

### New Article 183-A

**Mr. President :** There is a new article 183-A proposed by Dr. Ambedkar.

**The Honourable Dr. B. R. Ambedkar :** Sir, I beg to move:

“That after article 183, the following new article be inserted :—

‘183-A. The Legislature of a State may, for the purpose of the timely completion of the financial business, regulate by law the procedure of, and the conduct of business in, the House or Houses of the Legislature of the State in relation to any financial matter or to any Bill for the appropriation of moneys out of the Consolidated Fund of the State, and, if in so far as the provision of any law so made is inconsistent with any rule made by the House or either House of the Legislature of the State under the last preceding article or with any rule or standing order having effect in relation to the Legislature of the State under clause (2) of that article, such provision shall prevail.’ ”

Regulation by law of  
procedure in the  
Legislature of the  
state in relation to  
financial business.

**Mr. President :** Does anyone wish to say anything? The question is:

“That new article 183-A be added to the Constitution.”

The motion was adopted.

Article 183-A was added to the Constitution.

### Article 184

**Mr. President :** We go to article 184.

**Shri T. T. Krishnamachari :** Sir, we have not discussed article 99 which is analogous. This may be held over. Articles 185 and 186 have not got many amendments and they might be taken up.

### Article 185

**Mr. President :** We pass over article 184. We go to article 185.

(Amendment Nos. 2518 and 2519 were not moved.)

Does anyone wish to speak?

**Shri B. Das :** Sir, I feel that the provincial Legislature should have the right to question the conduct of the High Court Judges. Regarding the Supreme Court, the Parliament is there which will be very alert and if they find the Supreme Court Judges are misbehaving, the Parliament will find its own way to correct them and to bring the Government, the President and the Cabinet under censure so that they control properly the Supreme Court Judges. I am not happy with 185 (1). I do not think and appeal to Dr. Ambedkar—the Drafting Committee has been very fair and if they have been fair, why do they want to stifle discussion about the High Court Judges in the provincial Legislatures? That is all I want to say.

**Mr. President :** A similar provision has been passed with regard to Supreme Court and High Court in article 100. Does anyone else wish to speak?

**Shri T. T. Krishnamachari :** Mr. President, if the Chair will permit me and the house agrees, I would like to move—

“That clause (2) of this article may be omitted.”

The reason is that right through in the States Chapter we have been omitting specific reference to States in Part III of the First Schedule and it would only be following the same practice which we have hitherto followed. I hope the House will agree to this and omit clause (2). Sir, I move.

**Shri R. K. Sidhwa :** Mr. President, I know, as you have rightly pointed out, that in the previous clauses as far as the Supreme Court is concerned, we have passed a similar article. But I do not understand why the Judge of a High Court should be above criticism as far as his conduct is concerned. Sometimes he misbehaves, he is not a super-man, his conduct also should be subject to question somewhere and if you do not allow the House to discuss his conduct, you know sometimes what happens. We know what happened in a recent case. While I say that his judgment should not be under discussion of the House, his conduct should be certainly subject to discussion. There is nothing wrong and it does not in any way derogate from his position. If you have some kind of restriction upon a judge, I think it will be a very healthy procedure.

**Shri T. T. Krishnamachari :** May I point out that we have accepted 101 which is practically the same so far as Parliament is concerned and we are applying the same provision with regard to Legislatures of the States?

**Mr. President :** The question is:

“That clause (2) of article 185 be deleted.”

The amendment was adopted.

**Mr. President :** The question is:

“That article 185, as amended, stand part of the Constitution.”

The motion was adopted.

Article 185, as amended, was added to the Constitution.

---

#### Article 186

**Mr. President :** We go to No. 186.

(Amendment No. 2520 was not moved.)

**Mr. President :** The question is:

“That article 186 stand part of the Constitution.”

The motion was adopted.

Article 186, was added to the Constitution.

The Assembly then adjourned till Eight of the Clock on Monday, the 13th June, 1949.

---