





# DELHI'S AIR GETS CLEANER! POLLUTION DOWN BY 25%

## 24x7 ELECTRICITY BRINGS GENERATORS TO A HALT

25% प्रदूषण  
हुआ कम  
आओ मिलकर  
100%  
कम करें हम

Dip/shabdarth/d/017/1/19-20

### WHAT BROUGHT DOWN POLLUTION?

- 24x7 electricity supply brought generator usage to near zero
- Heavy fines on construction sites in violation of dust control norms
- Implementation of Hon'ble Supreme Court's 'Graded Response Action Plan'
- Closure of Rajghat and Badarpur Thermal Power Plants
- Eastern-Western Peripheral Expressways reduced vehicular traffic
- Increase in Green Cover in Delhi

| Year    | PM 2.5 Levels* |
|---------|----------------|
| 2012-14 | 154            |
| 2016-18 | 115            |

\*Source: Central Pollution Control Board, Government of India

But we can't stop here! We have to make every possible effort to make Delhi pollution free



China paying close attention to situation in Kashmir, Xi tells Imran

China is paying "close attention" to the situation in Kashmir and the "facts are clear," President Xi Jinping has told Pakistan Prime Minister Imran Khan on Wednesday...

"The Pakistan side briefed the Chinese side on the situation in Jammu & Kashmir, including its concerns, position, and current urgent issues," said a joint press release issued at the end of Khan's visit to Beijing.

Xinhua quoted the Chinese president as saying. China has always viewed relations with Pakistan as a diplomatic priority and will continue to firmly support Pakistan on issues concerning its core interests and of major concern to it, Xi said.

Chennai on October 11 and 12. Beijing, the all-weather ally of Islamabad, has backed Pakistan over the Kashmir issue, with its Foreign Minister Wang Yi in his address to the UN General Assembly saying, "no actions that would unilaterally change the status quo should be taken."

55-yr-old man jumps on Metro tracks, injured

A 55-year-old man was injured after he allegedly jumped on to the Metro tracks and was hit by a moving train at Uttam Nagar East station on the Delhi Metro's Blue Line. The incident occurred on Wednesday afternoon and it led to brief delay in Metro services on the corridor.



A devotee throws flowers and plastic bags into River Brahmaputra in Guwahati on Wednesday

Bihar Police closes sedition case against celebrities

Patna/Muzaffarpur: The Bihar police has ordered closure of a sedition case lodged against nearly 50 celebrities, including filmmakers Shyam Bengali, Mani Ratnam and Anurag Kashyap, and the complainant would be prosecuted for levelling "false" allegations, a top police official said.

register a case under sections which the reading of the complaint discloses," he said. The ADG said the matter was supervised by SSP Muzaffarpur. "The complainant could not produce supporting documents or evidence, not even the alleged letter written by the 49 persons, which may support his claim of commission of any offence," he said.

SC invokes spl power to annul marriage

It directed the husband to pay the wife a lump sum permanent alimony amounting to Rs 20 lakh by way of demand draft within a period of eight weeks. The husband has approached the apex court challenging the order of Hyderabad High Court, which had dismissed his appeal against the family court order rejecting his prayer to grant a decree of divorce.

Caretaker of Salman's bungalow held in 29-yr-old theft case

Mumbai: A 62-year-old man, who worked as caretaker of a bungalow of Bollywood actor Salman Khan, was arrested on Wednesday in a three-decade-old theft case, a police official said.

suburbs. Rana and some others were allegedly involved in a theft and arrested by the crime branch in 1990, said senior police inspector Ninad Sawant. He was released on bail and then became untraceable, the police officer said. A court had issued a non-bailable warrant against him but the police could not track him down.

The couple had married in May 9, 1993 and a child was born from the wedlock in August 1995. There were differences in opinion between the husband and the wife and according to the husband, cruelty was meted out to him. By 1997, the wife had left the house of husband and stayed at her parental house after which the husband filed a divorce petition in the year 1999 before the Family Court at Hyderabad on the ground of cruelty.

Modi-Xi's Wuhan-2 in M'puram

Advertisement for 'CHANGE OF NAME' by I, Rajnish Kumar S/o Late Sh. Dharmpal Singh R/o B-12/166B, Udaygiri Apartment Sector-34, Noida (U.P.)...

counter-terror exercise is expected to be held later this year. Both leaders will also witness a cultural programme following which Modi will host a dinner for the Chinese leader. On Saturday, both leaders will have a one-on-one meeting followed by delegation-level talks. The Chinese President is expected to leave for Nepal from Chennai around 2 pm on Saturday.

"beyond one issue summit" and New Delhi does not see Imran Khan's trip as an attempt by China to hypenate the India and Pakistan relationship. The broad objective of the summit will be to find a broad pathway for future growth of Sino-India ties, they said, adding that there was no plan to ink any pact or issue any joint communique after the Modi-Xi meetings.

5,300 J&K families...

Further, during the Indo-Pak wars of 1965 and 1971, a total of 10,065 more families were displaced from Chhamb-Niabat area. Of these 3,500 families were displaced during the 1965 war and 6,565 families were displaced during the 1971 war.

5 per cent hike in DA: Modi's Diwali gift to 1.2 cr Govt staff, pensioners

Briefing the media on the decisions taken by the Cabinet, Javadekar said the decision would bring cheers to the Government employees on the eve of Diwali. Beginning January 2019, the Government had raised the DA/DR to 12 per cent from 9 per cent.

'No takers' for J&K...

Raising serious question marks over the Government agencies, responsible for facilitating the poll process, GA Mir told reporters, "We had even approached the office of Chief Electoral Officer on October 5, urging him to intervene and ask the State Government agencies to facilitate the easy movement of political workers and restore communication lines. Till last evening, we waited. None of our senior party leaders in Kashmir valley and former Ministers, ground workers were released by the Government agencies. To complete the poll process we need active support of party leaders and ground workers, he said.

elections) are being held to facilitate only one party - ruling party. "Our leaders are under detention. We have no other option but to announce that we are boycotting the election," he said. The Bharatiya Janata Party is contesting on 280 seats in the BDC polls. The elections will be held on party basis and 26,629 panchs and sarpanchs are eligible to vote and contest for the post of BDC chairpersons. Nearly 24 per cent (12,766) of the posts of panchs and sarpanchs are vacant due to various reasons, including resignations, deaths and non-conduct of the polls during the exercise held last winter. Over 18,000 panchs and sarpanchs are eligible to take part in the election in the Jammu division. The Kashmir division has only 7,528 elected panchs and sarpanchs. In the Jammu region, there will be 2,703 voters in Jammu district, 2,687 in Rajouri, 2,069 in Poonch, 893 in Samba, 2,186 in Kathua, 2,072 in Udhampur, 1,339 in Reasi, 1,150 in Ramban, 1,900 in Doda and 1,016 in Kishtwar.

CENTRAL COALFIELDS LIMITED advertisement for White Sliced Bread tender.

The delayed onset of the monsoons initially meant a rainfall deficit of 33 per cent in June, but the season ended with a 10 per cent higher rainfall than the long term average. On the flip side, longer monsoon could also restock reservoirs and help replenish ground water, helping assuage water shortages in pockets of the country of 1.3 billion people and boosting production of rabi crops. The IMD said that the moisture level in the atmosphere will reduce gradually in the lower levels over the next two days, giving way to dry and cooler air from across the border to fill the lower levels, suppressing rainfall. "This would set up the right conditions for the monsoon to exit from parts of North-West India initially, before the withdrawal line covers more areas over West, North-West, Central and East India. By the time the line crosses Central India, conditions would have evolved over the Bay of Bengal, Peninsular India and the Arabian Sea for the retreating monsoon (North-East monsoon)," IMD said. The monsoon, meanwhile, has seen a number of other records being made this year, the IMD said in a detailed review at the end of what has been an exceptionally productive season. After 1994, (110 per cent of long-period average, or the LPA), the rainfall received during the just concluded 2019 season is the highest seasonal rainfall received by the country as a whole. (The LPA is calculated on the basis of the mean rainfall during the four-month monsoon season over the 50-year period from 1951-2010. It works out to an average of 89 cm for the country as a whole). During 18 of the last 19 years (2001-2019), North-East India has received seasonal rainfall less than LPA with an exception of 2007 (110 of LPA), the IMD observed. This indicates that the seasonal rainfall over North-East India is passing through a below normal epoch like it was during the early 1950s to mid-1980s.

After longest stay, monsoon begins retreat

On the basis of the mean rainfall during the four-month monsoon season over the 50-year period from 1951-2010. It works out to an average of 89 cm for the country as a whole). During 18 of the last 19 years (2001-2019), North-East India has received seasonal rainfall less than LPA with an exception of 2007 (110 of LPA), the IMD observed. This indicates that the seasonal rainfall over North-East India is passing through a below normal epoch like it was during the early 1950s to mid-1980s.

BJP leader shot in Basti, murder sparks protests

Basti (UP): A 26-year-old BJP worker and former student union leader was allegedly shot dead by two men here, sparking protests by his supporters who set ablaze several Government buses and police vehicles. Kabir Tiwari, a former student union president of APN college, was attacked around 10 am at Ranjeet crossing on Malviya road here, they said. He was taken to the district hospital from where he was referred to Lucknow. Tiwari died on the way, they said. After the incident, supporters of the BJP leader kept the body in front of the city police station demanding immediate arrest of the accused. A mob of students damaged 15 roadways buses and a police jeep, besides setting ablaze a police bike. PTI

WESTERN RAILWAY VARIOUS WORKS advertisement for E-Tender No. INDR/DD/DY/CE/CI/01 dt.03.10.2019.

PUBLIC NOTICE advertisement regarding SARV PRIYA MAHAJAN CO-OPERATIVE GROUP HOUSING SOCIETY LTD.

ABHEY OSWAL Oswal Greentech Limited advertisement for Block Development Council.

NOTICE advertisement regarding Regulation 29 read with Regulation 33 and 47 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015.















Effects of global slowdown more pronounced in India: IMF

WASHINGTON ■ The largest emerging market economies like India are experiencing an even "more pronounced" effect of the global downturn, new IMF chief Kristalina Georgieva has said, warning that the global economy is witnessing "synchronized slowdown" which will result in slower growth for 90 per cent of the world this year.

Germany, unemployment is at historic lows. Yet across advanced economies, including in the US, Japan and especially the euro area, there is a softening of economic activity, she said. "In some of the largest emerging market economies, such as India and Brazil, the slowdown is even more pronounced this year. In China, growth is gradually coming down from the rapid pace it saw for many years," Georgieva said.

achieving higher growth over the medium and long-term. "The right reforms in the right sequence could double the speed at which emerging markets and developing economies reach the living standards of the advanced economies," Georgieva said. While the need for international cooperation is going up, the will to engage is going down, she rued.

SBI cuts lending rates for 6th time

Deposits rates down 25bps ■ MUMBAI ■ The State Bank Group on Wednesday revised its marginal cost of funds-based lending (MCLR) rates by a marginal 10 basis points across all tenors but steeply revised down the pricing on savings deposits under ₹1 lakh by a 25 bps to 3.25 per cent.

The bank further said in view of the adequate liquidity in the system, it has also revised interest rate on savings bank deposits (with balances up to ₹1 lakh) from 3.50 percent to 3.25 per cent effective November 1. SBI, which controls a fifth of the system, has also slashed its retail term deposits and bulk term deposits rates by 10 bps and 30 bps respectively for one-year to less than two-years effective October 10.

Bourses to be shut on Oct 21 due to polls

NEW DELHI ■ Leading stock exchanges BSE and NSE have announced trading holiday on October 21 on account of assembly elections in Maharashtra. They have announced trading holiday for capital markets, futures and options and currency derivative segment, BSE and NSE said in separate circulars.

MakeMyTrip inks pact with TripAdvisor

NEW DELHI ■ MakeMyTrip on Wednesday said it has signed an agreement with travel platform major TripAdvisor to offer choices for local experiences at international destinations to outbound Indian travellers. Indian travellers looking to discover the world will now have over 250,000 bookable tours and activities from the online travel firm to choose from when they visit

details of the agreement. In a similar vein, TripAdvisor's Country Manager of India Nikhil Ganju said: "As the world's largest provider of tours, attractions and experiences, we are glad to partner with MakeMyTrip to help Indians discover the world, whatever your budget, interests or destination." Great experiences make a vacation truly memorable and TripAdvisor data shows that travellers are increasingly building immersive local experiences into their itineraries, Ganju added.

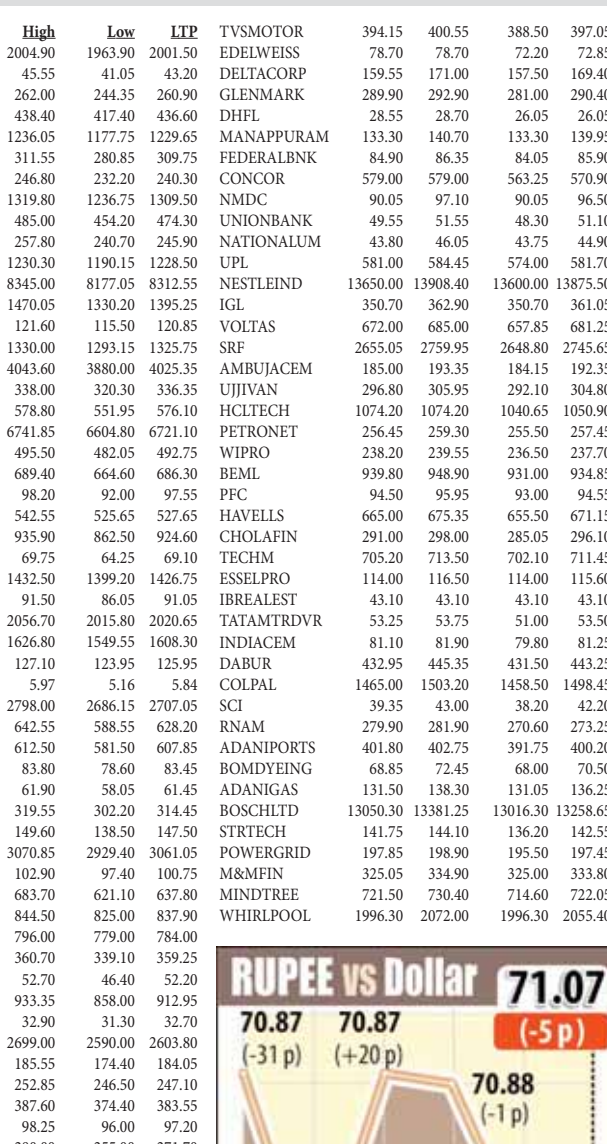
NIFTY 50

Table with columns: SCRIP, OPEN, HIGH, LOW, LTP, CHANGE. Lists various stocks and their current market data.

BSE 500

Table with columns: SCRIP, OPEN, HIGH, LOW, LTP, CHANGE. Lists various stocks and their current market data.

RUPEE vs Dollar



BSE Sensex and NSE Nifty

Table showing top gainers and top losers for BSE Sensex and NSE Nifty. Includes stock names, current prices, and percentage changes.

NIFTY NEXT 50

Table with columns: SCRIP, OPEN, HIGH, LOW, LTP, CHANGE. Lists various stocks and their current market data.

TATAGLOBAL

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# PROMOTER OF PEACE

To celebrate the 550th Prakash birth anniversary of Guru Nanak Dev ji, PRITPAL SINGH PANNU, Chairman of National Integrated Forum of Artists and Activists, organised *Guru Nanak Sadbhawna Yatra* in four phases on routes travelled by him to spread his message of harmony, peace and goodwill



Reputed youth leader, philanthropist, trainer and social activist, Pritpal Singh Pannu is deeply committed to improve the quality of living for people all around the world. He started in his very young age to make palpable differences in the society and guided thousands of youth for a better career and life. His qualification gives him uncanny ability to relate to people. A mammoth step in his quest for helping underprivileged youth was taken when he became instrumental in forming National Integrated Forum of Artists and Activists, NIFAA, formerly known as National Institute of Fine Arts Samiti.

To celebrate 550th Prakash Birth anniversary of Guru Nanak Dev ji, NIFAA have decided to organise *Guru Nanak Sadbhawna Yatra* in four phases on routes travelled by Guru Nanak Dev ji in his life time to spread his message of harmony, peace and goodwill among all. Guru Nanak Dev Ji, the great social reformer and humanitarian travelled more than 40,000 miles during his four *Udasis* in all four directions. Apart from giving his message, NIFAA have planned to plant 55,000 saplings at 100 important places throughout the routes



covered.

◆ You have visited Pakistan, Bangladesh, Nepal and other countries too. How would you describe your experience?

The trip to Bangladesh and Nepal was great. In Pakistan too, the people were very welcoming. As I spoke to them, it was evident in their attitude how they desire peace. But somehow, people are not able to portray their real emotions.

Overall, the trip was a great experience and it made me

understand the different cultures and our neighbouring countries better.

◆ While you were on your trip, you did live from the Gurudwara. There were people from all religions. What would you say about such a positive sight?

Yes, there were people from almost all the religions. The population of Sikhs is very less there so the other communities, too, take care of the Gurudwara, which is something so good to

see as it brings unity and harmony among everybody. I know a Christian, who was offered a government job but he refused it and he chose to provide his service to the Gurudwara. There are some Muslim families, too, who serve the Gurudwara. I can clearly recall an incident when a Sikh and a Muslim together fought a case for the Gurudwara's land in Kolkata High Court. But the Dhaka University in Bangladesh is made on that land, which was named after

Guru Nanak Dev Ji. They said that because the land is of Guru Nanak ji, there should be a Gurudwara instead of the university. And they won the case. But then the people took advantage of the 1971 fight and killed both of them. Later, the government acquired the land. A part of it was given to the Gurudwara, where now stands Nanak Shahi Gurudwara. However, to sum up my journey, I would say that during my trip, I felt that the citizens of every country want love and

peace but the politics is what divides them.

◆ How do you connect with people for your objectives?

It's a continuous process. Many people volunteer on their own. And we ask some of the people to join us. We have asked a few people to plant the trees at various places. Now, we are doing a follow up on them. We regularly keep a check on them by asking for the number of trees planted, videos and photos. We are also connected with people of different countries through social media, who are interested in our mission. This helps us to gather people from all across the globe, who are interested in spreading love and brotherhood.

◆ How did the government of other countries respond to your mission?

We did not connect much with them. Since this is a social work, so we did not wanted to involve the government. And we knew that if we would include them, they will have their separate agenda. So we did not even take any sponsorship from them. The government's role was only to provide us with Visa and other local facilities. So we did not face any problem and in fact got immense love from them.

◆ Your next trip is to the Arab countries. Provide us with a deeper insight into this.

Yes, we have planned to go to the Arab countries. We wanted to go to Saudi Arabia but unfortunately, they don't allow non-muslims to Mecca. So we are sending two of our Muslim friends there. I will go to Iraq and Afghanistan.

## IN SHORT



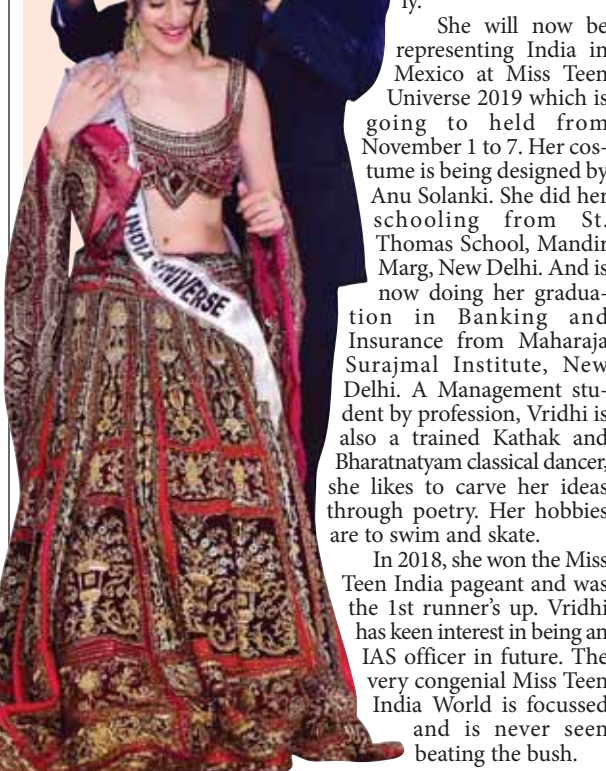
Harinder Kaur, President of Northern Railway Women Welfare Organisation (NRWWO) along with Dr Renu Kapoor, Secretary NRWWO, Rakhi Jain, President of NRWWO Delhi Division and members of NRWWO inaugurated complete health check up machine at DRM office, New Delhi for the benefit of railway staff deployed at the office. The machine checks health vitals — height, weight, BMI, pulse, temperature at a cost of ₹10 only.



Uttarakhand is an idol film tourism destination in India as it replete with natural charm and has numerous unexplored destinations. Recently, Uttarakhand has also bagged the honour of being the best film promotion friendly state in the country. Uttarakhand film policy has eased film shooting by facilitating clearances through Single Window System — exemption on shooting fees on films made in the state, provision of subsidies of upto ₹25 lakh for regional films, upto ₹1.5 crores for Bollywood films and 50 per cent discount on GMVN and KMVN guest houses during the shooting period.

## Vridhi Jain crowned

Vridhi Jain, 19-year-old-girl from New Delhi, was crowned as Miss Teen India Universe 2019 by the Chairman of the Glamanand group, Nikhil Anand, at Miss Teen International India 2019 finale held at Jaibagh Palace in Jaipur recently.



She will now be representing India in Mexico at Miss Teen Universe 2019 which is going to be held from November 1 to 7. Her costume is being designed by Anu Solanki. She did her schooling from St. Thomas School, Mandir Marg, New Delhi. And is now doing her graduation in Banking and Insurance from Maharaja Surajmal Institute, New Delhi. A Management student by profession, Vridhi is also a trained Kathak and Bharatnatyam classical dancer, she likes to carve her ideas through poetry. Her hobbies are to swim and skate.

In 2018, she won the Miss Teen India pageant and was the 1st runner's up. Vridhi has keen interest in being an IAS officer in future. The very congenial Miss Teen India World is focussed and is never seen beating the bush.

# Evaluation of ICAI qualification by UK NARIC

The Institute of Chartered Accountants of India (ICAI) has always strived for academic and professional excellence for its key stakeholders — students and members. With the aim of expanding the opportunities for professionals in foreign jurisdictions, the Institute had engaged UK NARIC (The National Recognition Information Centre for the United Kingdom), a renowned UK national agency responsible for providing information and expert opinion on qualifications and skills worldwide to conduct an independent benchmarking study, evaluating the comparability of the ICAI Intermediate and Final level in the context of the UK and UAE education systems.



Speaking on the UK NARIC

benchmarking, CA Prafulla P Chhajed, President ICAI, said, "The benchmarking of the CA qualification is comparable to RQF Level 7, Master's degree standard. It would not only strengthen the position of ICAI members but would also help aspiring CAs, corporates to gain a better understanding on the relevance and standing of the CA qualification."

He further added that ICAI members are facing difficulty in settling abroad. This evaluation would help them in deciding the stage of a professional qualification for ICAI members because now they know that they not only possess a professional qualification of relevance but a qualification that is comparable to RQF Level 7.

The Union Territory of Jammu and Kashmir has been a top news trend with the sudden revocation of Article 370. Numerous petitions have been filed before the Supreme Court criticising the development so much that Ranjan Gogoi, the present Chief Justice of India, hinted he would visit the Valley to assess merits himself. In such times of political turbulence, creating waves in the geo-political, regional and territorial dynamics of the UT, almost every strata of the society had an opinion about it. For many it was another trending topic to create memes while for some it was a matter of nationalism and courage. In this whole exercise of decoding Article 370, many chose to be lawyers, by taking both sides of the equation. I will try to be rational.

When the rulers of the princely states were asked to accede to any one of the two dominions — India or Pakistan — by signing the Instrument of Accession, nobody could have imagined a third option to the situation, i.e. conducting a plebiscite to determine which way they would go. Before continuing further, a quick digression towards Alighieri Dante, the renowned Italian poet, shall be helpful in setting the correct backdrop. In his famous work, *The Divine Comedy*, Dante described a close reflection of hell with his famous design — a funnel-shaped structure with layers depicting stages of hell. In describing so, Dante quoted, "The darkest places in hell are reserved for those who maintain their neutrality in the times of moral crisis." The fate of Jammu and Kashmir, a place attributed to be heaven on earth, was sealed when Maharaja Hari Singh maintained a state of neutrality on the Instrument of Accession in 1947. In what could be tagged as the perfect political oxymoron, the situation before Maharaja Hari Singh was nothing close to what other rulers had faced. Since Pakistan was a Muslim country, Maharaja Hari Singh, being a Hindu ruler, feared for his life

# SHOTS FIRED, SHOTS MISSED

There could not have been any substitute to the consent of the Legislative Assembly of Jammu & Kashmir where the applicability of Article 370 was concerned, says advocate NISHCHAYA NIGAM, Delhi High Court

there. On the other hand, India, although a country with no official religion, chose to adopt a democratic form of governance where political rulers would be elected by direct voting. Hence Maharaja Hari Singh feared being thrown out of power since Jammu & Kashmir was a Muslim-dominated state. Being stuck in a "cliff and fire" situation, the Maharaja prioritised self-interest over and above public interest, creating a political earthquake of statelessness and an abyss for generations to suffer.

On plain reading, the Constitution of Jammu & Kashmir had focussed how the last man to provide a representation for state of Jammu and Kashmir in times of failure of the Constitutional machinery would be the Governor, duly aided by the Cabinet Ministers of the Legislative Assembly of the State. In situations of President's rule, the "theory of Deeming Fiction" would come into play, allowing the Parliament to discharge the functions of the State Assembly of Jammu and Kashmir. However, on arriving at this stage, a mischief was played which made way for the Government of India to unilaterally outlaw the Constitutional Sovereignty of the State of Jammu and Kashmir. It cannot be the case that the anticipation of framers never reached this possibility of mischievous unilateral shift in power towards the Union of India.

To end the confusion, at the time of introducing Article 370 and framing the Constitution of Jammu & Kashmir, framers assumed a bona fide from both



the parties to the dispute, leaving scope for only one possible solution, i.e. the temporary status of Article 370 shall be revoked only after being approved by the Government of Jammu & Kashmir, represented through its Constituent Assembly. However, in October 2015, the High Court of Jammu and Kashmir ruled that Article 370 cannot be "abrogated, repealed or even amended." It explained that the clause (3) of the Article conferred power to the State's Constituent Assembly to recommend to the President on the

matter of the repeal of the Article. Since the Constituent Assembly did not make such a recommendation before its dissolution in 1957, Article 370 has taken on the features of a "permanent provision" despite being titled a temporary provision in the Constitution.

On April 3, 2018, the Supreme Court of India gave a similar opinion declaring that Article 370 had acquired a permanent status. It stated that since the State Constituent Assembly had ceased to exist, the President of India would not be able to fulfill the mandatory provisions required for its abrogation. Subsequently, via the presidential order 2019, proviso to clause (3) of article 370 of the Constitution, the expression "Constituent Assembly of the State referred to in clause (2)" was replaced with "Legislative Assembly of the State", thus allowing fresh power to the elected legislature of the state to give assent to the Governor, for "abrogating, repealing and amending" the effectiveness of Article 370.

In the case of Mohd Maqbool Damnoo vs State of Jammu and Kashmir [(1972) 1 SCC 536] the petitioner challenged the constitutionality of interpreting and replacing the *Sadar-i-Riyasat* with the Governor of the state. The Supreme Court of India held that the "Governor is the successor to the *Sadar-e-Riyasat* and is able to give the State Government's concurrence to any amendments under Article 370." With removal of the last firewall, no special status condition was left to be entertained, allowing the President of India to be in

unilateral control of the territory. Unfortunately, this breach of mutual bona fide has opened fresh gateway to entertain the "theory of Deeming Fiction", thus resulting in a one-sided decision-making authority.

The present government has made way for future government and leaders to entertain possibilities and outcomes which may not be desired by the people of India. It further creates a situation where, by arm-twisting the sensitive states, one can ensure monopoly. With past instances of unfair practices by political parties and coalitions at the Centre, examples being the misuse of Article 356 (State Emergency) and Governor's role in forming State Governments, this too, runs antithetical to democracy.

Article 92 of the Constitution of Jammu & Kashmir and Article 370 of the Constitution of India clearly show the legislative intent of the framers that the last word on sovereignty of Jammu & Kashmir vests with its people i.e. the Legislative Assembly of Jammu and Kashmir. In the light of recent developments, it would be criminal to ignore the difference in the words "under Article 370" and "on Article 370." While in the former case, the President can pursue unilateral decisions under Article 370, the latter does not allow the President, acting in the shoes of *Sadar-e-Riyasat* of the State, to iron out the very legality of Article 370. This would completely frustrate the pious agreement of sovereignty noted in the Instrument of Accession dated October 26, 1947. Clause 7 of this

Instrument of Accession, signed by Maharaja Hari Singh, declares that the State could not be compelled to accept any future Constitution of India, i.e. neither India nor the State of Jammu and Kashmir can unilaterally amend or abrogate Article 370, except in accordance with the terms of the Article 370, complying all the provisions contained in it.

Art370(3): Notwithstanding anything in the foregoing provisions of this article, the President may, by public notification, declare that this article shall cease to be operative or shall be operative only with such exceptions and modifications and from such date as he may specify.

Provided that the recommendation of the Legislative Assembly of the State referred to in clause (2) shall be necessary before the President issues such a notification.

Such bullish approach to single handedly crushing the immunity provision of the state's sovereignty is a clever solution bypassing the prescribed solution. In my opinion, there could not have been any substitute to the consent of the Legislative Assembly of Jammu & Kashmir, in the case where the applicability of the Article 370 of the Constitution of India was concerned. Such manufactured acceptance by the Parliament, followed by the resolution passed by the President, issued under Article 370(3) rendering all clauses of Article 370 inoperative does not reflect the will of the people of Jammu & Kashmir.



