimati Indira
 Gandhi, Shri Rajiv
 Gavit, Shri Manikrao Hodlya
 Gayatri Devi, Shrimati
 Gehlot, Shri Ashok
 Ghorpade, Shri R. Y.
 Ghufan Azam, Shri
 Gireraj Singh, Shri
 Giri, Shri Sudhir
 Gomango, Shri Giridhar
 Gopalan, Shrimati Suseela
 Gounder, Shri A. Senapathi
 Gouzagin, Shri N.
 Gowda, Shri D. M. Putte
 Gowda, Shri H. N. Nanje
 Harikesh Bahadur, Shri
 Hembrom, Shri Seth
 Horo, Shri N. E.
 Imbichibava, Shri E. K.
 Indra Kumari, Shrimati
 Jaffer Sharief, Shri C. K.
 Jagpal Singh, Shri
 Jaideep Singh, Shri
 Jain, Shri Bhiku Ram
 Jain, Shri Nihal Singh
 Jain, Shri Viridhi Chander
 Jamilur Rahman, Shri
 Jatiya, Shri Satyanarayan
 Jena, Shri Chintamani
 Jha, Shri Kamal Nath
 Jitendra Prasad, Shri
 Kahandole, Shri Z. M.
 Kailash Pati, Shrimati
 Kalanidhi, Dr. A.
 Kamakshaiah, Shri D

Kamal Nath, Shri
 Kamla Kumari, Kumari
 Kandaswamy, Shri M.
 Karma, Shri Laxman
 Kaul, Shrimati Sheila
 Kaushal, Shri Jagan Nath
 Ken, Shri Lala Ram
 Keyur Bhusan, Shri
 Khan, Shri Arif Mohammad
 Khan, Shri Mahmood Hasan
 Khan, Shri Malik M. M. A.
 Khan, Shri Zulfiquar Ali
 Kidwai, Shrimati Mohsina
 Kodiyan, Shri P. K.
 Kosalram, Shri K. T.
 Krishna, Shri S. M.
 Krishnan, Shri G.Y.
 Kshirsagar, Shrimati Kesharbai
 Kuchan, Shri Gangadhar S.
 Kulandaivelu, Dr. V.
 Kunwar Ram, Shri
 Kurien, Prof. P. J.
 Lakkapa, Shri K.
 Lakshmanan, Shri G.
 Laskar, Shri Nihar Ranjan
 Madhuri Singh, Shrimati
 Mahabir Prasad, Shri
 Mahajan, Shri Vikram
 Mahajan, Shri Y. S.
 Mahala, Shri R. P.
 Mahata, Shri Chitta
 Mahendra Prasad, Shri
 Makwana, Shri Narsinh
 Mallanna, Shri K.
 Mallick, Shri Lakshman
 Mallikarjun, Shri
 Mallu, Shri Anantha Ramulu
 Mallu, Shri Dhanik Lal
 Mandal, Shri Sanat Kumar
 Meena, Shri Ram Kumar
 Mehta, Dr. Mahipatray M.
 Mirdha, Shri Nathu Ram
 Mishra, Shri Gargi Shankar
 Mishra, Shri Ram Nagina
 Mishra, Shri Uma Kant
 Misra, Shri Harinatha
 Misra, Shri Nityananda
 Misra, Shri Satyagopal
 Mohammed Ismail, Shri
 Mohanty, Shri Brajamohan
 Mohite, Shri Yashwantrao
 Mohsin, Shri F. H.
 More, Shri Ramkrishna
 Motilal Singh, Shri

Mukherjee, Shrimati Geeta
 Mukherjee, Shri Samar
 Murthy, Shri Kusuma Krishna
 Murthy, Shri M. Rajashekhara
 Murthy, Shri M. V. Chandrashekhara
 Murugian, Shri S.
 Muthu Kumaran, Shri R.
 Muzaffar Hussain, Shri Syed
 Nadar, Shri A. Neelalohithadasan
 Nagina Rai, Shri
 Nahata, Shri B. R.
 Naidu, Shri P. Rajagoal
 Naikar, Shri D. K.
 Nair, Shri B. K.
 Namgyal, Shri P.
 Nandi Yellaiah, Shri
 Narayana, Shri K. S.
 Nayak, Shri Mrutyunjaya
 Nehru, Shri Arun Kumar
 Netam, Shri Arvind
 Nihal Singh, Shri
 Nihalsinghwal, Shri G. S.
 Nikhra, Shri Rameshwar
 Oraon, Shrimati Sumati
 Padayachi, Shri S. S. Ramaswamy
 Pal, Prof. Rup Chand
 Pandey, Shri Kedar
 Panigrahi, Shri Chintamani
 Panika, Shri Ram Pyare
 Paranjpe, Shri Baburao
 Parashar, Prof. Narain Chand
 Pardhi, Shri Keshao Rao
 Parmar, Shri Hiralal R.
 Parthasarathy, Shri P.
 Paswan, Shri Ram Vilas
 Patel, Shri Ahmed Mohammed
 Patel, Shri Amrit
 Patel, Shri Mohan Lal
 Patel, Shri Uttambhai H.
 Pathak, Shri Ananda
 Patil, Shri A. T.
 Patil, Shri Balasaheb Vikhe
 Patil, Shri Ghandrabhan Athare
 Patil, Shri Shivraj V.
 Patil, Shri Uttamrao
 Patil, Shri Vasant Rao
 Patil, Shri Veerendra
 Patil, Shri Vijay N.
 Patnaik, Shrimati Jayanti
 Pattabhai Rama Rao, Shri S. B. P.
 Pattuswamy, Shri D.
 Pawar, Shri Balasaheb
 Penchalaiah, Shri Pasala
 Phulwariya, Shri Virda Ram

Pilot, Shri Rajesh
 Poojary, Shri Janardhana
 Potdukhe, Shri Shantaram
 Prabhu, Shri R.
 Pradhani, Shri K.
 Prasan Kumar, Shri S. N.
 Pullaiah, Shri Darur
 Qazi Saleem, Shri
 Quadri, Shri S. T.
 Rahim, Shri A. A.
 Rajamallu, Shri K.
 Rajan, Shri K. A.
 Raju, Shri P. V. G.
 Ram, Shri Ramswaroop
 Ram Awadh, Shri
 Ramalingam, Shri N. Kudanthai
 Ramamurthy, Shri K.
 Rana Vir Singh, Shri
 Rane, Shrimati Sanyogta
 Ranga, Prof. N. G.
 Rao, Shrimati B. Radhabai Ananda
 Rao, Sri Jagannath
 Rao, Shri Jalagam Kondala
 Rao, Shri M. Nageswara
 Rao, Shri M. S. Sanjeevi
 Rasheed Masood, Shri
 Rathod, Shri Uttam
 Raut, Shri Bhola
 Ravani, Shri Navin
 Rawat, Shri Harish
 Reddi, Shri G. S.
 Reddy, Shri G. Narasimha
 Reddy, Shri K. Brahmananda
 Reddy, Shri K. Obul
 Reddy, Shri K. Vijaya Bhaskara
 Reddy, Shri M. Ram Gopal
 Reddy, Shri P. Bayapa
 Reddy, Shri P. Venkata
 Reddy, Shri T. Damodar
 Roy, Shri A. K.
 Roy, Dr. Saradish
 Roy Pradhan, Shri Amar
 Saha, Shri Ajit Kumar
 Sahi, Shrimati Krishna
 Sahu, Shri Narayan
 Sahu, Shri Shiv Prasad
 Sait, Shri Ebrahim Sulaiman
 Sajjan Kumar, Shri
 Saminuddin, Shri
 Sangma, Shri P. A.
 Sankhwar, Shri Ashkaran
 Sathiyendran, Shri M. S. K.

Satish Prasad Singh, Shri
 Satya Deo Singh, Prof.
 Sawant, Shri T. M.
 Sayeed, Shri P. M.
 Sebastian, Shri S. A. Dorai
 Selvaraju, Shri N.
 Sethi, Shri Ariun
 Sethi, Shri P. C.
 Shailani, Shri Chandra Pal
 Shaktawat, Prof. Nirmala Kumari
 Shakya, Shri Daya Ram
 Shakyawar, Shri Nathuram
 Shankaranand, Shri B.
 Sharma, Shri Chiranji Lal
 Sharma, Shri Kali Charan
 Sharma, Shri Nand Kishore
 Sharma, Shri Nawal Kishore
 Sharma, Shri Prata Bhanu
 Sharma, Dr. Shanker Dayal
 Shastri, Shri Dharam Dass
 Shastri, Shri Ramavatar
 Shingda, Shri D. B.
 Shiv Shankar, Shri P.
 Sidnal, Shri S. B.
 Singaravadivel, Shri S.
 Singh, Shri B. D.
 Singh, Dr B. N.
 Singh, Shri C. P. N.
 Singh, Kumari Pushpa Devi
 Singh Deo, Shri K. P.
 Sinha, Shrimati Ramdulari
 Solanki, Shri Babu Lal
 Sonkar, Shri Kalpnath
 Soren, Shri Hari Har
 Soundararajan, Shri N.
 Sparrow, Shri R. S.
 Sreenivasa Prasad, Shri V.
 Stephen, Shri C. M.
 Subba, Shri P. M.
 Subburaman, Shri A. G.
 Sukhbuns Kaur, Shrimati
 Sultanpuri, Shri Krishan Dutt
 Sunder Singh, Shri
 Surya Narayan Singh, Shri
 Suryawanshi, Shri Narsing
 Swami, Shri K. A.
 Swaminathan, Shri R. V.
 Tandon, Shri Prabhunarayan
 Tariq Anwar, Shri
 Tayeng, Shri Sobeng
 Tayyab Hussain, Shri
 Tewari, Shri Krishna Prakash
 Tewary, Prof. K. K.
 Thorat, Shri Bhausaheb
 Thungon, Shri P. K.

Tirkey, Shri Pius
Tiwari, Shri Chandra Bhal Mani
Tiwari, Shri Narayan Datt
Trilok Chandra, Shri
Tripathi, Shri Kamalapati
Tripathi, Shri R. N.
Tudu, Shri Manmohan
Tytler, Shri Jagdish
Uike, Shri Chhote Lal
Vairale, Shri Madhusudan
Varma, Shri Jai Ram
Velu, Shri A. M.
Venkataraman, Shri R.
Venkatasubbaiah, Shri P.
Verma, Shri Deen Bandhu
Verma, Shri Shiv Sharan
Verma, Shrimati Usha
Vijayaraghavan, Shri V. S.
Virbhadrha Singh, Shri
Vyas, Shri Girdhari Lal
Wagh, Dr. Pratap
Wasnik, Shri Balkrishna Ramachandra
Yadav, Shri Chandrajit
Yadav, Shri Ram Singh
Yadav, Shri Vijay Kumar
Yazdani, Dr. Golam
Yusuf, Shri Mohmed
Zainal Abedin, Shri
Zainul Basher, Shri

NOES

Dandavate, Shri Pramila
Pandit, Dr. Vasant Kumar
Parulekar, Shri Bapusaheb
Patil, Shri J. S.
Rajda, Shri Ratansinh
Sinha, Shrimati Kishori
Soren, Shri Shibu
Tur, Shri L. S.

MR SPEAKER: Subject to correction, the result* of the division is:

AYES 377; NOES 8

The motion is carried by a majority of the total membership of the House and by a majority of not less than two-thirds of the members present and voting. The Bill, as amended, is passed by the requisite majority in accordance with the provisions of article 368 of the Constitution.

The motion was adopted.

12.57 hrs.

EYES (AUTHORITY FOR USE FOR THERAPEUTIC PURPOSES) BILL —Contd.

MR. SPEAKER: Now we shall take up further consideration of the following motion moved by Shri B. Shankaranand on the 8th July, 1982, namely:-

"That the Bill to provide for the use of eyes of deceased persons for therapeutic purposes and for matters connected therewith, be taken into consideration."

Shri Vyas.

12.57-1|2 hrs.

MR. DEPUTY SPEAKER in the Chair]

MR DEPUTY-SPEAKER: The House stands adjourned to meet at 2 P.M.

12.58 hrs.

The Lok Sabha adjourned for Lunch till Fourteen of the Clock.

*The following Members also recorded their votes for AYES: Shri Ramayan Rai, Shri G. B. Gohil, Shri K. B. S. Mani, Shri Banwari Lal Bairwa, Dr R. Rothuama, Shri R. N. Rakesh, Shri Ram Lal Rabi, Shri R. P. Sarangi, Shri M. M. Lawrence, and Shri M. Ram ana Rai.