

TEN RUNNERS FOR FEATURE EVENT

A field of ten Class Three runners has accepted for the 1,200 metres Sir Sultan Chinyo Gold Cup, which features the eight-event programme to be decided at Mahalakshmi on Sunday. First race starts at 2 p.m.

The following are the acceptances: Sir Sultan Chinyo Gold Cup: 1,200 Metres: Lady Lightning 49.5, Flower 51.5, Parnassus 52, It's Me Darling 53.5, Gypsy Charnel 51, Red Gilly 52.5, Nibbed 49, Sweet Son 45, Gypsy Charger 44.5, Sonic Boom 41.5.

Star of Italy Cup: 1,000 Metres: Fair Holiday 59, Uphar 58, Top Notch 58, Tangerine 56.5, Hanks 51, Hurricane 53, Love Story 52.5, Ark Royal 52.5, Ala Moana 47.5.

Mohim Plate: 1,400 Metres: Redouble 59, Mosu Prema 58, Remarkable 55.5, Paying Guest 55, Heramb 53.5, Joshi 52.5, Rajadhiraj 52, Lotus Princess 51.5, Lucky Dip 49.5, Hornet 48.5, Par Avion 48.5, Sumita 45.5.

To be ridden by Indian Jockeys, Half Jockeys & Apprentice Jockeys with allowances.

Moss Cup: 2,400 Metres: Bharat 59, Eager Lips 56.5, Pratima 56.5, Royal Valet 55.5, The Golden Jet 54, Beau Ideal 52.5, Kailash-Deep 52.5, Shiv Prasad 51, Glorious Goolang 47, Southern Star 47.

Anand Plater: 1,000 Metres: Alamgir 60.5, Moment Supreme 60.5, Giga-jet 59.5, Purandokht 59, A Z 57.5, Peepo 56.5, Jolly Prince 56, Jewel Tree 54.5, Blitzen 54, Chester 52.5, Versailles 51.5, Meristem 51.5, Exodus 50.5, Gilly Gilly 50.5, Rani of Chithor 50, Precious 50, Swift Waters 50, Sparkling Flies (late No Consent) 50, Rocinante 49.

King of Diamonds Cup: 1,600 Metres: Guladsta 59, Banzai 58, Shih-Tir 57.5, Mamma's Boy 57.5, Suboth 55.5, Electra 55, Marshall Grey 54, Liverpool 54, Yashavini 54, Love Affair 53, Try and Triumph 52, Diana 51, What's in a Name 50.5, Credit Call 48.5.

Aero Plate (Div. D): 1,000 Metres: Lotus Prince 54, Young Gladiator 54.

N. RLY. JANUARY AUCTIONS

Daily at 10 A.M. On 17/18th Alamgir Lucknow, 20th Jagadhri, 22nd GS/Shakurhasti, 23rd SSB/Track and 29/30th Bikaner. Large stocks of ferrous & non ferrous scrap including condemned, loose, wagon, coaches, melting scrap, industrial re-rollable & other misc. stores. Contact M/s. J. R. Bashehar Nath, Govt. & Rly. Auctioneers, Khari Baoli, Delhi-6. Phone: 269311.

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Head-Hunter 51, Red Romeo 54, Challenger's Day 54, Khazana 54, Manapouri 52.5, Racey 52.5, Spiffie 52.5.

Agra Plate (Div. II): 1,000 Metres: Prince of Arabia 54, Tushar 54, Lucky Haven 52.5, Mirganyani 52.5, Eye to Eye 52.5, Lady of Shalott 52.5, Heli-antha 52.5, Tokyo Rose 52.5, Hurry Home 52.5, Poetry 52.5, Lucky Shot 52.5, Tree Nouvelle 52.5, Idol's Eye 52.5, Neelamburi 52.5, Pakeezah 52.5.

Trainer Irani dead

"The Times of India" News Service
POONA, January 10: Mr. K. J. Irani, a racehorse trainer of Western India, passed away in the Poona-Bombay railway doctor was called in to attend on him today before the departure of the train. He died following a heart attack.

Mr. Irani, accompanied by some of his relations, boarded the train for Bombay. On his complaining of uneasiness, a railway doctor was called in to attend on him. On examining Mr. Irani, the doctor found him dead.

Engineer, Sadarangani in bright stand

By A Staff Reporter

Dr. Antonio Da Silva opens Rozad Engineer and Chandru Sadarangani gave their side a bright start in the Giles Shield Cricket Tournament against Dunne's Institute at the Cross Maidan on Wednesday. Engli-her hit up 90 with the aid of 13 fours and Sadarangani 33 and the partnership was worth 136 runs in 100 minutes. Antonio were 266 for six at stumps.

Bharda and St. Xavier's scored easy victories over Maris Stella and Campion, respectively, at the Azad Maidan.

St. Xavier's, who had scored 240, dismissed Campion for a paltry 51.

Principal scores:
Dr. Antonio Da Silva 266 for 6 (R. Engineer 90, C. Sadarangani 33, Shashishekar 42, D. Parab 37; V. Mirchandani 4 for 52) vs. Dunne's Institute.

Bharda 239 beat Maris Stella 108 (S. Fitter 22, S. Patil 31; S. R. Mehta 3 for 28, L. A. Koli 3 for 48, U. R. Shah 4 for 9).

St. Xavier's 240 beat Campion 51 (N. Vengulekar 5 for 12, S. Dalvi 3 for 3).

Momaya triumphs

By HIRO SHIROFF

Special to "The Times of India"
Vinod Momaya won well deserved victory in bagging the Lysistrata Cup in handicap yacht racing in Sea-bird class in the Bombay harbour. He completed the 12-kilometre course in one hour, 51 minutes and three seconds. His runner-up was last year's winner, Basil Tucker, who came in three minutes and seven seconds after Vinod.

Inge Kruger "retired" as she did not complete the course while the other three competing yachtsmen fared as follows: Gunther Kruger, Phiroza Bhiwandivalla and Tim Divecha.

In the Sharpies class, in the competition for the Grenfell Trophy, the honours went to Shyam Chalmari who completed the eleven kilometre course in one hour, 28 minutes and one second. Next to him was B. K. Madon with Milton Fernandez finishing third, and N. Mehta coming in last. The fifth contestant, Giridhar Motwane, retired.

In the triangular tie for the President's Prize in A-Class yachts, Ad Unwalla bagged the prize with Frank Courtney coming in second and Philip Bragg bringing up the rear.

The Maharashtra State Cycling Association Championships will be held at the Vallabhilal Patel Stadium this week-end. The first event on Saturday morning at 7 a.m. will be the time trial. The afternoon session will commence at 1-30 p.m.

The handicaps for Tuesday

The following are the handicaps for the 13th Day of the Bombay Meeting, to be held at Mahalakshmi on Tuesday, January 16:

Raninivas Rannarula Rula Gold Cup: 2000 metres: Baçe Miya 57, Young Stallion 57, Grand Gesture 57, Imperial Heritage 57, Prince of Wales 57, Rock Witness 55.5, Remarque 55.5, Redouble 55.5, My-Dipiti 55.5.

P. D. Bolton Gold Cup: 1,200 metres: Joy Palace 59, Mango Blossom 57.5, Pencil Throne 56.5, Recoup (late Cash On) 51, Heaven's Heaven 48.

Sir Rahlmootoa Chinyo Gold Cup: 1,600 metres: Goolang 59.5, Ike 57.5, Jean Lafette 56.5, Sweet Harmony 56, Red Revolution 55, Grecian Flower 54, Prize Fighter 52, Abdullah 52, Star Fighter 51.5, Paramount 50, The Angel 50, Rock Witness 47.5, Pickwick 47, Deer Don 47, Markand 47.

C. H. Malone Plate: Noble One 59, Paying Guest 57.5, Uphar 57.5, Cordilo 56, Heramb 56, Lotus Prince 54, Ark Royal 52, Love Story 52, Lucky Dip 52, Axel 51.5, Par Avion 51, Taj E Shahi 49.5, Bhagya-Deep 47, Ala Moana 47.

Stewards' Cup: 1,800 metres: Dillanawaz 59, Mosu Prema 58, Kindness 56.5, Sand Storm 56, Moll Flanders 55, Rock Diamond 53, Sindhoos 53, Roy Jet 53, Ruby Rosa 51.5, Blaze on the Trail 49.5, Dark Mirage 49.5, King's Hussar 46.5, Indian Rose 45.5, Sweet Melody 45.

Calcutt Plate: 1,400 metres: Aimee (late Go-Girl) 60, Grand Performance 59, Bharat 59, Petit Prince 58.5, Rosica 58, Moment Supreme 58, Alamgir 58, You'll See 56.5, Flying Statesman 56.5, Fleming Star 56, Pulkeshi 56, Pin Point 55.5, Silver Spring 55, The Golden Jet 54, My Love Rishi 54, Mosum Bahar 53, Interlaken 53, Benaz 53, Stupendous 52.5, Prathna 52.5, Gold Water 52.5, Steel Blue 52, Cactus Flower 51.5, Random Thought 49.5, Versailles 49, Halfot 48.5, Exodus 48, Gilly Gilly 48, Flower Topman 48, Rough Lil 47.5, Great Boy 47.5, Jatayu 46.5, Nylobolt 46, Banganga 46.

Wild Argosy Cup: 1,200 metres: No Secret 60, Kalindi 60, Clover 60, Fire Crystal 59.5, Ziraab 58, Gavroche 54.5, Tanrug 54.5, Rose Wine 54, The Baron 53, Happy Dream 53, What's in a Name 52, Flying Princess 51.5, Roman Star 51, Loyal Belles 51, Loch Honey 50.5, Credit Call 50, Chamunda Yasha 50, Roman Laurel 49, Royal Rock 48.

Excelsior Stakes: 1,200 metres: Elhaam 58.5, Mighty Stallion 55, Tristar 55, Gold Giver 55, Nectar Queen 53.5, Star of Arabia 50, Sun King 50, Challenger's Day 50, Mighty Young 50, Prince Jehan 50, Head-Hunter 50, Nectar King 50, Topman 50, Tippy Boy 50, Wunderhau 50, Pushp Deep 50, Mithaly Love 48.5, Eye to Eye 48.5, Thunder Shower 48.5, Hurry Home 48.5, Lady of Shalott 48.5, Manapouri 48.5, Heliantha 48.5, Racey 48.5, Neelamburi 48.5, Pakeezah 48.5, Cloud Burst 48.5, Rominelli 48.5, Peridot 48.5.

Innings victory

By A Staff Reporter

B. P. M. (Khar) defeated Amulakh Amichand by an innings and six runs in their third-round encounter in the Harris Shield Inter-School Cricket Tournament at the Azad Maidan on Wednesday.

B.P.M., who were 101 for six in reply to Amulakh's 117, took a first innings lead of 42 runs. Amulakh, who opted to continue the match were dismissed for 36. Medium-pacers S. Nimkar (4 for 17) and S. Raut (5 for 7) did the damage.

The principal scores were: Chhobidas 204 and 53 for one (S. D. Parker 35 not out). Marwari 143 (K. V. Sakaria 26, L. N. Lohani 32, S. Navin 20, S. Tejpal 22, S. P. Kapurkar 4 for 29, S. R. Shaikh 3 for 29, D. A. Desai 2 for 40). Marwari conceded the match.

Amulakh 117 and 36 (S. Nimkar 4 for 17, S. Raut 5 for 7) lost to B.P.M. (Khar) 159 (Tukaram Ghadi 86, Samir Raut 20; P. Sheth 4 for 34, A. Shah 3 for 50).

"Preamble is a part of constitution"

NEW DELHI, January 10.

MR. H. M. Seervai, counsel for the Kerala government, submitted to the Supreme Court today that acceptance of the argument that Parliament's powers were limited and that it could not amend the essential features of the Constitution would create a difficult situation in the country.

Once that argument was accepted, whatever amendment that Parliament might make could be challenged on the ground that it had touched the essential feature of the Constitution. Such a situation could create nothing but uncertainty in all matters, he said.

On the second day on his arguments, had in fact been created by judgments in the Golaknath case and Parliament had no alternative but to enact the 24th amendment bill and remove the "uncertainty" that had been caused.

Mr. Seervai said Parliament's power to amend any part of the Constitution was accepted by all. Uncertainty had come about only after the Golaknath case and even in that case the views expressed by eminent judges on the doctrine of implied limitation and on the scope and ambit of the word "amendment" were not unanimous.

Analysing judgements in the Golaknath case, Mr. Seervai said Mr. Justice Bachawat had held that fundamental rights were not outside the scope of the amending powers of Parliament. He also did not find them within the doctrine of implied limitation.

Similarly, Mr. Justice Ramaswami was also unable to accept the argument in that case that fundamental rights came under the doctrine of implied limitation.

Five other judges, Mr. Seervai stated, also declined to pronounce their opinion on the doctrine of implied limitation. They expressed no opinion on provisions or other those relating to fundamental rights.

DIFFERING VIEWS

The former Chief Justice, Mr. Hidayatullah, in his concurring judgment, expressly stated that fundamental rights were unamendable because they were fundamental. In his view the rest of the provisions could be amended by Parliament.

Mr. Justice Wanchoo stated that the implied doctrine and rejected the acceptance of it would lead to a situation where any amendment made by Parliament would be challenged in the court and would create uncertainty.

Counsel said the Privy Council and Australian courts had even warned of "chaos" in case such uncertainty was created.

Dealing with the scope and ambit of the word "amendment", counsel said the leading majority judgment in the Golaknath case did not pronounce any opinion on whether it should be construed in a narrower sense. They left the matter to be decided on a suitable occasion in future.

On that issue, Mr. Justice Hidayatullah did not agree to take the narrower view and even stated that new matter could be added and old matter altered or removed from the Constitution.

Mr. Justice Bachawat, Mr. Justice Wanchoo and two other judges also did not take the view in a narrow sense.

Counsel then asked: "If some judges do not express any opinion and some others say that the word cannot be taken in a narrow sense, then would it not be proper for Parliament to make the meaning clear and remove all doubts?"

Similarly, on Art. 13(2), some judges took the view that it controlled the amending power while others stated that it did not control at all.

Counsel stated that it was often asked as to why Parliament wanted to make the meaning clear and remove all doubts?

The reply to that question was that the position was settled till 1967. In the Golaknath case, by six to five, the Supreme Court took a different view. "If Parliament had not asserted its power then it would have been stated that Parliament had acquiesced in the curtailment of its power effected in the Golaknath case."

Mr. Seervai did not agree with the plea advanced by Mr. N. A. Palkhivala that the preamble was not part of the constitution.

The preamble, counsel said, was not only a part of the constitution but it was in fact the provision of the Constitution.

Elaborating on the subject, he said the preamble broadly indicated the objectives in mind before the framers of the Constitution. These objectives could be enlarged or curtailed by suitable changes in the Constitution.

Referring to the change made in Art. 168 with regard to the assent of the President to constitutional amendment bills, counsel stated that the idea was to keep the President above the public controversy that might arise in the case of such bills.

Mr. Seervai then proceeded to cite assembly debates in support of his claim that the preamble was adopted as a part of the Constitution.

The preamble "cannot hang in the balance", said Mr. Seervai, seeking to meet Mr. Palkhivala's argument on behalf of petitioners that the preamble was not a part of the constitution, could not be amended and any amendment of the Constitution would have to conform to the declaration in the preamble.

Mr. Seervai said whatever may be the general theory, in our constitution "we made the preamble a part of the constitution."

It was irrelevant from his point of view whether the preamble came into force on November 26, 1949, when the Constitution was adopted, or later, on January 26, 1950, when the constitution came into force.

Explaining the meaning of the words in the preamble that "people made and gave themselves" the constitution, Mr. Seervai said in law the Constitution was given by the people unto themselves.

However, the source of the power for constitution-making was to be found in the relevant provisions of the Indian Independence Act, he said.

—UNI adds: Mr. Seervai said the phrases "amend by way of addition, alteration or repeal" of "any law", clearly indicated that the law-makers sought to make Art. 13(2) comprehensive enough to include amendment of the Constitution in any manner Parliament, as representing the people, would do.

The chief justice: "Would this include the power to destroy?"

Mr. Seervai replied that if the law-makers thought that it was necessary to destroy in order to improve, they would indeed be right in doing so.

The Chief Justice asked whether the law-makers, if they wanted to amend their own constitution, could not have inserted a clause or explanatory note stating that there are no implied limitations to such power.

Mr. Seervai replied that the language of the article was clear and specific as it was, and it was sufficient to enable Parliament to amend and amend the constitution for the purpose of attaining certain social and economic objectives. The absence of such amending power could leave the only alternative of scrapping the Constitution, as President De Valera had to do in Ireland.

Mr. Justice K. S. Hegde observed that fortunately such a contingency had not arisen in this country.

Man-made plant holds promise
"The Times of India" News Service
NAINI TAL, January 10: Trifoliate, a man-made plant, holds good promise for cultivation under rain-fed conditions at high altitudes in the hills, according to the findings of Pantnagar University of Agriculture.

Initially, trifoliate was considered suitable for commercial cultivation in dry areas of the plains.

Trials conducted by the University at Mornaula, in the Kumaon Hills, under unirrigated conditions, proved that trifoliate strains could stand cold and highly acidic soil conditions. In terms of yield too, trifoliate strains gave encouraging results.

According to the university's scientists, trifoliate may do better than wheat and barley at high altitudes under rain-fed conditions.

Indira a household name in Sweden
COCHIN, January 10: The Prime Minister, Mrs. Indira Gandhi's is a household name in Sweden, according to the ace broadcaster of the Swedish radio, Mr. Claude Stephenson, who twice interviewed Mrs. Gandhi in Sweden last year.

At the end of his ten day stay here, Mr. Stephenson told newsmen that India's "marked" influence on Sweden was mounting.

He collected a large amount of material on Kerala for his broadcasts. He said Sweden had last year imported two million hand-made cotton "guru" shirts from India.

Indian handicrafts adorned most Swedish homes, which also smelled of Indian incense and spices. Newspapers gave wide coverage with Indian authors and employed well-qualified critics of Indian dance and music.

Quoting an instance, Mr. Stephenson said four performances given by the leading Udyogamandal troupe of Kathakali dancers in Stockholm in June came in for bitter criticism for being "too showy and deviating from authentic Kathakali art to please western audiences."—U.N.I.

Ministries against plan for dry fruit corpn.
NEW DELHI, January 10: The proposal to set up a separate corporation to handle the dry fruit import trade appears to have got stuck for the time being.

According to informed sources, the proposal could not get through at the inter-ministry discussions attended by representatives of the ministries of foreign trade, finance, external affairs and the State Trading Corporation.

The consensus was against the plan because a large organisation to handle imports worth Rs. 10 crores would not be viable. The overhead expenditure would be very high. Lastly, since the imports were linked to exports of goods, particularly engineering items, the corporation would not be able to perform the task because of lack of experience.—U.N.I.

Youth body plans trek to Pinei glacier
"The Times of India" News Service
NAINI TAL, January 10: The Youth Hostels' Association of India plans to organise a trek to the Pinei glacier in the Kumaon Himalayas next summer, it is learnt.

Hundreds of boys and girls from all over the country are expected to participate in the trek.

The association had organised the first mass trekking to the glacier in 1971.

India will host an international mountaineering seminar next summer at Darjeeling, according to a member of the Naini Tal Mountaineering Club.

PUBLIC NOTICES

Continued From Page 16

GOVERNMENT OF INDIA (BHARAT SARKAR)

Ministry of Railways (Rail Mantralaya)

(Railway Board)

TENDER NO. GP-70 OF 1972

THE Director, Railways Stores, Railway Board, New Delhi invites tenders on behalf of the President of India from established and reliable manufacturers for supply and installation of complete equipment for conversion of Ten WAG-1 class AC Single phase 50 HZ locomotives from excitrons to Thyristors.

2. Tender documents are obtainable from the following offices on non-refundable payment of Rs. 35/- (Rupees Thirty Five only) for the tender, specifications and drawings, or equivalent thereof, in cash or by money order.

i) The Director, Railways Stores, Ministry of Railways (Railway Board), Raisina Road, Room No. 341, Rail Bhavan, New Delhi.

ii) The Director General, India Supply Mission, Government Building, Broomfield, Acton, London W. 3.

iii) The Director General, India Supply Mission, 2536 Masachuse Avenue, Washington D.C. 20008, U.S.A.

3. Offers should reach the Director, Railways Stores, Railway Board, Rail Bhavan, Raisina Road, New Delhi (India) not later than 3 p.m. on 2nd March, 1973. The offers received will be opened till 10 a.m. at 3.30 p.m.

D5601(X)

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TENDER NOTICE

NO. PUR/4134/73

SEALED TENDERS, (in duplicate) are invited for the supply of following items:

S.No.: 1. Description: Diamond dressers, Details as per Tender Documents. Qty: 112 Nos. Estimated total cost: Rs. 40,000/- Cost of Tender documents: Rs. 10/- Earnest Money: Rs. 1000/-

2. Complete set of tender documents can be seen and/or obtained on payment in cash (non-refundable) from the Accounts Officer of this Corporation on any working day from 12-2-73 to 10-3-73. The cost of tender documents, remittance by Money Order will only be entertained if the remittance together with full amount and particulars of the intending tenderers reach the Accounts Officer on or before 12-2-73.

3. Tenders must be accompanied by the tenderers' conditions and specifications and the tender documents with the Tender documents, otherwise it will be rejected summarily.

4. Tenders will be received by the undersigned in his office upto or before 1.00 P.M. on 13-2-73, and would be opened on the same day at 4.15 P.M. in the presence of such tenderers or their accredited representatives as may be present. Telegraphic offers will not be entertained to.

5. This corporation does not bind itself to accept the lowest or any Tender, and reserves the right to distribute any item to more than one Tenderer. Tenders without Earnest Money may be rejected.

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subscribing Tender Number and date are invited for the sale of "Caustic Soda Lye" having a concentration of 35% to 45% NaOH for a quantity of approximately 100 MT. of Caustic Soda Lye (100% NaOH basis) will be available for tender from 10th February 1973 to 30th June 1973.

The parties have to make their own arrangements to lift Caustic Soda Lye by Road Tankers only. The price is to be quoted per tonne of Caustic Soda Lye (100% NaOH basis) ex-tanks, Any tax/duty would be extra. No discount would be allowed in the said sale.

The tender documents can be obtained from the Office of the Sales Officer after a payment of Rs. 10/- in cash or by Money Order during the office hours i.e. 10.30 A.M. to 4.30 P.M. The forms would be available from 15th January 73 to 20th Jan. 73.

The tenders should be addressed to the Deputy General Manager and Secretary, Nepa Mills Ltd., Nepanagar and should reach his office latest by 2 P.M. on 31-1-1973. The tenders would be opened on the same day at 3 P.M.

All the tenders should accompany an earnest money of Rs. 8,000/- by way of demand draft on State Bank of India, Nepanagar, payable to the National Newprint and Paper Mills Limited, Nepanagar.

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B855

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No. DERIGS/Tender/41

Raipur, dt.

TENDER NOTICE

SEALED tenders invited for the sale of used transformer oil, lying at Area Store (O&M) Dn., Raipur on "As is where is" basis so as to reach the undersigned not later than 3-30 P.M. on 6-2-73 and will be opened on the same day at 4-00 P.M. in presence of the tenderer or their authorised representatives. Tender form alongwith terms and conditions of sale can be had from any of the offices of the Divisional Engineers/Superintending Engineers of the M.P.E.B. on payment of Rs. 545/- (Rs. 500 as cost of form and Rs. 45 sales tax and Rs. 0-10 Refugate tax) in cash or money order (non refundable) on any working day up to 5-2-73 during office hours. The prospective tenderers may inspect the used transformer oil at our Area Stores, Raipur on any working day up to 5-2-73 during 8-30 A.M. to 12 noon & 3 P.M. to 5 P.M.

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MAHARASHTRA STATE ELECTRICITY BOARD