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## Pride of India. CJI Tirath Singh Thakur, first Dogra Chief Justice from JU

VOM Correspondent



*It was a Dogra pride when Justice Tirath Singh Thakur took over as 43rd Chief Justice of India after he was sworn in by the President of India, Mr. Pranab Mukherjee on 03.12.2015 at Rashtrapati Bhawan*

### Justice Tirath Singh Thakur takes over as 43rd Chief Justice of India

State Legal Aid Committee welcomed the new Chief Justice of India, Justice T.S. Thakur who enjoys tremendous credibility as a jurist and popularity as a justice. Prof. Bhim Singh, Sr. Advocate & Executive Chairman of the State Legal Aid Committee also came from J&K and presented flowers and bouquets. Prof. Bhim Singh while addressing the members of the State Legal Aid Committee expressed hope that the cases shall be heard on the basis of and fundamental rights of the citizens shall be taken on priority. He also hoped that the cases pending in the Supreme Court concerning human rights and civil liberties shall be taken on priority. He appealed the revolutionary Chief Justice shall come true to the expectations of the wretched of earth and the penniless justice seekers in the country. Prof. Bhim Singh has been fighting in the courts and the streets for the poor, helpless and penniless human beings and made a history in the field of human rights and speedy justice for those who could not dream even entering the doors of the High Courts or the Supreme Court.

**Born on 4th January, 1952. He was enrolled as a Pleader in October, 1972 and joined the Chamber of his father Late Shri D.D. Thakur, a leading Advocate and later, a Judge of High Court of J&K. He practised in Civil, Criminal, Constitutional, Taxation and Service matters in the High Court of Jammu & Kashmir. Was designated as a Senior Advocate in the year 1990. Was appointed as an Additional Judge of the High Court of J&K on 16th February, 1994 and transferred as Judge of the High Court of Karnataka in March, 1994. He was appointed as a permanent Judge in September, 1995. Was transferred as a Judge of the High Court of Delhi in July 2004. Was appointed as Acting Chief Justice of Delhi High Court on 09.04.2008 and took over as Chief Justice of the High Court of Punjab and Haryana on August 11, 2008. Elevated as Judge of Supreme Court and assumed charge on 17.11.2009. Appointed as The Chief Justice of India on 03.12.2015.**

Legal Aid Committee also presented red-rose flowers to Chief Justice, Mr. T.S. Thakur who was administered the oath of office at Rashtrapati Bhawan this morning by the Hon'ble President of India, Shri Pranab Mukherjee in the presence of members of the lawyers fraternity from all over the country. Several lawyers

urgency to ensure that justice is not delayed or denied. He in a welcome letter addressed to the new Chief Justice of India hoped that the State Legal Aid Committee in the presence of members of the lawyers fraternity from all over the country. Several lawyers

Chief Justice to take up all human right cases including those connected with fundamental and civil rights of the citizens as well as others within the meaning and scope of Article 21 of the Constitution of India which applies to the citizens of India as well as to the non-citizens. Prof. Bhim Singh hoped





## EDITORIAL

**Jammu State inevitable!**

Jammu and Kashmir State has been passing through a crisis and facing problems created by the local leadership which was created after 1947 by the Delhi Lords. J&K needs urgent attention of all the nationalists, secular & democratic leadership in the country to ensure that justice which was delivered to the people in the South, East and West should also be delivered to the people living in J&K. More than half of J&K is under the foreign occupation namely that of China and Pakistan. Out of 84,000 sq. miles J&K Territory under the illegal occupation of China and Pakistan who have been using Indian Territory to sabotage peace and damage democracy in India. 21<sup>st</sup> century gives clean message that J&K shall be (must be) reorganized so that cultural, geographical and anthropological interests and identity is maintained at all costs. The partition of India identified as the pleasure of imperial master caused a big threat to the cultural and social identity of India.

We have entered 2016 and the message from the people of J&K should go straight to every person and every citizen of India that peace in J&K is essential for holding peace in the Indian sub-continent. The so-called problem of J&K created at the instance of imperial power should be addressed once for all. Jammu and Kashmir has three distinct and different cultural and social identities. The Treaty of Amritsar was rejected by the majority of the people in Kashmir and must now be accepted. The Jammu Pradesh from Muzaffrabad to Kishtwar and Banihal to Kathua has a distinct cultural, linguistic and anthropological situation which is totally different from the cultural and linguistic background of Kashmir Valley and Ladakh-Gilgit regions. Maharashtra, Bihar, Assam, Punjab were reorganized after 1947 and fresh division was introduced. The time has come, 2016 is the right answer that J&K is reorganized on the basis of its cultural, linguistic and geographical identity. Three states have to be established so that the people of Ladakh-Gilgit, Kashmir Valley and Jammu Pradesh feel free and enjoy all the freedom which are enjoyed by an Indian citizen in other parts of the country.

The message of 2016 is clear that there should be a Ladakh-Gilgit state, a state may be called as Kashmir Valley and Jammu Pradesh so that the three units may work as a confederation with all the state matters shall remain under the jurisdiction of the provincial (state) government. You may have one High Court and one Governor which shall not create any problem for the reorganization of the State of J&K. It shall provide confidence, basic and fundamental rights and security to every resident of J&K as citizens of India. This is the only way that should be understood by the Parliament of India.

*Sd/-Bhim Singh*

**The Hindu Monologue**

*An Undisclosed Author*

*Writer is a retired Professor of Jawaharlal Nehru University*

**Hinduism originated in Vedic texts and evolved in changing historical conditions. Like any other religion, it has classical and modern forms. Classical Hinduism imagined a layered cosmos inhabited by people differentiated on a karmic scale. The devlok above was ordained for devatas. Lower down was the karma bhumi, the site of eternal conflict between good and evil, symbolised by the Ram-Ravan conflict. Further lower down was a patal lok. It was ordained to asuras drawn from the animal world. They cast a shadow of misfortune on chosen targets.**

These historical developments subjected Hindu norms relating to mazhab, muhabbat and insaf to prudential modifications. Both the empire and Hindu crossovers played their role in bending this 'invented India' on an empire-friendly 'idea of India'. From a long-term perspective, it was an intelligent way of relating to power. This 'idea of India' was reformulated when the British came on the trail of private business led by the East India Company. The nodal points of the Company's business were the three Presidencies of Bombay, Bengal and Madras, which the British Crown placed under the supervision of a Governor-General. The Governor-General eventually found it necessary to bring Hindu social norms in line with the Company's business interests and so launched a programme of social reform in the contested zone of Hindu tradition.

The inner world of the soul was appropriated to Hinduism later at the behest of the Upanishads and the Puranas. Reconstituting the subjective truth was its purpose, which got a boost when Buddhism and Jainism emerged. Different practitioners invented different practices, which were institutionalised within sant and ashram traditions initiated by Nanak, Kabir and Tulsidas and flourish to this day at the instance of new babas and their ashrams. But they never got a pan-Indian point of reference.

**Classical Hinduism was politically backward and lacked capacity for mobilising its followers into a nation. This opened India's floodgates for the entry of Islam, which established its rule, beginning with Sindh, in the eighth century. This was followed by the Delhi Sultans and Muslim kingdoms at Ahmadnagar, Berar, Bidar, Bijapur and Golconda. Babur understood the prevailing social equation and was reassured of it when leading Rajput kings, clan leaders and zamindars kneeled down to serve the empire as mansabdars and, given an opportunity, humbly offered daughters in marriage to Muslim rulers, not as much for celebrating love as for stealing a march over their local rivals in status and wealth. Brahmin priests too fell in line and offered advice to qazis in matters relating to Muslim-**

While saying this here, the aim was not to deny the moral imperative for use of political power to stop the fast regression of the contemporary Hindu society into barbarity, signified mainly by violence towards child widows and lower castes. The aim here was limited to suggesting that the Hindu elite were themselves, in a large number of cases, grounded on pre-liberal notions of family and social relations. The Company's 'idea of India' was again reformulated when the 'colonial state' was established. The stability of its rule warranted a strategic shift towards ordering of inter-religious relations. When Independence came, Jawaharlal Nehru was not paranoid about the continuing residence in India of Muslim and British professionals, spouses, students and others. In fact, he was enamoured of the secular effects of their presence, especially in food, dress, architecture, language, literature and scholarship. He did not link these effects with religion or foreignness. So was

**Hindu and inter-caste justice. And so the Sufi mystics, on Babur's call, stepped forward to build bridges with Hindus.**

the case with developmental activity of the empires, which improved the material conditions of life. He wanted to conserve this legacy and take it forward. The post-colonial 'idea of India' was therefore translated into an academic agenda for social and cultural reform and economic prosperity. It brought the intellectual to the centrestage of this national project.

The leading figures in business, politics, cinema, media, teaching, civil and military services were expected to go beyond routine activity and zestfully colour Nehru's 'idea' of a 'new India'.

The new historians and social sciences were drawn to it and sought to demolish exclusivist aspects of nationalist historiography. They prioritised post-national politics, society and culture. They positioned Islamic rule and 'colonial modernisation' as entry points of 'civilisation' in India.

The nationalist historians, on the other hand, prioritised consolidation of national identity. Taking leads from European history, they objected to inversion of historical sequences. For example, they thought that national consolidation should have come first, as in Europe. The opening to cosmopolitan values should have come later.

These values helped only a handful of people to flourish with the nourishment they offered. The larger society remained untouched. It felt handicapped in relation to the more fortunate ones. Hence, they harnessed the emotive power of religion. They deviated from the classical form of Hinduism and so framed their position as to disown the history of domination and exploitation. They aimed at constituting their outside world, social, cultural, economic and political, to pave the way for autonomous development. This approach to the future was not acceptable to those who treated the empires as a case of paradigm change in the history of India.

They aimed at constituting their outside world, social, cultural, economic and political, to pave the way for autonomous development. This approach to the future was not acceptable to those who treated the empires as a case of paradigm change in the history of India.

**Note: The views expressed in this Article have no affiliation with the author.**

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# Modi Govt's another bluff on J&K J&K Resettlement Act surfaces again in SC

## Why meet in Bangkok, not in Lahore or Delhi

*VOM Correspondent*

“The so-called ‘sudden breakthrough talks’ between the National Security Advisors of India and Pakistan in Bangkok (Thailand) to discuss terror and Jammu and Kashmir, as they stated, deserves urgent attention of all those who have faith in Indian Constitution and its foreign policy that J&K is integral Constituent of the Union of India. The so-called engagement between Indian Security Advisor, Mr. Ajit Doval and Pakistani counterpart, Mr. Nasir Janjua in Bangkok for four hours deserves urgent and immediate attention of all the nationalist political parties and those who have been looking after Indo-Pak relations. The meeting held in Bangkok was a hijack of the agenda from Tashkent (Russia) to Thailand which has been breathing under the shadow of the USA. There is an urgent need for the political parties to persuade Prime Minister Narendra Modi to hold and urgent meeting of National Integration Council to solicit the views of the national leadership across the country on the India’s national unity and integrity with a clear message that J&K (whole of it), has been and is, shall be an integral part of the Indian Union. This is supported by the history and the accession of the State with the Union in 1947 as was the case of nearly 556 states which form Union of India today”. This was the statement made by Prof. Bhim Singh, Chief Patron of National Panthers Party seeking urgent meeting of the NIC and open debate on the final resolution on the fate

of Gilgit-Baltistan (28,000 sq. miles under illegal occupation of Pakistan since 1948) and what is known as POK from Muzaffrabad to Mirpur (4600 sq. miles), which was occupied by Pakistan after Maharaja Hari Singh of J&K had signed the Instrument of Accession with the Union of India on 26<sup>th</sup> October, 1947.

Prof. Bhim Singh said that it was Pakistan which violated the resolution of the Security Council (UN) which had clearly directed to hold plebiscite after Pakistan withdrew from all occupied areas. This resolution was passed by Security Council of UN on 13<sup>th</sup> January, 1948. Pakistan defied the UN Resolution and consolidated its military occupation of the occupied areas. Pakistan, instead of implementing Security Council direction, attacked India in 1965 and the consequences are on record.

Prof. Bhim Singh said that since Pakistan has defied the Security Council resolution and has been defying the resolutions of the Security Council since 1948. He said it was Anglo-American Bloc which has been supporting Pakistan against the resolutions of the Security Council with a clear intention to dissect J&K from the Indian Union and create a military hegemony in the area to keep a permanent watch on China.

Prof. Bhim Singh expressed shock that the Congress which has been ruling this country for nearly 40 years has been playing bluff with the people of the country and those living in J&K. The Congress has been responsible for the present mess in J&K and its

leadership cannot be forgiven for the blunders it has been committing vis-à-vis J&K. He said that Mr. Lal Bahadur Shastri and Mrs. Gandhi were the only Congress Prime Ministers who had clear intention to consolidate the unity between J&K with the rest of the country. He said that Indian Parliament failed to discharge its duty to protect the national interest by amending Article 370 which became irrelevant and infructuous after monarchy was abolished vis-à-vis J&K on 20<sup>th</sup> August, 1952.

**Prof. Bhim Singh said that Congress, the Communist Party and some other vested interests have been misleading the nation vis-à-vis the accession of J&K with the rest of the country. After the monarchy was abolished Article 370 become irrelevant and turned infructuous. Why the political leadership has been keeping quiet and why the Parliament of India is playing hide and seek with the people of this great country of which J&K is integral, everlasting and irrevocable part. Why Modi government has chosen Bangkok to talk to Pakistan on J&K. Let Modi government and other national political parties come out straight to tell us, the people of J&K, the integral Constituent of the Union of India as to why Modi government has chosen to talk on J&K in a foreign country with Pakistan? Is Modi government trying to play gimmick with the people of this country knowing well that people of J&K had chosen India with their open mind, heart and soul?**

*Legal Correspondent*

Prof. Bhim Singh, Sr. Advocate mentioned before the Supreme Court Bench headed by Chief Justice of India, Mr. T.S. Thakur, a 35-year-old matter pending before the Supreme Court since 2002 challenging the validity of the Resettlement Act, J&K which guaranteed right to return to the Pakistani nationals to J&K. This law was enacted in J&K in 2001 when Sheikh Mohd. Abdullah was the Chief Minister in J&K. The Act provided that all those State Subjects who migrated from J&K to Pakistan in 1947 has right to return and claim all their properties including houses and land which they left in J&K in 1947 & voluntarily migrated to Pakistan. Sheikh Abdullah passed a Law with the help of the Congress in 1981. The Law was challenged by J&K Panthers Party in 1982 before the Supreme Court.

The Supreme Court admitted the writ petition under Article 32 of the Constitution of India filed by JKNPP challenging the validity of the Law. The Supreme Court admitted the writ petition of JKNPP in 1982 and stayed the implementation of the Law. Shri Ram Jethmalani, Sr. Advocate appeared for J&K Govt. whereas the Union of India did not oppose the J&K Govt. He persuade this matter from the Supreme Court to the Rashtrapati Bhawan when the matter was referred for President’s opinion in 1983 by the Govt. of India. The President of India in 1983 rejected the reference on the ground that the Bill had become an Act under provisions of the Constitution of J&K and the President of India returned the Resettlement Act to the Union of India unheard as the matter had become infructuous etc. Prof. Bhim Singh filed writ petition in the Supreme Court which was opposed by Govts. of J&K & India. The Supreme Court stayed the operation of the Resettlement Act after hearing Prof. Bhim Singh at length. Shri Ram Jethmalani supported the Govt. of J&K at that time. He had pleaded that the dangerous consequences shall flow if such a Law is implemented which permits all those who migrated

to Pakistan in 1947 (during partition of India). They were entitled to return & claim their properties. The Law made by Govt. of J&K headed by Sheikh Abdullah, which was supported by the Congress party (with seven MLAs only including Prof. Bhim Singh). He revolted against the Congress, resigned from the Congress Party and Assembly to plead for the cause of the people of J&K. His main thrust has been that the Law made by J&K Assembly has granted right to return to the descendants of those who had migrated voluntarily from J&K to Pakistan in 1947. His assertion that those born in Pakistan, educated and trained militarily in Pakistan could not be granted right to return to J&K. In that case, he argued before the Supreme Court there shall be anarchy and chaos in the entire country if the Pakistani Army trained boys born in Pakistan were allowed to return to J&K and settle there. The Supreme Court accepted the plea raised by Prof. Bhim Singh, Advocate, Ex-MLA & President of the newly formed JKNPP. He resigned his seat and his membership from the Congress as well. He has been supported by several senior advocates in the Supreme Court. He said that Mr. K. Venugopal, Sr. Advocate has been supporting this petition inside the Supreme Court. This case was adjourned in August 2014 by a Division Bench headed by Justice T.S. Thakur. The court had directed that case shall be heard at the earliest. He mentioned to the Chief Justice, Mr. T.S. Thakur urging the court to hear the matter once for all to end uncertainty and chaos in J&K which has emerged because of the uncertainty generated by this Act at the behest of foreign powers. Chief Justice, Mr. T.S. Thakur advised Prof. Bhim Singh to mention the matter immediately after winter vacation in January. Prof. Bhim Singh said that this is the, perhaps the oldest case pending before the Supreme Court of India for nearly 33 years. The Chief Justice assured Prof. Bhim Singh that his request shall be considered after the vacation.



## NPP Supremo urges President of India for intervention to ensure Russian Lady's freedom from Kashmir jail

VOM Correspondent

**Prof. Bhim Singh urged Shri Pranab Kumar Mukherjee, Hon'ble President of India for intervention to ensure the release of Russian (40 years) lady detained in Srinagar (Kashmir) jail.**

"I am taking this liberty seeking the kind intervention for the deportation of a Russian lady, Bonetkia Zoia, a Russian citizen, presently detained in Kashmir prison. According to the newspaper reports (published in Delhi Tribune, Delhi Edition on 22.12.2015 at page 30). (A copy of the statement is attached).

Your Excellency may be pleased to intervene in the matter for ensuring deportation of the Russian lady (40 years old) who was detained on August 24, 2015 from a tourist resort at Sonamarg. According to the report published in the Delhi Tribune, I understand that this case deserves intervention of the President of India on humanitarian grounds besides other legal and technical grounds.

That the India is a sovereign country and the tourists from Nepal may enter India. According to the report published, it appears that the Russian lady had no (valid visa) to visit India if it so, it had to be ascertained how the Russian lady was allowed to enter India without valid documents, visa etc. from Nepal. The immigration at the border is responsible for this mishap and not the visiting tourist.

According to the reports the said lady was charged under section 14 of 'Jammu and Kashmir', Foreigners Act for not having a passport and visa. I do not find this statement as authentic because there is no Jammu and Kashmir Foreigners

Act. The Foreigners Act is, The Foreigners Act, 1946 (Act No.31 of 1946). This Act was amended in 2004 (No.16 of 2004 dated 20.02.2004). There is no Jammu and Kashmir Foreigners Act. If this is the charge framed by Jammu and Kashmir it is highly objectionable and deserves urgent intervention of the Hon'ble President of India. That the said foreigner lady, Bonetkia Zoia has been tried without providing her any reasonable defense counsel and interpreter too. Her trial is vitiated and has no constitutional basis to uphold her conviction.

This case deserves the intervention of the President of India to uphold the rule of law and the principles of natural justice which are wedded to the Constitution of India which is the largest democracy of the world.

I have been looking after the prisoners detained improperly, illegally or unconstitutionally in India or elsewhere. I understand that case of this Russian lady is that of unique nature which deals with the principles of natural justice and human dignity.

May I urge the President of India to intervene in this matter to ensure that the Russian lady named above is set free from the freezing prison of Srinagar (Kashmir), set at liberty and handed over to the Embassy of Russian Federation without any delay.

This message from the President of India should go to every corner of the world that India means justice, the land of rule of law, peace and human dignity.

Assuring Your Excellency the President of India best of the cooperation to uphold the dignity of every human being on earth as has

been guaranteed by the Constitution of India."

### Zoe's husband writes to VOM

Hello Sir!

**I am the husband of Zoe Bonetsky convicted in Srinagar.**

**I read an article in the newspaper where it says that You ask Your President for pardon Zoe. Thank You for this! I wrote "an open letter" and sent it in Indian Newspapers. I want publicity for the early release of my wife.**

Here's the text:

**"An open letter to the Governor and all people of goodwill.**

**Hello!**

**You wrote husband of Bonetsky? Zo?? which is now condemned by the court and kept in Central jail Srinagar. For four months we with great excitement watching the fate of the native for us person.**

**Ten years ago we first came to India and love Your country.** Ten years ago in the beautiful and hospitable the Kashmir we had a honeymoon. Our son was born in the majestic Himalayas and I am proud of it. For ten years we managed to visit many beautiful places of India, managed to understand and love the country and the people. Our trip stopped being a tourist and become increasingly pilgrimage. And haven't been any thing extraordinary and even criminal.

But this time my wife had got in trouble. It is in the same place where we started our acquaintance with India, Kashmir is amazingly beautiful, she was arrested without passports and visa.



**Zoe Bonetsky, detained in Kashmir jail**

I will not focus on the legality and legitimacy of her arrest, detention and trial.

But I will say that I think that all of her blames is that her Path to God she wanted to do without official permits, certificates, fees and tariffs. She went to God to pray. Pray for world peace! She is not a terrorist, not a murderer or a thief. She loves life and people. She went to Amarnath to pray to God for the life without wars and violence!

Zo?? is the mother of two children. Her children waiting for her at home. Our son, 8 years old, every day he asks me" Dad, when's Mammy coming?" What should I tell him?

**"Son, your mom went to meet God, but met police. He asked for her ticket, but mom lost it...we Need a year to wait!"** What should I say her old mother, who is very worried about her daughter and afraid not to see her? May be Zoya broke some rules, boundaries & limitations. But she's not a criminal! She is a person of goodwill and open hearts! We believe that in the past four months she has completely redeemed her

guilt. Redeemed by tears and suffering.

I think the term fixed by the court is too severe.

And I'm afraid that for women with such mental organization it can be fatal. She now feels a prisoner of conscience and now Zoya has gone on hunger strike. She's a poet, not a hardened criminal!

She's tired and she's suffering! I appeal to ordinary people -support us! I appeal to the President and the Governor, on behalf of Your goodwill depends on her pardon, her fate and freedom, happiness and smiles of her children! Make the World brighter and kinder!

**Please sign the petition for pardon Zoe! Let her go, freedom, home, family and children!**

**Sincerely, the husband of a Russian woman Zoya, R??h Alexander. From Russia with love."**

**Thank You so much for that you did not remain indifferent to this incident. After these actions you begin to believe in human kindness.**

**Your support is very important for us. I really hope that together we can solve this problem and set so important to us human on free.**

**God be with You. Om!**

## Reorganization of J&K is only way out for lasting peace & National Integration

VOM Correspondent

Addressing a rally of political activists from different parts of the country at Jantar Mantar, New Delhi last week, Prof. Bhim Singh, Chief Patron of JKNPP & Member of NIC advocated with strong note and compassion that the resolution of J&K lies in the reorganization of the state and reconstituting all the three regions namely, Ladakh-Gilgit, Kashmir Valley and Jammu Pradesh on the basis of geographical, cultural and ethnical basis to ensure that the citizens of India in J&K enjoy social, cultural and political freedom and also strengthen their cultural bonds as nature has entrusted in the people of each region since the establishment of each region. NPP Supremo has been advocating for the reorganization of J&K ever since the establishment of the Panthers Party in the state. Prof. Bhim Singh said that the leaders in J&K irrespective of their political affiliations have been acting as agents of political hawks since 1947. He said that Ladakh-Gilgit has its own cultural identity and entity and nature has confined them in a different situation in the Himalayas. The Kashmir Valley has its own identity and geographical recognition with its language and cultural unique entity. Kashmir's merger was a unique contribution of the Dogra Maharaja Gulab Singh assisted by General Zorawar Singh with Jammu State (Muzaffrabad to Kishtwar) in 1942.

Prof. Bhim Singh said that in 1947, hundred years after the Treaty of Amritsar signed in 1846, J&K was established by Maharaja Gulab Singh Kashmir and Ladakh (Gilgit) became parts of J&K. That India was reorganized and this process continued for years and still continuing. Gujarat later was divided into Gujarat and Maharashtra. Assam was divided into seven states. Punjab, Bihar and other states were also reorganized on the linguistic, cultural, geographical and other disciplines. Prof. Bhim Singh said that the situation in J&K could not be addressed for several factors. 28,000 sq. miles of India's territory (Gilgit-Baltistan) is under Pakistan's direct control. 4,500 sq. miles (Karakoram) of J&K's territory is under the illegal occupation of China. Nearly 5,000 sq. miles is under Pak occupation, which Pak called as 'Azad Kashmir'. China has been occupying nearly 20,000 sq. miles of J&K territory in the Ladakh region. Mathematically speaking India does not have even one-half of the territory of J&K which was established by the Dogras under their unique leadership of Maharaja Gulab Singh, General Zorawar Singh, General Baaz Singh and others. Prof. Bhim Singh accused the Delhi leadership, may it be Congress, Communist, Jan Sangh (BJP) or others for keeping the entire nation in dark about the history and geographical situation of the State of J&K that was founded by the great Dogras between 1817 and 1846. Prof. Bhim Singh called on the members of the Parliament and the political parties all over the country

to initiate a debate/discussion on the socio-cultural and historical background of J&K so that the new generations shall understand the meaning and significance of J&K. Prof. Bhim Singh declared that he shall associate the intellectuals and the progressive youth leaders from all over the country to go around India with a message of national unity and integration. He said J&K is as an integral part of the Indian Union as is entire North-East (Assam and other states in the region). He said that the Parliament of India, unfortunately, has not been able to understand the political, social and historical roots of Indian nationalism vis-à-vis J&K, North-East and other regions which form lasting parts of India. Prof. Bhim Singh strongly advocated for the reorganization of J&K by establishing Ladakh-Baltistan as northern unit, Kashmir Valley and Jammu Pradesh as its integral constituents, so that the Ladakhies, Kashmiries and the Dogras shall enjoy their regional entity and identity. Prof. Bhim Singh hoped that Prime Minister Modi shall try to understand the geography, the history and the social standards of the people of India from all over the country; Kashmir to Kanyakumari and Dwarka to Kohima (Nagaland). He said that the Panthers Party shall start this movement for integration of the country in April, 2016 from Kanyakumari to Kashmir and Nagaland to Gujarat. He invited all those who are interested in this movement, National Integration from the roots.

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## Call on rulers to invoke peace, tolerance, equity message from life of Mohammed Prophet

VOM Correspondent

Prof. Bhim Singh, Chief Patron of National Panthers Party & Sr. Advocate of the Supreme Court of India who has been fighting for equity, justice, tolerance, brotherhood and peace today called on those who are ruling in different parts of the world to practice tolerance, invoke peace and deliver justice with equity wherever they govern or rule. Congratulating the people of the world today on the birthday of Prophet Mohammed while addressing a huge rally of advocates, youth and social activists at Jantar Mantar, New Delhi (popularly known as Hyde Park Corner of India), Prof. Bhim Singh, the founder of J&K National Panthers Party said that Prophet Mohammed had given a unique message of equity, equality, brotherhood and universal peace. He said that those who have gone through the practices of the Prophet and life understand that Prophet Mohammed gave a great message of humanity, love and tolerance. He cited an example that a Jewish lady who used to act hostile to Prophet Mohammed did not appear on the way to Mohammed Prophet on a day. Mohammed Prophet walked to her house to enquire about her health. The lady was astonished by the great gesture mixed with humanity that the Prophet went to know about the health of the angry lady. The Jewish lady apologised to the Prophet and accepted his message and teachings. The Panthers Party Chief Patron urged the thinkers, intellectuals and the rulers of the world to learn from the life and practice of all the Prophets who were sent by God in the East, the West to spread message of peace and equality. NPP Supremo said that he had an opportunity to travel all over the world by road (on motorcycle) for five years and experienced the human love all over the world. He found that all the religions in the world have transcended message of peace, human dignity, tolerance, human love through the messengers of God in the East and in the West. He suggested that all educational institutions should include Torat, Bhagwad Geeta, Bible, Holy Quran-e-Pak, Guru Garanth Saheb and other holy books which bring the message of God. This is the only answer to heal the wounds caused by the power hungry rulers and politicians in the bleeding world of today.

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**The Voice of Millions is voice of peace, progress and human dignity**

## CPI (M) repeats blunder of 1942 on J&K, repeats its commitment for separate J&K

*Special Correspondent*

**Prof. Bhim Singh, Chief Patron of National Panthers Party & Sr. Advocate in the Supreme Court besides Executive Chairman (Hony.) of State Legal Aid Committee has demanded an apology from the CPI (M) leadership for inciting the Indian citizens in J&K for secession by declaring, "We (CPI-M) reiterate our stand that the nomenclature of constitutional positions as defined in the Article 370 is irrevocable and the changes brought in during the last few decades are not only arbitrary but ultra vires to the Constitution of India and Jammu and Kashmir."**

Prof. Bhim Singh reacting sharply on this declaration of CPI (M) which claims to be a nationalist party said that the Communist Party has been playing havoc with the unity of the country. He said that it was the Communist Party in 1942 which passed a unanimous resolution asking for independence of Jammu and Kashmir. Prof. Bhim Singh said that the Communist Party leadership dissected USSR into more than 15 states. This was its own commitment to their own motherland. He said that the Communist Party has no commitment to the national unity or national integration which is obvious from the stand of the CPI (M) vis-à-vis Jammu and Kashmir. Prof. Bhim Singh said that the people of J&K

irrespective of their religious or regional affiliations stood for India and have been working as loyal citizens of India in spite of international interference by CIA, ISI and other anti-India agencies. He questioned the CPI (M) about the party's loyalty to India and charged CPI (M) as a co-partitioner with the Anglo-American Bloc to dissect India in the North and in the East which has come on surface once again in 2015. Prof. Bhim Singh demanded that CPI (M) should be de-recognised with an immediate effect and all its Legislators as well as Member of Parliament should be subjected to take public oath declaring their full faith in the Indian Constitution as well as in National Integration. Prof. Bhim Singh said that Article 370 was a transitory and temporary when it was inserted in 1949 into the Indian Constitution for the reason that J&K was allowed by the Constituent Assembly to continue as a Monarchy under Maharaja Hari Singh. Prof. Bhim Singh said that it was on the resolution / recommendation of J&K Constituent Assembly headed by Sheikh Mohd. Abdullah that Monarchy was abolished on August 20, 1952 and J&K became an integral part of the Union of India like other over 500 states. Prof. Bhim Singh reminded the CPI(M) and other adventurist parties that Union of India admitted Hyderabad and Junagarh

into the Indian Union in 1950 when Constitution was formally launched on January 26, 1950. He said that the Congress and the Communist had committed a blunder in 1950 by keeping J&K out of the Union List. He said that this issue was resolved when the Monarch was removed on August 20, 1952 by the J&K Constituent Assembly. Prof. Bhim Singh questioned the validity of Article 370 and asserted that Article 370 was provisional, transitory and temporary that was abolished by the J&K Constituent Assembly under the leadership of Sheikh Mohd. Abdullah. Prof. Bhim Singh asserted that J&K has been an integral part of the Indian Union like any other state. He said that Baroda (Gujarat) acceded to the Union of India in 1948 and was recognised by the Parliament as the Constituent of the Indian Union how J&K could be termed otherwise. Prof. Bhim Singh said that J&K is integral part of the Union of India and the dispute is only about the areas of the state which are under the illegal occupation of China (20,000 sq. miles in Ladakh region) and over 32,000 sq. miles under the illegal occupation of Pakistan which include 4600 sq. miles of our territory which Pakistan calls as 'Azad Kashmir' besides 28,000 sq. miles of our territory under the illegal occupation of Pakistan (Gilgit-Baltistan). Prof. Bhim Singh also expressed shock that

nearly 5000 sq. miles of J&K's territory has been under the illegal occupation of China (Karakoram Highway) since 1963 when the occupied territory was handed over by Pakistan to China. Prof. Bhim Singh gave a call to all the nationalists, particularly the youth, students and intelligentsia to launch a movement throughout the country against the enemies of the country. J&K deserves (legally & geographically) to be reorganized into three states, Ladakh-Gilgit, Kashmir Vally and Jammu Pradesh (from Kathua to Gilgit). He said that half of the population of the state living under illegal occupation of China, Pakistan should be given a choice to choose their future. Prof. Bhim Singh said that the people of J&K (India) are committed to live and die as Indian citizens and continue as peace-loving, secular and nationalist souls. Prof. Bhim Singh said that the so-called judgment of J&K High Court this week defining Article 370 as a lasting weapon for the enemies of the Union of India should be condemned. **He demanded immediate removal of the High Court judges from J&K who have been giving shelter to the enemies of India and provoking the innocent citizens against the Union of India. He said that entire State of Jammu and Kashmir is India and anyone, may it be High Court, trying to incite the people against the Union of India must be dealt with laws of the country.**

**Panthers Party condemns those who intend to break India**

The Panthers Party in a unanimous voice has condemned all those elements within or outside India who intend to destabilize India the way they did with USSR by breaking into pieces. Prof. Bhim Singh expressed surprise the way some political parties including CPI (M) leadership has started galloping in the present relation to the integration of the country. Prof. Bhim Singh said that Jammu and Kashmir was part of Bharata even before the Mahabharata and it remained part and parcel of Indian Union for centuries. He said that any attempt to break any part of India shall be taken as a challenge to the unity and integrity of the entire

# Collegium system collapsed SC acted as third chamber of Parliament

*Legal Correspondent*

**New Delhi:** The improvement of the judicial system and such an opportunity must not be lost," the bench said. "We had a very challenging responsibility to embark upon and reflect, and thereafter, to sieve such of the challenging responsibility. A five-judge constitution bench headed by Justice J.S. Khehar said that compilation of the written suggestions placed before it was in the nature of a summary prepared out of approximately 11,500 pages of views expressed. "Even though the task seemed to be daunting, we felt obliged to take up the responsibility, as it was after all, for an

concerned stakeholders to have a bird's eye view of the same, thereby possibly making the debate thereon more judicious," it noted. The court also said that Attorney General Mukul Rohatgi had made an impassioned submission, not in any obstructive manner, but as a matter of faithful assistance, suggesting that we should desist from pursuing the contemplated course of action.

Prof. Bhim Singh's main question is that 'SC' must answer if it can act/work as third chamber of Parliament. It must understand its limits. It has approved or disapproved an Act. It cannot rewrite a fresh Constitution.

## J&K HC's jurisdiction questioned?

*Special Correspondent*

Prof. Bhim Singh, Chief Patron of National Panthers Party and Sr. Advocate in the Supreme Court of India today expressed shock on the reported judgment of the J&K High Court declaring introduction of Governor in place of Sadar-e-Riyast as invalid. Prof. Bhim Singh said that High Court of Jammu and Kashmir is a product of the Constitution of India and is bound by the Constitution to function under the domain of Constitution of India so far as the central subject as concern including the High Court. Prof. Bhim Singh said that couple of month back the High Court of J&K passed a judgment in relation of Article 370 projecting it as a

permanent feature and unchangeable. That was highly unconstitutional and the High Court had no competence or jurisdiction to make such a judgment. Again the High Court as committed a blunder by accusing the Parliament for introducing Governor System in J&K. Prof. Bhim Singh said Sadar-e-Riyast was introduced only when the Monarchy was abolished (though illegally) on 20th August, 1952. Article 370 was a temporary provision, it stood demolished on that day only. Introduction of Sadar-e-Riyast was another blunder committed by the Congress at the national level by misleading the Parliament. In 1965, it was Legislative Assembly

under the leadership of Ghulam Mohd. Sadiq, which understood the mistake and cured the wrong by introducing president in place of Sadar-e-Riyast.

Prof. Bhim Singh said that BJP government in the Centre has been playing hide and seek with the people of the state and trying to play to the tune of Anglo-American Plan to create a special defense centre in Kashmir for the Anglo-American Bloc which is known as 'Dixon Plan'.

Prof. Bhim Singh said that Modi-Mufti government is playing a dangerous game to create a space for the CIA and the Anglo-American Bloc to establish its Armies in the region to keep a check on China. This plan was

## Redressal of unemployed/ ReT & others is only way out

*Special Correspondent*

**In a communication to Shri N.N Vohra, the Governor of J&K, Prof. Bhim Singh, Panthers Party Supremo has urged for immediate dismissal of the so-called coalition government of the opposite poles in the interest of peoples, human rights and natural justice. Prof. Bhim Singh while addressing a gathering of young lawyers and media persons in New Delhi urged Shri N.N Vohra, the Governor of J&K to exercise his power under Section 92 of the Constitution of the State in the interest of protection of the human and fundamental rights particularly that of young employees and the unemployed youth in the state who are being squandered by the ruling parties in the name of fascism.**

Prof. Bhim Singh said that youth in POK and Gilgit have taken strong measures to oppose the dictatorship in Gilgit and in POK against the ruthless rule of Pakistan. He said that the Panthers Party fully stands by those in POK and Gilgit who want freedom from ruthless dictatorship of Pakistan. He said that there are handful of political vultures in political system in Jammu and Kashmir who have been sucking the

brought as a 'Dixon Plan' in 1951 which was rejected by Pt. Jawahar Lal Nehru. Prof. Bhim Singh demanded immediate dismissal of PDP-BJP government in J&K, Amendment in Article 370 and Reorganization of J&K by introducing a confederation of Jammu Pradesh, Kashmir Valley

and Ladakh-Gilgit by giving state powers under State List to each region so that each region shall grow without any intervention. He said that the fresh election to the State Assembly should be held after the Delimitation of the Constituencies through amendment in Article 370.

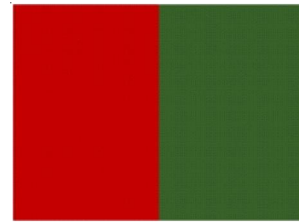
blood of the innocent, employees, unemployed youth and the farmers provoking them to take anti-people stand. NPP Supremo said that 90% people in Jammu and Kashmir, in all the three regions Ladakh, Kashmir & Jammu Pradesh are nationalist, secular and mentally affiliated with the national cause. He said that handful of politicians in Jammu and Kashmir who have been sucking the blood of the poor have been exploiting the innocent people under one pretext or the other.

Prof. Bhim Singh in his urgent appeal to the President of India called for immediate dismissal of the present government comprising of hawks and doves so that fresh elections are held and the younger generation gets an opportunity to elect the government of their choice sans blood suckers.

**Prof. Bhim Singh said that the J&K shall be reorganized by providing each unit a self governance so that there shall be no more nomination by any outsiders. He said that a coordination of three units Ladakh (with Gilgit-Baltistan), Kashmir Valley and Jammu Pradesh (Muzaffrabad, Kotli, Mirpur etc.). This shall be the acceptable resolution of the situation.**



# Message of New Year, amendment in Art. 370 J&K is integral part of India One Flag, One Constitution & Fundamental Rights for all



*VOM Correspondent*

**New Delhi: Addressing the national committee of State Legal Aid Committee organized to determine the position of the Union Govt. of India headed by Shri Narendra Modi, Prime Minister of India, Prof. Bhim Singh, Executive Chairman of the State Legal Aid Committee and a Sr. Advocate in the Supreme Court sought clarification from Prime Minister Modi on the constitutional status of the State of J&K as it existed in 1947 under the sovereignty of Dogra rulers. Prof. Bhim Singh expressed shock on the attitude of Modi and his government on its complete surrender to the Anglo-American Bloc so far as the constitutional status of J&K is concerned.**

Prof. Bhim Singh while addressing the eminent lawyers from different parts of the country said that Article 370 was inserted in the Constitution of India by keeping J&K out of the constitutional map of the Union in 1950. He said Maharaja Hari Singh signed Instrument of Accession on 26<sup>th</sup> October, 1947 and merged the State with the Union of India. This was an international conspiracy to keep Jammu and Kashmir away from the Union of India. He said that the Congress leadership played in the hands of international conspirators and worked out the Indian leadership to the CIA strategy to keep J&K away from India. He asked why J&K was not integrated with the Union in

1950 and why it was delayed till 1952 when Sheikh Mohd. Abdullah conspired with the CIA and the US lobby to dissect J&K from the rest of the country (India).

Prof. Bhim Singh said that Sheikh Abdullah apologized for his blunder and surrendered before Mrs. Indira Gandhi, the then Prime Minister of India in 1975 accepting job of a Chief Minister under Delhi's command. He said that Article 370 became irrelevant and non-existent after Sheikh Abdullah signed a surrender document called 'alliance' with Delhi in 1975. He said that Article 370 should have been declared void in 1975 itself. He said that international conspirators including the western powers including the USA wanted to establish an international platform in the region to keep a check on China. This was the reason that the USA had managed most of the communal and sectarian leadership in India and Pakistan. Prof. Bhim Singh said that a statement made by the eldest son of Sheikh Mohd. Abdullah and the former Chief Minister of J&K saying that entire POK including Gilgit + Baltistan form legitimate part of Pakistan is a stand of National Conference after Sheikh Abdullah. The PDP and J&K Congress have been splinter groups in the state working as agents of the Anglo-American interest under the guidance of CIA. He accused Prime Minister Modi for acting as a stooge in the hands of the

Anglo-American lobby and helps them create a situation to enable the country to allow Kashmir to be segregated from the rest of the country. He expressed shock and disappointment on the silence of the so-called nationalist political parties like Congress and Communist Bloc for keeping silent over the present situation which has been incited now by the son of former NC leader Sheikh Abdullah.

Prof. Bhim Singh said that J&K including Gilgit + Baltistan form integral part of the Union of India being constituent of the former State of J&K under Maharaja Hari Singh. He demanded immediate dismissal of the present Assembly in J&K as well as the Assembly in Gilgit-Baltistan so that the people shall elect the governments according to the rule of law. So that the people may vote without any pressure or coercion as is provided in the Constitution of India. The Parliament should amend Article 370 without any delay so as to make a declare to the world that J&K is integral part of the Union of India.

**J&K has to be reorganized in the sense that the Ladakh + Gilgit are declared as northern state (J&K), Kashmir State and Jammu State (Muzaffrabad to Kishtwar), Kathua to Banihal as it existed in 1846 before the Treaty of Amritsar was signed.**

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There shall be a confederation of Jammu and Kashmir States comprising Jammu State, Kashmir Valley and Ladakh-Gilgit Union as it existed in 1846 before the Amritsar Treaty was signed between Maharaja Gulab Singh and outgoing East India Company.

"We the people of J&K during the Monarchy. J&K pledge this day, the 1st Monarchy was abolished

**2016 shall be the year of equity, rule of law and national integration**

January, 2016 that we shall stand together, work together to ensure that a confederation of J&K evolved before 1st January, 2017 through reorganization of J&K.

1. There shall be three constituents in the state, (a). The Jammu State (Muzaffrabad to Kishtwar & Kathua to Banihal).

(b). The State of Kashmir Valley (the Pahari fraternity in Uri (Baramullah District) and Kupwara District shall be given constitutional mandate in case they want to join Jammu State.

(c). Ladakh-Gilgit shall be the third state within the confederation. The citizens of India residing in Baltistan/Gilgit/Askardu shall have constitutional freedom to decide whether they want to continue under Pakistani rule or join the confederation of Jammu and Kashmir State.

(d). All the three constituents namely Jammu State, Kashmir Valley and Ladakh-Gilgit shall enjoy the full fundamental rights enshrined in the Constitution of India and shall be governed by the great Constitution of India. Every citizen of India residing in the new

confederation shall be a citizen of India without any adjectives or condition.

(e). The Parliament of India is competent and empowered to amend any part or Article of the Constitution. Article 370 is a temporary clause and was meant to protect the rights of the citizens of India in

J&K during the Monarchy. J&K pledge this day, the 1st Monarchy was abolished

Article 370 turned redundant. Article 370 is a dead horse and the Assembly of J&K has the constitutional authority at par with all other states in the country.

Article 370 was buried in the graveyard of history on August 20, 1952. The Monarchy was abolished. Article 370 has become redundant and has no sanctity. The Constituent Assembly of India had put adjective, temporary with Article 370 for the reason that its existence was necessary till the Monarchy was in existence. No Monarchy and no more Article 370.

This is the message of the Panthers Party to every nationalist Indian which should be understood in clear language that India is one from Kashmir to Kanyakumari and Manipur to Gujarat.

**Pledge**

**Every citizen of India shall take this pledge that they shall fight to build secular, democratic, socialist India so that every citizen from Kashmir to Kanyakumari shall feel proud to be citizen of India.**

**Bhim Singh**