

Article 233

Mr. President : We take up No. 233.

(Amendment Nos. 2794, 2795 and 89 of List I of 5th Week were not moved.)

Mr. President : The question is:

“That article 233 stand part of the Constitution.”

The amendment was adopted.

Article 233 was added to the Constitution.

Article 234

Mr. President : We take up No. 234.

(Amendment Nos. 2796, 2797 and 2798 were not moved.)

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

“That the following new clause be added to article 234 :—

- ‘(3) Where by virtue of any direction given to a State as to the construction or maintenance of any means of communication under the last preceding clause of this article costs have been incurred in excess of those which would have been incurred in the discharge of the normal duties of the State if such direction had not been given, there shall be paid by the Government of India to the State such sum as may be agreed or, in default of agreement, as may be determined by an arbitrator appointed by the Chief Justice of India in respect of the extra costs so incurred by the State.’ ”

Mr. President : The question is:

“That the following new clause be added to article 234 :—

- ‘(3) Where by virtue of any direction given to a State as to the construction or maintenance of any means of communication under the last preceding clause of this article costs have been incurred in excess of those which would have been incurred in the discharge of the normal duties of the State if such direction had not been given, there shall be paid by the Government of India to the State such sum as may be agreed or, in default of agreement, as may be determined by an arbitrator appointed by the Chief Justice of India in respect of the extra costs so incurred by the State.’ ”

The amendment was adopted.

Mr. President : The question is:

“That article 234, as amended, stand part of the Constitution.”

The motion was adopted.

Article 234, as amended, was added to the Constitution.

Article 235

(Amendment Nos. 2800 and 2801 were not moved.)

Mr. President : The question is:

“That article 235 stand part of the Constitution.”

The motion was adopted.

Article 235 was added to the Constitution.

Mr. President : Articles 236 and 237 are held over.

Article 238

(Amendment Nos. 2805 and 2806 were not moved.)

The Honourable Dr. B. R. Ambedkar : Sir, I formally move No. 2807:

“That in the proviso to article 238, for the words ‘under the terms of any agreement entered into in that behalf by such State with the Union’ the words ‘under the terms of any instrument or agreement entered into in that behalf by such State with the Government of the Dominion of India or the Government of India or of any law made by Parliament under article 2 of the Constitution’ be substituted.”

I move further:

“(1) That with reference to amendment No. 2807 of the List of Amendments, in clause (2) of article 238, after the words ‘by law’ the words ‘made by Parliament’ be added.

(2) That with reference to amendment No. 2807 of the List of Amendments, the proviso to article 238 be deleted.”

Mr. President : The question is:

“(1) That with reference to amendment No. 2807 of the List of Amendments, in clause (2) of article 238, after the words ‘by law’ the words ‘made by Parliament’ be added.

(2) That with reference to amendment No. 2807 of the List of Amendments, the proviso to article 238 be deleted.”

The amendment was adopted.

Mr. President : The question is:

“That article 238, as amended, stand part of the Constitution.”

The motion was adopted.

Article 238, as amended, was added to the Constitution.

Article 239

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

“That in article 239, before the word ‘State’ where it occurs for the second time in line 29, the word ‘other’ be inserted.”

(Amendment No. 2810 was not moved.)

Mr. President : The question is.

“That in article 239, before the word ‘State’ where it occurs for the second time in line 29, the word ‘other’ be inserted.”

The amendment was adopted.

Mr. President : The question is:

“That article 239, as amended, stand part of the Constitution.”

The motion was adopted.

Article 239, as amended, was added to the Constitution.