

JURISDICTION OF THE TRIBUNAL QUESTIONED

Defence Arguments In Razvi Trial

HYDERABAD (Dn.), September 23: The Special Tribunal trying Kasim Razvi and others in the show-bulldozing murder case spent the whole of this morning in considering the point raised by defence counsel that the Tribunal had no jurisdiction to try the case.

Arguing the point again today, Mr. Mustafa Hassan, junior counsel for Kasim Razvi, said that he had made a mistake in regard to the serial numbers of the orders issued by the Military Governor which he had cited yesterday. Order 80 issued by the Military Governor dated February 1, 1949 directed that certain classes of offences should be tried by the Special Tribunals functioning in the respective districts. This order was cancelled in toto by Order 27 dated March 7, 1949. Counsel urged that Government had thus taken away all the power of the Special Tribunal to try any offence under any law for the time being in force.

J. A. Pinto, President of the Tribunal, said that the word "Order" was a somewhat vague one. After referring to the dictionary he said, it meant "rule" as well as "command."

QUESTION OF JURISDICTION

Mr. V. L. Ethiraj, Special Prosecutor, pointed out that no direction from the Military Governor was necessary for the Tribunal to function. Section 2 of the Special Tribunal's regulation stated that the Military Governor "may for the whole or any part of the Nizam's Dominions, constitute Special Tribunals consisting of three members appointed by him." This had been done. Once the Tribunal was constituted, ordinarily, the Criminal Procedure Code would apply. The Special Tribunal (which is trying Kasim Razvi) was constituted for the whole of Hyderabad State and was not like other Tribunals. Therefore, this Tribunal had territorial jurisdiction over the whole of the Nizam's Dominions.

Mr. Ethiraj pointed out that this Special Tribunal had all the powers of an ordinary court, but the Military Governor "may" direct the Tribunal to try other offences, but he could not take away from this Tribunal its jurisdiction. Further, Section 4, stated that a Special Tribunal "may take cognisance of offences."

Mr. Pinto: "In other words, Section 3 is only an enabling section and a mandatory one, and Sections 2 and 4 put together would give the Tribunal complete jurisdiction."

Mr. Ethiraj continued that no direction from the Military Governor was necessary. Once the Tribunal took cognisance of any offence then the Criminal Procedure Code must apply.

BIBINAGAR CASE

The accused in the Bibinagar Dacoity case then appeared in court.

The President of the Tribunal said that he had studied the jail rules and found that under-trial prisoners were entitled to certain facilities with regard to contact with their relations and friends, clothing and food. If they had those facilities in the military detention camp, they could not be lodged there but they could not be deprived of them. He remanded the accused till October 10, to Hyderabad Central Jail. That order, he said, was subject to the prosecution adducing reasons at any time to show that for reasons of security they should be detained in the barracks at Trimulgherry and assuring that reasonable facilities would be provided there to the accused.

The Court then adjourned to meet again tomorrow.—P.T.I.

U.P.I. add: A mysterious woman, dressed in jet black is regular visitor to the Special Tribunal Court at Trimulgherry and has been attracting considerable attention. She sits facing the dock and bows in typical Hyderabad fashion when Kasim Razvi is ushered in by escorts. As soon as the trial starts, she folds hands and begins praying. At the close of a day's sitting she again rises in her seat and offers salutations to the Razvi chief, who is quick to respond.

Bombay Weather

Monsoonish weather prevailed in Bombay on Wednesday with Colaba recording 47 cents of rain and Santa Cruz 16 cents of rain between 8-30 a.m. and 5-30 p.m.

A "front" extending from Bombay to Raipur in the C.P. had caused heavy to very heavy rains along its route. The Santa Cruz Meteorological Office stated, explaining the reason for the downpour in the city.

The forecast for Bombay City and the suburbs for Thursday is, "mainly cloudy weather with occasional showers particularly in the morning, late in the evening or at night."

Bombay House Collapses

A two-storied brick and wood structure in a lane off Bhuleshwar, Bombay, collapsed like a pack of cards on Wednesday. None of the inmates of the building two families each of four members, was in. They had sought shelter earlier in a neighbouring house, having doubted the stability of their own home.

Shivdewla Talib, a watchman at St. Andrew's Church, Bandra, was arrested by the Bandra police, on Monday, on a charge of house-breaking and theft. He was produced before Mr. B. D. Belvi, at the Bandra Court, on Tuesday, and was granted bail.

Local Engagements

NOTICES IN THIS COLUMN ARE INSERTED AT RS. 6 PER LINE.

TODAY

Shree Sakti Mills Ltd.: 10th ordinary general meeting, Poda Chambers, Parsi Bazaar Street, 4 p.m.

Municipal Corporation, 3-40 p.m.

FRIDAY, September 30.

Municipal Corporation: Presentation of Civic Address to Rajkumar Amini Kaur, Health Minister, Government of India, Corporation Hall, 4-54 p.m.

NOTICE TO JURORS: Special Jurors' attention is drawn to the notice appearing in the Public Notifications Column: Annual general meeting, 9, Bakhesh Lane, Fort, Thursday, 6 p.m.

BRITISH COUNCIL: Monthly meeting, B.E.S.T. Hall, Thursday, 6-15 p.m.

BRITISH TRUST: Panel: Dr. M. B. Vaidya (Q.M.), Mrs. M. P. Gandhi, Mr. R. Brecker, Dr. M. D. Motashah, Dr. P. P. Andia and Mr. P. Narayan Prasad, Y.M.C.A. Hall, 12, Wodehouse Road, Thursday, 6-30 p.m.

BOMBAY MUNICIPALITY: Municipal Commissioner will meet elected members of Wards Nos. 14 and 15, weather permitting, at K.R. Corner, go round the Wards, Friday, 8-30 a.m.

SIKH REGIMENTAL CENTRES

Foreign Attaches' Two-Day Tour

NEW DELHI, September 23: The Sikh Regimental Centre at Ambala, like other infantry training centres of the Indian Army, turns out trained soldiers out of raw recruits in nine months.

Four military attaches of foreign embassies, those of the United Kingdom, Pakistan, France, and the United States, returned to New Delhi last night after a two-day visit to the Ambala centre and the Sikh Boys' Company centre at Sabathu, in the Simla hills.

The U.S. and French representatives stated at the end of the tour that the training given at the centre compared favourably with similar training given in the U.S. and French armies.

The age of the recruits varies from 17 to 25, and the centre takes on new recruits all the time. During the nine months' term, they are given small arms training, physical training and education and "battle inoculation." While the crash of shells is simulated, the 0.303 bullets (standard rifle ammunition) used are live ones.

According to Lt.-Col. J. C. Kapur, Commandant of the camp, the recruitment standard today is "definitely better than in war-time and even pre-war days. The present-day recruit is better educated."

The pre-war recruit, after one year's training at a regimental centre, was sent to the front and was given further battle training by the unit to which he was sent. "Now a recruit who completes his nine months' training is ready to go into action straightaway, and some of them have in fact done so," Col. Kapur added.

The four military attaches took the salute at a ceremonial parade of the boys.—P.T.I.

STANDARD OF SWISS POSTER ART Highest In World

"Switzerland is a very poster-conscious country and probably the nation with the greatest per capita production of posters," said Dr. H. A. Sonderegger, Consul-General for Switzerland, Bombay, declaring open an Exhibition of Swiss Poster Art organised by the International Service Committee of the Rotary Club at the Bombay Art Society's Salon on Wednesday evening.

"Though Swiss poster art owes much to some pioneers in France," the Consul-General said, "it can be said without exaggeration that the general artistic standard of Swiss posters is nowadays the highest in the world. Some explanation of this may be that Switzerland is a tourist country of great scenic beauty and that vividly coloured posters are the most congenial medium to advertise beautiful landscapes."

"In India, where poster art has made a small start only a few years ago," he said, "an exhibition of artistically valuable posters should be a stimulant to the young generation of Indian artists."

Earlier, Mr. N. S. Sen, former President of the Rotary Club, welcomed the Consul-General. Mr. Sen announced that there would be a general discussion on the posters exhibited there at 6 p.m. on Friday next.

Among the 39 posters that are exhibited on the walls of the salon are many depicting beautiful natural scenes of Switzerland in vivid colours.

The exhibition will remain open till October 5, between 11-30 a.m. and 7-30 p.m.

CONCERT IN AID OF CRIPPLED CHILDREN Excellent Performance

By Our Music Critic

In aid of the Society for the Rehabilitation of Crippled Children and under the patronage of H. E. the Governor and Rani Maharaj Singh, the Bombay Madrigal Singers provided a novel relief with "The Holy City" by little-known turn-of-the-century composer, A. B. Gaul, at St. Thomas' Cathedral, Bombay, on Tuesday evening.

Re-arrangements due to last-minute mishaps, compelling Victor Paranjoti to take over the organ, with Caesar Coelho acting as conductor, did not mar the quality of the performance. Notably the second part was a gratifying reward for Victor Paranjoti's patient labour of chiselling the ensemble to perfection.

The high standard was evident from renditions by solo singers, Aline D'Souza, Mary Noronha, Phyllis Jeffrey, Ruti Sethna, Dunstan Roberts and Dr. Paul Geren, although acoustical conditions were unfortunately not always favourable.

The U.K. Deputy High Commissioner, Mr. G. V. Kitson, presided, introduced by Lady Rama Rau, Chairman of the S.R.C.C. Funds Committee.

MODERNISATION OF STATES UNIONS

Steps To Be Taken

(Continued from page 1).

Ministers to accelerate the process of modernisation of administration and development of resources of the States Unions rather than obstruct the work of the Ministers, much less encroach on their ministerial powers. The process of modernisation of administration in princely India will necessitate reorganisation of the police and magistracy, the judicial organisation and the financial set-up which will harness the economic resources of the States and States Unions concerned.

The States Ministry is at present engaged in establishing a food administrative set-up in the States Unions. A States cadre of administrative officers is being organised.

A Regional Commissioner will be accredited by the Government of India to each Union who will act as their agent in respect of such matters as food and civil supplies, extradition, issue of arms licences and passports. It is, however, emphasised that the agency functions now being performed by the Regional Commissioners will gradually disappear, as soon as the administration of the Unions approximate to that of the provinces. In order that

GOAN SUPPORT FOR PORTUGAL



A public meeting held recently in Panjim, Goa, affirming the Goans' desire to continue to remain under the Portuguese flag. Above is a view of the meeting. On the right, Dr. Fernando Albuquerque speaks at the meeting.

Revenue & Postal Stamps Stolen

BOMBAY INCIDENT

Hundreds of postal and revenue stamps, prices of which ranged from a pice to a rupee were stolen from the "strong room" of a Bombay post office, it was reported to the police on Tuesday.

According to officials of the Kalbadevi Road post office, Govind Narayan Ranade, a stamp vendor, kept postal and revenue stamps of various denominations, post cards envelopes and Rs. 100 in cash in an iron box, closed and locked it in the presence of the Assistant Postmaster and kept the box in the strong room of the post office at 7-30 p.m. on September 14. He went home fell ill and did not return to the post office until Tuesday afternoon. When he opened the box yesterday, the stamps and cash were missing.

Bombay Rotary Talk

"Are the English human? Yes, they are, with their sweet reasonableness," observed Dr. Ranjee Sahani, the Indian author, who lived in England for 11 years, addressing a gathering of the members of the Bombay Rotary Club on Tuesday.

"The whole of the English experiment in life is based on the realisation that we are human and no more," Dr. Sahani said. English poetry painted man as he was and made him feel that it was possible for him to be better, he said, while we in India thought in terms of the "supernatural."

The Englishman had his own defects too. He would ask everyone to reform, and not reform himself. In matters of food, Dr. Sahani found him "less than human."

Ranjan, President, C. S. Patel, who presided, earlier welcomed Dr. Sahani and Rotarian W. W. Russell thanked him on behalf of the Club.

CITY NEWS IN BRIEF

On a charge of running a prize competition without a license from the Collector of Bombay, Champaklal B. Shah, Editor of "Rajkot," a Gujarati fortnightly published in the city, was arrested by the General Branch C.I.D. on Tuesday. Champaklal was ordered to be released on bail, by Mr. K. J. Khambatta, Presidency Magistrate, on Wednesday.

Lieut.-Gen. Sir John Crocker, G.O.C. Middle East, passed through Bombay by a special R.A.F. plane on Wednesday "en route" to Karachi and London after a week's inspection of the British Garrison at Colombo. He was accompanied by Lady Crocker.

Found guilty of criminal breach of trust, Ramachandra Balu, a "hamal" at Laxmidas Market, was sentenced to four months' rigorous imprisonment and fined Rs. 450 by Mr. K. J. Khambatta, Presidency Magistrate, on Wednesday. In default of payment of the fine, the accused will undergo a further imprisonment four months. The fine, if collected, was ordered to be paid to the salesman, who had entrusted the "hamal" with saris worth that amount.

A dose of chlorodyne given to a three-year-old boy by his mother as an anodyne for diarrhoea acted as a poison instead, resulting in the death of the child on Wednesday. The chlorodyne, which was some months old, had been last used five months ago when the mother of the boy had treated another child suffering from the same complaint. It is suspected that the drug had deteriorated in the meantime and become toxic.

SERVICES TO JAIN COMMUNITY

Ahmedabad Business Man Praised

Tributes to Mr. Kasturbhai Lalbhai, a prominent industrialist of Ahmedabad, for his invaluable help to every deserving cause in the country were paid at a reception given to him by members of the Jain community in Bombay on Wednesday.

The function, which was held in a "shamiana" specially erected for the occasion, was attended by over a thousand invitees. Messages wishing Mr. Kasturbhai Lalbhai a long life in public service were received from all over the country. Mr. Bhagwanlal Pannalal presided.

An address eulogising his services to the Jain community, to which he belonged, his untiring efforts to alleviate the sufferings of the people during the famine in Gujarat, and his munificent donations to the various educational institutions in Ahmedabad, was presented to Mr. Kasturbhai, enclosed in a silver replica of a Jain temple.

AID TO GOVERNMENT

The address also referred to the prominent place he occupied among industrialists in the country, and his able guidance to the Nehru Government in solving the economic and industrial problems of India. The Jains particularly thanked him for his successful efforts in bringing about the abolition of the payment of Rs. 60,000 by the community to the Palitana State as "pilgrim tax," for visiting temples on the Satrinjay Hills.

Mr. Bhogilal Laherchand, Mr. Kantilal Ishwari, Mr. Pureshottam Badami, Mr. Damjibhai Jethabhai, Mr. Amritlal Kalidas, Mr. Mohanlal Choksi, Mr. Jayantilal Mankad, Dr. Chimanlal N. Shroff, Mr. Bhogilal Ratanchand and Mr. Jeevantilal Pratapsingh joined in paying tributes to Mr. Kasturbhai. They appealed to him to bring about perfect unity among all the sections of the community.

Thanking the members of his community for their appreciation of what "little" he had done, Mr. Kasturbhai declared that it was only with co-operation that he could be of service to the community. Jainism had the highest ideals, which could lead the world to peace and prosperity, he said. He asked the Jains to bear in mind that it was everyone's duty to give the best in him for the service of the country.

Thana Defence Parties

From Our Own Correspondent

THANA, September 23: The Village Defence Parties organised by Government have been doing good work in Thana District, particularly in the areas at the foot of the Sahayadri hills which are most vulnerable to dacoities and attacks by armed gangsters.

It is stated that about a fortnight ago, a gang of armed dacoits attacked the village, Chondhe-khurd, in the interiors of Shahapur Taluka. An alarm was raised and the villagers came out fully armed to ward off the dacoits, who were also equipped with spears and swords. In the course of the skirmish that followed a dacoit was severely wounded and the rest took to their heels.

Students' Hunger Strike

Four students of the Victoria Jubilee Technical Institute, Bombay, are reported to have commenced a three-day hunger strike on Thursday morning as a protest against rustication of some of their fellow students. At a meeting held later in the day a section of the students decided to embark on a mass 24-hour hunger strike on Friday.

Charge Of Breaking Into Room

TEACHER'S APPEAL ADMITTED

Mr. Justice Weston and Mr. Justice Shah, at the Bombay High Court, on Wednesday, admitted a revision application filed by Jai Ram Narayan and Bawala Ali against the conviction and sentence of three months' rigorous imprisonment and a fine of Rs. 100 each imposed upon them by a Presidency Magistrate on a charge of breaking open a lock of a room in the Deaf and Dumb Institute at Mazagon. Their Lordships also allowed interim bail to the appellants.

According to the complainant, Mr. John Baptista St. John, an advocate of the High Court, and Honorary Principal of the Institute, Jai Ram applied for the post of honorary teacher in wood polishing on August 5, 1946. He was appointed a teacher on certain conditions. Jai Ram subsequently left the service, but later, on his application, was re-appointed.

BURNING OF LIGHT

In April 1949, one night, Mr. John Baptista saw lights burning in the room in which Jai Ram used to coach the children. Later, on a resolution passed by the managing committee of the school, the complainant, on June 28, last gave notice to Jai Ram. He also locked the room after school hours. That night, Jai Ram, it was alleged, broke open the lock, the implements for breaking open the lock having been brought by Bawala Ali and another person.

The police arrested Jai Ram, Bawala Ali and Jivraj Khoda. Mr. J. Meneses, Presidency Magistrate found the first two accused guilty and sentenced them. The third accused was acquitted. Against their conviction and sentence, Jai Ram and Bawala Ali appealed, among the grounds of appeal being that this was really a civil dispute for deciding the question of possession of the room and that the magistrate had not allowed the defence to call its witnesses. Jai Ram, it was contended, was staying in the room as a tenant and was entitled to break open a lock placed over his lock.

Their Lordships admitted the petition and issued a rule. Mr. H. R. Parthivalla with Mr. B. G. Thakore appeared for the appellants.

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TACKLING ASIA'S HEALTH ISSUES

National Resources To Be Pooled

NEW DELHI, September 23: The W. H. O. regional committee for South-East Asia, winding up a three-day meeting today at New Delhi, took a series of decisions which are expected to lead to far greater co-operation and mutual aid in common health problems among the countries of this region than has ever been possible before. Delegates from the seven countries represented at the meeting agreed on plans to pool national resources in educational and technical training facilities for health workers of all kinds, to begin as soon as possible to manufacture essential medical supplies like D.D.T. and penicillin within the region to approach E.C.A.F.E. for assistance in obtaining materials essential for housing projects, and to exchange information on public health, environmental sanitation, and maternal and child health work.

Under a joint plan of F.A.O. and W.H.O. explained Dr. Martha Elliot, Assistant Director-General of W.H.O. these large-scale demonstrations would be arranged in areas where a major health problem, like malaria, was seriously hampering food production. The aim would be substantially to raise agricultural production standards by bringing major diseases under control and at the same time improving health standards generally in the areas chosen.

The report of the programme sub-committee approved at this morning's plenary session, included the following points: Assistance from W.H.O. to be sought in strengthening malaria training centres in New Delhi and Colombo and priority be given to the extension of B.C.G. vaccination in the region as an essential step in fighting tuberculosis, and to the establishment of a national tuberculosis teaching and training centre in a country of the region.—U.P.I.

BUSINESS MEN ON TRIAL Cheating Charge

Two business men Ramsingh Jivansingh Ahuja and Aaron D. Abraham, were committed to the Criminal Sessions of the Bombay High Court for trial on charges of criminal breach of trust and cheating of Rs. 7,00,000 by Mr. R. S. Parikh, Presidency Magistrate, Bombay. The complainant in the case was the Agent of the Bank of China in Bombay, Mr. H. J. P. van der Ransingh Ahuja, an exporter of specie, was allowed an overdraft by the bank since 1944, the complainant stated. Ramsingh used to pledge receipts given him by Aaron Abraham on behalf of a firm of clearing agents, for goods kept in their godown, against his account.

Between October, 1948, and May, 1949, Ramsingh was stated to have obtained Rs. 6,97,905 from the bank against "goods" covered by receipts given by Abraham. As there appeared to be "under delay" in clearing the "goods", the Bank Agent had a surprise check made on the godown. The value of goods in the possession of the clearing agents, it was alleged, was they found to be far less than that declared to the bank. A complaint was filed against the exporter and his clearing Agent on charges of criminal breach of trust and cheating by Mr. Puh.

The Chief Commissioner of Delhi has withdrawn the pre-censorship order passed against the "Tatp" an Urdu daily of Delhi.

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GOVERNMENT OF INDIA DISPOSALS

CATALOGUE OF SURPLUS STORES FOR INDUSTRIAL USERS

The Directorate General of Disposals publish from time to time Catalogues of Surplus Stores that are considered to be of use to Industrial Users. 3rd Catalogue of the series will be published on 5-10-1949, and applications for allocations of stores will be entertained upto 4-11-49. The stores are offered at fixed prices to Industrial Users only for their use. The prices have been so fixed as to make the stores attractive to Industrial Users.

The stores listed in the 3rd Catalogue include Lathes, Drilling Machines, Grinding Machines, Profile Cutters, Blowers, Jacks, Winches, Blocks Tackles, Generating Sets, Printing Machines, Oil Units, Concrete Mixers, Sand Washing Plants, Piles, Stone Crusher Chassis, Sewing Machines, Survey and Optical Instruments.

For further particulars of stores, application, allocation, etc., see Catalogue.

Copies of the Catalogue can be had from the Publicity Branch, Directorate General of Disposals, New Delhi, and the Regional Commissioners, (Disposals), Calcutta, Kanpur, Bombay and Madras at Rs. 5/- per copy in cash or by Money Order. Copies are not sent by V.P.P.

The Director General of Disposals, New Delhi.

The Government of India may discharge their responsibility of supervision and control, the Regional Commissioner will be entitled to ask for any information from the States Unions administrations. Above all, the Regional Commissioner will be in charge of the matters over which exclusive authority vests in the Rajapramukh.

As the fiscal integration is to be staggered over a number of years, the Government of India wish to ensure that the financial and economic policies of the Unions are in conformity with those of the Centre. It is, therefore, desired that the budgets of the Government of States Unions should have the approval of the Government of India before they are placed before the respective legislatures.

APPOINTMENT OF JUDGES

Certain procedure in respect of the appointment of the Chief Justice and Judges of the High Courts of the Unions has been laid down. It is desired by the Government of India that their approval is desirable in regard to the appointment of Chief and Finance Secretaries and Inspectors-General of Police. Above all, in view of the special responsibility of the Government of India in respect of the States Unions, it is suggested in the memorandum that the Union Governments should continue to send to the Ministry of States, as at present, fortnightly reports relating to the various actions of the administration with special reference to Communist activities, violent crimes, accidents and disasters.

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