



THE  
SENATE OF PAKISTAN

DEBATES  
OFFICIAL REPORT

Friday, July 11 1975

CONTENTS

	PAGES
Leave of Absence to— <i>Application withdrawn</i> ... ..	91
Motions <i>Re</i> : 1. Spiralling prices of consumer goods, 2. Enormous increase in External Public debt, 3. Policy of maintaining Railway Board, and 4. Presidential Order under Article 160 (4) of the Constitution— <i>Deferred</i> ... ..	92
Motion <i>Re</i> : Extension of time fixed for report of Special Committee formed to draft Senate Rules— <i>Adopted</i> ... ..	92
Standing Committee Report <i>Re</i> : Privilege motion relating to refusal of certain Postmasters to accept forms for Registration Cards attested by Senator— <i>Presented</i> ... ..	93
Standing Committee Report <i>Re</i> : Privilege motion relating to maltreatment of Senator Abdul Wahid Kurd in Police custody— <i>Referred to the Standing Committee</i> ... ..	94
Standing Committee Report <i>Re</i> : Obstruction at the Gate by Police when Senator was entering premises of the Senate— <i>Discussed</i> ... ..	105
The Employee's Cost of Living (Relief) (Amendment) Bill, 1975— <i>Adopted</i> ... ..	110



SENATE DEBATES  
SENATE OF PAKISTAN

Friday, July 11, 1975

The Senate of Pakistan met in the Senate Chamber, (State Bank Building), Islamabad, at ten of the clock in the morning, Mr. Chairman (Mr. Habibullah Khan) in the Chair.

(Recitation from the Holy Quran)

LEAVE OF ABSENCE

**Mr. Chairman :** Mr. Ghulam Mohammad Mahir, you have sent an application for leave for the entire Senate summer Session ?

**Sardar Ghulam Mohammad Mahir :** Yes, Sir.

جناب چیئرمین : سہر غلام محمد ! آپ نے ایک درخواست آج صبح میرے پاس بھیجی تھی کہ آپ کو سخت تکلیف ہے ؟  
سردار غلام محمد خان : جناب مجھے تکلیف تھی -

جناب چیئرمین : آپ نے لکھا ہے کہ چلنے پھرنے سے معذور ہوں اس لئے میٹنگ کے دوران آپ کو اجازت دی جائے کہ آپ رخصت ہو رہیں -  
سردار غلام محمد خان : میں نے درخواست بھیجی تھی -

جناب چیئرمین : یہ آپ نے کیسے بھیجی تھی ؟ یہ اب آپ واپس لے لیں -  
سردار غلام محمد خان : یہ میں نے اس لئے بھیجی تھی کہ میرے پاؤں میں درد تھا اور میں چلنے سے معذور تھا -

جناب چیئرمین : اب تو نہیں ، اب تو ٹھیک ہیں آپ ؟  
سردار غلام محمد خان : اب کچھ ٹھیک ہے تو میں حاضر ہوں ، لیکن میرے پاؤں .....  
.....

جناب چیئرمین : مجھے تو آپ کی درخواست کی فکر ہے - خدا خیر کرے۔  
آپ ٹھیک ہو جائیں گے - یہ درخواست واپس لے لیں -  
سردار غلام محمد خان : ٹھیک ہے جناب واپس لے لیتا ہوں -

**MOTIONS RE : 1. SPIRALLING PRICES OF CONSUMER GOODS,  
2. ENORMOUS INCREASE IN EXTERNAL PUBLIC DEBT, 3.  
POLICY OF MAINTAINING RAILWAY BOARD, AND 4. PRESI-  
DENTIAL ORDER UNDER ARTICLE 160 (4) OF THE  
CONSTITUTION**

**Mr. Chairman :** Now, we take up motion under rule 187. There are three motions in the name of Khawaja Mohammad Safdar. He is absent. Last time these motions were deferred. Yes, Leader of the House ?

راؤ عبدالستار (قائد ایوان) : جناب والا ! وہ حاضر نہیں ہیں -

جناب چیئرمین : پچھلی دفعہ میں تو یہاں موجود نہیں تھا - میں نے اخبار میں پڑھا تھا کہ شاید وہ اگلے جمعہ پر آجائیں - مجھے ملک اختر صاحب نے فرمایا تھا اگر ٹھیک طرح سے یاد ہے تو انہوں نے کہا تھا کہ یہ تو اہم motions ہیں کاش کہ خواجہ محمد صفدر یہاں ہوتے اور وہ پیش کرتے کیونکہ ہم اس کو welcome کرتے ہیں - کیا آپ انہیں move کریں گے ؟

راؤ عبدالستار : بالکل نہیں جناب -

جناب چیئرمین : انہیں پھر defer کر دیں -

راؤ عبدالستار : ٹھیک ہے جناب ! انہیں پھر defer کر دیجئے -

جناب چیئرمین : defer کر دئے -

All the three motions standing in the name of Khawaja Mohammad Safdar stand deferred.

**Mr. Qamaruzzaman Shah :** Sir, there are four motions.

**Mr. Chairman :** I am sorry. There are four motions. One is about spiralling prices of consumer goods, the second is about increase in the External Public Debt, the third is about Railway Board and the fourth is about Presidential Order under Article 160 (4) of the Constitution. There are four motions. All the four motions stand postponed. Now, we take up Government Business. Yes, Mr. Tahir Mohammad Khan.

**MOTION RE : EXTENSION OF TIME FIXED FOR REPORT OF  
SPECIAL COMMITTEE FORMED TO DRAFT SENATE RULES**

**Mr. Tahir Mohammad Khan (Deputy Chairman) :** Sir, I respectfully beg the leave of the House to move :

“That the time fixed for the presentation of report by the Special Committee formed to draft the Rules of Procedure

STANDING COMMITTEE REPORT RE: PRIVILEGE MOTION RELATING TO REFUSAL 93  
OF CERTAIN POSTMASTERS TO ACCEPT FORMS FOR REGISTRATION CARDS  
ATTESTED BY SENATOR

and Conduct of Business in the Senate, be extended up to 10th September, 1975."

Sir, we are trying to redraft it.

Mr. Chairman : May I formally move the motion ?

Mr. Tahir Mohammad Khan : Yes, Sir.

Mr. Chairman : The motion before the House is :

"That the time fixed for the presentation of report by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate, be extended up to 10th September, 1975."

You can explain it now.

Mr. Tahir Mohammad Khan : Sir, this honourable House nominated a Committee to revise and redraft the Rules of Procedure. Sir, the Committee has been sitting and has actually drafted the Rules and we are on the Second Reading. We will finish the Second Reading within this month. This also takes some time to finally finalise it. Therefore, this was necessary that the time fixed by this House may be extended upto 10th September, 1975.

Mr. Chairman : Any gentleman opposing the motion ?

Senators : No, Sir.

Mr. Chairmam : Do you all agree ?

Senators : Yes, Sir.

Mr. Chairman : Then, I put the question.

The question before the House is :

"That the time fixed by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate, be extended up to 10th September, 1975."

*(The motion was adopted)*

Mr. Chairman : The motion is unanimously adopted.

Yes, Mr. Qamaruzzaman Shah, would you like to present your report ?

STANDING COMMITTEE REPORT RE: PRIVILEGE MOTION  
RELATING TO REFUSAL OF CERTAIN POSTMASTERS TO  
ACCEPT FORMS FOR REGISTRATION CARDS ATTESTED  
BY SENATOR

Mr. Qamaruzzaman Shah : Yes, Sir. I have the honour to present the report of the Committee on Rules of Procedure and Privileges on the privileges motion of Mr. Mohammed Zaman Khan Achakzai regarding alleged refusal by certain Postmasters to accept Registration Forms attested by the Member.

**Mr. Chairman :** The report is submitted. Would any gentleman like to say anything with regard to the report? Would you like to explain it, Mr. Qamaruzzaman?

**Mr. Qamaruzzaman Shah :** Yes, Sir. Sir, the position was that Senator Mohammad Zaman Khan Achakzai had attested 189 Registration Forms. After the scrutiny, 184 Identity Cards were issued and only 5 forms, which had been incorrectly filled in, were returned to the Senator for correction. Sir, the position was that they were incorrectly filled in. Either the man's father's name was not there or certain other particulars were not there. It was not that his attestation was refused. His attestation was accepted. But if the form is wrongly filled in, it had to be returned because the form must be correctly filled in. All the particulars must be shown, but those were not there. Therefore, it was done. So, it does not involve any breach of privilege, because they did not refuse his attestation.

**Mr. Chairman :** I think that it did not involve any breach of privilege. This finding was unanimous.

**Mr. Qamaruzzaman Shah :** Yes, Sir.

**Mr. Chairman :** Mr. Zaman is not present otherwise I would have given him chance to say something on the subject. He is not here unfortunately. All right. Now, the House is aware of the finding of the Committee that no breach of privilege is involved. Any gentleman would like to say anything? Mr. Rao, would you like to say anything?

**Rao Abdus Sattar :** No, Sir.

**Mr. Chairman :** Not from his seat; from your own.

**Rao Abdus Sattar :** No, Sir.

**Mr. Chairman :** All right. So, the matter ends there. Next item No. 8. This is also with regard to privilege.

---

**STANDING COMMITTEE REPORT RE: PRIVILEGE MOTION  
RELATING TO MALTREATMENT OF SENATOR ABDUL WAHID  
KURD IN POLICE CUSTODY**

**Mr. Qamaruzzaman Shah :** Sir, I have to present the report of the Committee on Rules of Procedure and Privileges on the privilege motion of Mr. Zamarud Hussain regarding alleged maltreatment of Mr. Abdul Wahid Kurd while in police custody.

**Mr. Chairman :** Would you like to say anything?

**Mr. Qamaruzzaman Shah :** Yes, Sir. Actually, Sir, we have deferred this privilege motion on the ground that we wanted to hear the Senator and since he could not come, we have deferred this motion. Actually, we have found that the arrest on a criminal charge did not involve any breach of parliamentary privilege. As regards the grant of 'A' Class to Senator, the Jail Manual did not lay down that a Member of the Parliament should be given 'A' Class. Therefore, Sir, we have deferred the matter because we do not have the actual facts and we wanted to examine the Senator.

Mr. Chairman : Yes, Mr. Tahir Mohammad Khan ?

جناب طاہر محمد خان : سر ! جیسے کہ کمیٹی نے سفارش کی ہے کہ اس کو defer کیا جائے لیکن سفارش کے ساتھ ایک جملہ جو کہا گیا ہے کہ :

“As regard the grant of ‘A’ Class to Senators Jail, the Jail Manual did not lay down that a member of the Parliament should be given ‘A’ Class.”

میں سر ! ادب سے کمیٹی کی recommendation سے اتفاق نہیں کرتا

Although, it has not come officially for discussion before the House

لیکن یہ recommendation ریکارڈ پر آگئی ہے اس لئے میں صرف یہ گزارش کروں گا کہ اس کے بارے میں Jail Manual میں واضح درجہ بندی کی گئی ہے کہ لوگوں کو اے-بی-سی کلاسز دیتے وقت ان کے educational and social status کو consider کیا جائے گا تو سر ! social status کے لئے کچھ کوائف کا شاید عدالتوں نے تعین کیا ہے اور کورٹ ہی کی رائے ہے کہ Members of the Parliament کا status سوسائٹی میں اچھا اونچا اور بلند ہوتا ہے اس لئے یہ کہنا کہ Jail Manual میں لفظ Member of the Parliament نہیں کہا گیا اس لئے by virtue of status کسی شخص کا status ”اے کلاس“ میں نہیں ہوتا ، میں سمجھتا ہوں کہ یہ درست نہیں ہے ۔ البتہ جب finally یہ بات ہوگی تو اس پر ہم گفتگو کریں گے ۔ لیکن چونکہ اس وقت یہ بات ریکارڈ پر آگئی ہے تو میری طرف سے گزارش کرنا لازمی تھا کہ Jail Manual کی requirements میں جن لوگوں کو ”اے کلاس“ دی جاتی ہے اس میں Members of the Parliament آتے ہیں ۔

Mr. Qamaruzzaman Shah : With all respect to my colleague, I would read it again. The report is in front of him. We have not given any finding on that particular point. We have merely stated what is a fact. I would like to read it again.

“The Committee examined the allegations made in the motion with a view to determining whether the matter involved breach of parliamentary privilege. We noted only the first part—that arrest on a criminal charge did not involve breach of a parliamentary privilege. To that extent we have noted. As regards the grant of ‘A’ class to Senators in jail, the Jail Manual did not lay down that a Member of Parliament should be given ‘A’ class. It is not our finding. We have further stated that the Committee wanted to hear Senator Abdul Wahid Kurd before concluding its deliberations. So, we have not concluded our deliberations. As the Senator could not appear before it,

Mr. Qamaruzzaman Shah]

the Committee decided to defer further consideration of the motion until the Senator is able to appear before it. We have given our finding, and I fully agree that the Senators should be given that privilege, and they are entitled to that privilege but that issue can be considered after the matter is finally considered and decided."

Mr. Chairman : Mr. Qamaruzzaman, I would like to ask you a very simple question. His objection was with regard to the non-grant of 'A' class to a Senator. So, this is the long and short of the objection. You have taken the trouble of going into all that but you have made no recommendation, and for that you want the evidence or statement and attendance of the gentleman concerned. In order to determine whether a Senator, as a matter of principle, should or should not be given 'A' class, would not be a matter for Abdul Wahid to decide. It is not a question of one individual Abdul Wahid or, for that matter, any other Senator. The question involved the Senator by virtue of his office, by virtue of his importance by virtue of the seat which he occupies in this House. Every Senator is or is not entitled to higher class this is the question involved. In my view you need not hear Abdul Wahid. I also tell you one thing. Everything is not in the Jail Manual. The Jail Manual, as he has rightly stated, lays down the general principles—the social status, education, mode of living, standard of living, status in society and so many other things are to be taken into account. All these are important factors with a view to be award certain class, whether 'A', 'B' or 'C'. His point was whether a Senator, whoever he may be, whether Qamaruzzaman Shah or Abdul Wahid, he is entitled to 'A' class, 'B' class or 'C' class like ordinary prisoners. That is the point. That is the crux of the whole problem. For that you need not defer it for the appearance of Abdul Wahid Kurd personally. I may be wrong but a person by virtue of his office, by virtue of his status in life, by virtue of his being a Member of this Honourable House, normally, I say there may be exceptional cases, is entitled to higher class than the class the ordinary prisoners would be awarded. Now, you can say anything you like. This was just by the way.

Syed Qaim Ali Shah Jillani : May I make a submission ?

Mr. Chairman : Another gentleman is on his legs.

سردار محمد اسلم : جناب والا ! کمیٹی کے سامنے یہ سوال آیا ہے کہ breach of privilege ہوا ہے یا نہیں ؟ یہ تو دوسرا سوال ہے کہ مینیٹر کا social status کیا ہے اس کو 'اے' کلاس ملنی چاہئے یا نہیں ؟ جہاں تک ایک مینیٹر ، Member of the Parliament کا تعلق ہے اس کو 'اے' کلاس ملنی چاہئے اس سے تو کوئی انکار نہیں کر سکتا -

They should be given 'A' class.

The Committee was to consider.....

جناب چیئرمین : کوئی انکار نہیں کر سکتا ماسوائے قمر الزمان شاہ کے  
وہ کہتے ہیں ان کو پہلے آنے دو۔

سردار محمد اسلم : قمر الزمان شاہ نے یہ کہا ہے کہ اس privilege motion  
میں اور بات بھی ہے۔

The Committee was to consider whether there was any breach of  
privilege, as a matter of right and legally.

In the Jail Manual it is the discretion of the Court or the discretion  
of the District Magistrate to grant any class.

As a matter of right, anybody can claim 'A' class or 'B' class in  
jail.

They may consider social status وغیرہ جو ہے اسے

جناب چیئرمین : آپ کا ارادہ جیل جانے کا تو نہیں ہے ؟

(تہقیر)

سردار محمد اسلم : یہ دوسری بات ہے۔

The Committee can recommend in the House.

کمیٹی یہ تو کہہ سکتی ہے کہ Jail Manual میں یہ چیزیں insert کی  
جائیں لیکن already جو Jail Manual میں ہے کمیٹی نے تو اس کے مطابق دیکھنا  
ہے کہ آیا breach of privileges ہوا ہے یا نہیں ؟ صرف یہی بات ہے۔ آئندہ  
کے لئے۔۔۔

جناب چیئرمین : آپ بھول گئے ہیں۔ ان کی شکایت یہ تھی کہ باوجود بڑے  
status کے، بڑے آدمی ہونے کے، بطور پارلیمنٹ کے ممبر کے، ایک سنیٹر کے،  
ان کو 'اے' کلاس نہیں دیا گیا ہے۔

سردار محمد اسلم : اسی لئے تو انہوں نے breach of privilege کیا ہے۔

جناب چیئرمین : میری گزارش تو سن لیں۔ مجھے یاد تو نہیں ہے اور نہ ہی  
اس وقت میرے پاس motion ہے یہ تو تقریباً چار، پانچ مہینے کی بات ہے۔  
ایک ان کی شکایت یہ تھی کہ ان کو 'اے' کلاس نہیں دیا گیا ہے، حالانکہ  
وہ سنیٹر ہیں، اپوزیشن والے آدمی ہیں، صاحب حیثیت ہیں، صاحب تعلیم ہیں،  
وغیرہ وغیرہ، اس کے باوجود انہیں 'اے' کلاس نہیں دیا گیا ہے۔ دوسری شکایت  
ان کی یہ تھی کہ پولیس نے ان سے حوالات میں maltreatment کیا ہے، ان کا  
یہ اعتراض تھا کہ ان کے ساتھ ایسا سلوک کیوں کیا گیا ہے ؟

[Mr. Chairman]

Since he was not awarded 'A' class, a higher class, and he was maltreated in Police lock-up, this involved breach of privilege.

یہی ان کی شکایت تھی اب انہوں نے یہ point تو لیا ہے انہوں نے اس point کو consider کیا ہے کہ :

Whether he is entitled to 'A' class or whether he is not entitled to 'A' class.

تو انہوں نے اپنی رپورٹ میں یہ دلیل دی ہے کہ ہم 'اے' کلاس کی بابت کچھ finding نہیں دے سکتے کیونکہ Jail Manual میں کچھ نہیں لکھا ہوا ہے۔ اب یہ نہیں لکھا جاتا کہ میاں احسان الحق کو 'اے' 'بی' کلاس دیا جائے اور عبدالواحد کو 'سی' کلاس دیا جائے۔ جیسا کہ میں نے عرض کیا انہوں نے بتا دیا کہ شریف ہو، صاحب حیثیت ہو، صاحب تعلیم ہو، اٹورسوخ والا ہو، اس کو 'اے' 'بی' 'سی' کلاس دیا جائے اور یہ دئے جاتے ہیں۔ یہ individual case نہیں ہے کہ وہ اس حیثیت کا ہے یا نہیں۔

Normally, a Senator, unless there is something to the contrary, is entitled to a higher class—'A' class.

تو انہوں نے اس point کو consider کیا ہے لیکن ان کا جواب انہوں نے یہ دیا ہے کہ Jail Manual میں 'اے' کلاس کا کچھ ذکر نہیں ہے۔ Jail Manual میں یہ کبھی نہیں لکھا جاتا کہ کس کو 'اے' کلاس دیا جائے یا کس کو نہ دیا جائے کیونکہ ان کے principles ہوتے ہیں۔ ان کے کچھ اصول ہوتے ہیں جو وہ وضع کر دیتے ہیں اور وہ Jail Manual میں دئے گئے ہیں۔ اب قمرالزمان شاہ نے جواب میں یہ کہا ہے کہ ہم نے finding اس واسطے نہیں دی کہ عبدالواحد موجود نہیں ہیں جب عبدالواحد آ جائیں پھر اس کے بعد ہم finding دیں گے۔ اس لئے ہم نے اس سوال کو defer کیا ہے۔ اب یاد رکھئے آپ یہ بات بھول گئے ہیں، آپ وکیل ہیں، اس کی بابت انہوں نے final finding نہیں دی کہ وہ 'اے' کلاس کے مستحق ہیں یا نہیں چونکہ عبدالواحد کو آنا ہے اس کو ہم اس لئے ان کے آنے تک defer کرتے ہیں۔ اب میں نے اس point کے لئے کہا ہے کہ:

Whether the gentleman concerned is or is not entitled to a higher class does not depend upon the personal evidence or statement or his appearance or non-appearance before the Committee.

یہ تو جنرل بات میں نے کر دی تھی۔

This will be a discussion of academic interest.

انہوں نے یہ سفارش کی ہے کہ اس کو defer کیا جائے۔ یہ تو طاہر صاحب کے point out کرنے سے لمبی بحث چھڑ گئی ورنہ انہوں نے یہی سفارش کی ہے کہ اس کو defer کیا جائے۔ اگر آپ agree کرتے ہیں کہ اس کو defer کیا جائے تو

I have no objection, you see. Yes ?

جناب احمد وحید اختر : جناب والا ! آپ کی اجازت سے ، بیشتر اس کے کہ اس کو defer کیا جائے ، میں کچھ عرض کرنا چاہوں گا کہ factual position اس رپورٹ میں آچکی ہے۔ اس حد تک تو deliberations نہیں ہو سکیں گی۔

“It is noted that arrest on a criminal charge did not involve breach of a parliamentary privilege.”

اس فقرے کے ہوتے ہوئے ہم نے جو مزید اس پر غور و خوض کرنا ہے وہ محدود ہو جائے گا اس لئے میں عرض کرتا ہوں کہ جو رپورٹ آئی ہے اس میں دو فقرے قبل از وقت آگئے ہیں۔ کمیٹی نے ابھی غور کرنا ہے ، عبدالواحد نے ابھی شہادت دینی ہے تو میرے خیال میں یہ observation اس رپورٹ میں نہیں آئی چاہئے تھی۔ جب تک کہ عبدالواحد تشریف نہیں لاتے یہ open رہنی چاہئے تھی۔

Mr. Chairman : Were you not a member of this very Committee ? Are you not a Member ?

Mr. Ahmad Waheed Akhtar : I am a member, but so far as I can recollect.....

جناب والا ! مجھے یاد پڑتا ہے کہ اس وقت اس issue کو finalise نہیں کیا گیا تھا۔ اس کو open رکھا تھا تا کہ عبدالواحد آجائیں تو ان کی شہادت آنے کے بعد اس ہاؤس میں فائنل رپورٹ پیش کر سکیں۔

جناب چیئرمین : آپ کے بھی اس پر دستخط ہیں۔

جناب احمد وحید اختر : میں یہ عرض کرنا چاہتا ہوں کہ اگر اس issue کو آپ open رکھیں تو پھر اس پر بات ہو سکتی ورنہ صرف ہم جناب عبدالواحد کرد صاحب کی evidence کی حد تک بات کر سکیں گے۔ اس کے علاوہ ہم بات چیت نہیں کر سکیں گے تو میں صرف یہ عرض کرنا چاہتا تھا کہ یہ ایک فقرہ جو ہے اس کو اس میں سے delete کر دیا جائے۔

جناب چیئرمین : کونسا ؟

Mr. Ahmad Waheed Akhtar : “It is noted that an arrest on a criminal charge did not involve a breach of parliamentary privilege.”

[Mr. Ahmad Waheed Akhtar]

تو پھر یہ open ہو جائے گا اور آئندہ ہم اس پر گفتگو کر سکتے ہیں۔ میں تو اسی طرح محسوس کر رہا ہوں۔ باقی اس کمیٹی کے ممبر صاحبان موجود ہیں وہ اس پھر روشنی ڈال سکتے ہیں۔

سردار محمد اسلم : جناب ! اس کمیٹی نے یہ کہہ دیا ہے کہ :

“Simple arrest on a criminal charge does not mean any breach of privilege. It is noted that the arrest on a criminal charge is no breach of privilege.”

Mr. Chairman : You both are lawyers. You know that supposing,—taking extreme incident—supposing a man commits a murder and a report is lodged, then the Police will arrest him but he will not be entitled to any privilege. The mere arrest does not involve any breach of parliamentary privilege. This is quite obvious. I have taken the extreme case. A man commits murder. He is arrested because of the report against him. Well, it is for the Court to decide one way or the other. But, so far as his arrest is concerned, this by itself does not involve any breach of Parliamentary Privilege. This is quite obvious. This is one part now. The other part is of his classification. Whether he should be classified as A, B or C, whatever it is, that is a separate question. The third was his maltreatment in Police lock-up. That was the main complaint. Now, it is for the House to decide. Well, you can take any decision. There is nothing to restrict or abridge your power. The House can take any decision.

سردار محمد اسلم : جناب ! کمیٹی کے چیئرمین نے اس لئے اس کو defer کر دیا ہے کہ actual breach of privilege کا جو motion تھا ، اس کا latter portion تھا maltreatment in police lock-up اس کے لئے جب تک عبدالواحد کرد صاحب جو Mover ہیں ان کی خود evidence نہیں ہوتی اس وقت تک یہ چیز جو ہے ، یہ sift نہیں ہو سکتی اس لئے کمیٹی کے چیئرمین نے یہ کہا ہے کہ جب تک وہ آئیں گے اس وقت تک ، ان کے آنے تک ، اس کو defer کیا جائے۔

Mr. Chairman : Now, there are two courses open to us.....

Yes, Mr. Tahir, do you want to speak ?

Mr. Tahir Mohammad Khan : Actually, with all respect to all the Members.....

Mr. Chairman : Have I correctly represented your case ?

Mr. Tahir Mohammad Khan : Yes, Sir.

میں یہ کہتا ہوں کہ یہ جو سفارشات کمیٹی نے ہاؤس کے سامنے رکھی ہیں، میرے دل میں کمیٹی کے تمام ممبران کا احترام ہے لیکن انہوں نے اس پر

پوری توجہ نہیں فرمائی - انہوں نے یہاں دو observations دے دی ہیں اور درحقیقت وہ observations لگتی ایسی ہیں جیسے یہ ان کی findings ہیں - پہلے انہوں نے جو فرمایا ہے کہ :

“It is noted that an arrest on a criminal charge did not involve a breach of parliamentary privilege.”

یہ principle تو انہوں نے دے دیا لیکن اس کو apply نہیں کیا - اب جو کیس ان کے سامنے موجود ہے، جو واقعات ان کے سامنے تھے، ان واقعات پر اس اصول کا اطلاق نہیں کیا اور observation دے دی - اسی طرح دوسری بات پر یہ کہہ دیا کہ Jail Manual یہ کہتا ہے کہ Parliamentarian کے لئے کوئی classification نہیں ہے - اب موجودہ کیس میں ساتھ یہ نہیں کہا اور نہ کوئی سفارش کی ہے تو میں سمجھتا ہوں کہ یہ ناکافی رپورٹ ہے، غیر مکمل رپورٹ ہے اس لئے اس پر مزید discussion کئے بغیر اس کو دوبارہ کمیٹی کو بھیج دیا جائے تاکہ وہ اسے دیکھ سکے -

Mr. Chairman : This is upto you. Yes, Mr. Ihsanul Huq, do you want to speak ?

Mr. Ihsanul Huq : Sir, this privilege motion involves three points. One is the arrest on a criminal charge, the other is regarding grant of ‘A’ class to a Senator in the Jail, and the third is about the maltreatment. The Committee has gone into details and deliberated it, but one thing is quite clear that the arrest on a criminal charge is not a breach of privilege, as you have very rightly pointed out.

The second point is whether ‘A’ class in the jail is a privilege or not. But at the same time, as they are the lawyers, and as it has been pointed out very clearly in the Jail Manual wherein it is provided that with regard to the people who have got a social status, who have got good education, who are holding positions of some importance or who are well-known in the society, the general practice is that they are provided ‘A’ Class. To my mind, the Committee at least should have done this. This is my request. I am not the member of the Committee. They should have asked and they should have made the recommendation to the House that the honourable Senator may be given ‘A’ class till the taking of the decision.

Secondly, as far as the other part is concerned, his presence is very much needed, because he will tell as to what has happened with him, how it has happened and who are the people involved ? As far as the facilities or Class in the Jail is concerned, in that case it is not essential that the Senator must be present before the Committee. That is my request.

Mr. Qamaruzzaman Shah : Sir.....

Mr. Chairman : Thank you. Mr. Qamaruzzaman, I am helping you, if you resume your seat. May be, he might be saying the same thing.

[Mr. Chairman]

We are discussing this threadbare. But for the information of the House, I would like to read the motion itself to enable the House to find out what the pieces of complaint are. I think, Mr. Ihsanul Huq has rightly pointed out. I would like to read the whole motion and it will enable you to find out exactly what the complaint means, and what he wants to suggest. The motion reads as follows :

“I beg to lay the question involving breach of privilege of the Senator, namely, Senator Abdul Wahid Kurd was kept for 18 days in Police lock-up in Cantt. Police Station, Quetta.....”

Well, this is no complaint. This does not involve any breach of privilege as you know, Senator Abdul Wahid Kurd was kept in Police lock-up in Cantt. Police Station for 18 days, but he was not provided with any charpoy and here you come to Class ‘A’, or ‘B’, or ‘C’, whatever it is. So, he was forced to sleep on the floor in the Police lock-up during this period. What to speak of creation facilities, he was not provided with charpoy and bed, and as there was winter season in Quetta, he was not permitted to have heater or such like things from his own house. In this way, the Senator spent 18 days in below freezing temperature of Quetta. During this period, the Police took him to the torture cell, while his eyes were covered with black patty.

Now, you see, this is the case. He was not given proper facilities.

“The Senator was compelled to sit at the back of the truck in a very insulting way. The torture cell was decorated with torture instruments. The officer on duty pointed to the torture instruments and said: “You notice”. next time you will receive electric shocks.”

This is maltreatment. One is the arrest, then classification and then maltreatment.

“After 18 days, Mr. Abdul Wahid Kurd was removed to Quetta Jail with the instructions that he will get the above information from him.....”

Mainly, there are three pieces of complaint :—

- (1) he was arrested and put in lock-up, where he remained for 18 days.
- (2) he was not provided with decent facilities—the facilities which a man of his status should receive from the authorities, who detain him, and
- (3) maltreatment, torture and so on and so forth.

These are the three main points. Now, we have to discuss all these three points. Well, if you want, you can have more time for discussion. If there is any point left, you can have it. But I will point out, you see, that there are two courses open to the House :

- (1) to defer the consideration or decision on this privilege motion until Mr. Abdul Wahid Kurd is present and appears;

before the Committee concerned and makes his statement or gives his evidence and provide you material, which will help you to come to the correct conclusion.

(2) it is upto the House to decide one way or the other.

The House is quite competent to reject the recommendations for postponement and take the matter in hand just now and give a decision one way or the other. They may hold it to be a breach of privilege or they may hold it otherwise.

There are so many courses open. If in spite of what I have just pointed out, you feel inclined to say to refer it back to the Committee...

**Mr. Naimatullah Khan** : Sir, I think, it should be referred back to the Committee for reconsideration.

**Mr. Chairman** : I beg your pardon ?

**Mr. Niamatullah Khan** : Sir, this report should be referred back to the Committee for reconsideration. It is my view and suggestion.

**Mr. Chairman** : Thank you, it is a very good idea. Yes, the Leader of the House ?

راؤ عبدالستار : جناب چیئرمین ! میری request یہ ہے کہ اس کے پڑھنے سے یہ نتیجہ اخذ ہوا ہے کہ یہ privilege motion مسٹر زمرہ حسین نے پیش کی نہ کہ خود ترم سینٹر نے تو اس لئے جناب والا ! جس وقت تک خود محترم سینٹر تشریف نہیں لاتے، صحیح واقعات کا پتہ نہیں چل سکتا کہ ان کے ساتھ بدسلوکی ہوئی یا زیادتی ہوئی اس لئے اسے جب تک صحیح واقعات کا پتہ نہیں چلتا اسے defer کیا جائے تو یہ میری request ہے۔

جناب چیئرمین : ہاں سردار محمد اسلم خان۔  
سردار محمد اسلم : جناب والا ! میری یہ request ہے کہ اس privilege motion کو واپس privilege کمیٹی میں بھیج دیا جائے لیکن open کر کے واپس بھیجا جائے۔

جناب چیئرمین : open کر کے، اس کا کیا مطلب ہے ؟

سردار محمد اسلم : پیرا گراف ۳ کو delete کر کے واپس بھیجا جائے تاکہ دوبارہ غور کیا جا سکے۔

جناب چیئرمین : یہ پیرا ۳ میں کونسی ایسی بات ہے جس کو delete کیا جائے ؟

How can that be deleted—I don't understand ?

جناب طاہر محمد خان : ان دونوں باتوں کا مطالبہ یہی ہے کہ دوبارہ غور کیا جائے۔

جناب چیئرمین : انہوں نے خود پڑھ کے آپ کو سنا دیا ہے کہ گرفتاری کوئی breach of privilege نہیں ہے۔ باقی بدسلوکی کی بات ہے تو وہ خود آگے بتائیں گے، اس میں کونسی ایسی بات ہے؟ کوئی ایسی بات نہیں ہے۔

Mr. Qamaruzzaman Shah : Sir, I think, the words in paragraph 3 have created some misunderstanding. We certainly did not mean to give a finding, nor did we give any finding that Senator should not be given 'A' class or that he is not entitled to 'A' class. And even after my explaining the whole position, if the House is of the view that it is so put in that it would create misunderstanding for all times to come, then we may be permitted to withdraw this paragraph 3 from this report. And while reconsidering, we will word everything properly and give our finding. Though, I think, there is no scope for misunderstanding yet since the views of the honourable Senator are that this might at a later stage also imply that the Committee gave a finding and the House did not do anything about it and that the Senator is not entitled to 'A' class, I think, in order to avoid any further complication, we may be permitted to withdraw it.

Mr. Chairman : There is nothing in the report to the effect that the Senator is not entitled to 'A' class. There is nothing of that sort.

Mr. Qamaruzzaman Shah : That is what I explained right in the beginning of all the speeches that have been made. The opinions given on this report are to that effect that the mere fact is that we have said certain fact, it is implied as if we have come to this finding and as you have rightly pointed out, we could have given a finding without mentioning this remark or without hearing the Senator. So, I think, in order to avoid any confusion in future, we may be permitted to withdraw. We will just delete this paragraph 3, and we will give our fresh finding.

Mr. Chairman : Yes, what is the consensus of the House? I would like to know the views of the House. I will put the question to the House. I think that will be proper to dispose of this thing. Now, the question that I will put to the House will be this whether this consideration or decision on this motion should be deferred and sent back to the Privileges Committee to consider it again. That will be the question. Do you agree to this?

Senators : Yes, Sir.

Mr. Chairman : All right. The question before the House is :

“That the decision on this matter should be deferred and the Privilege Committee should be asked to reconsider the whole thing.”

Syed Qiam Ali Shah Jillani (Minister of State for Industries) : Sir, I think, somebody may move a motion that it should be referred back to the Select Committee or the Special Committee or to the same Committee.

Mr. Chairman : Have you heard Haji Niamatullah ? He had moved the motion.

Syed Qaim Ali Shah Jillani : There were so many proposals. Somebody should clearly move it.

Mr. Chairman : I think, Haji Niamatullah's proposal stands head and shoulders high above all others as usual. Haji Sahib, I give you this credit. Well, you just move your formal motion. What is your motion ? In your own language you move it.

Mr. Niamatullah Khan : Sir, I move :

“That the report put to the House should be referred back to the same Committee for reconsideration.”

Mr. Chairman : Mr. Qaim Ali Shah, do you now understand the motion?

This is the motion. Have you understood it ?

*(Laughters)*

Mr. Chairman : What he means to say is this that the notice should be taken of it, and the matter should be deferred and sent back to the Committee concerned for reconsideration.

Syed Qaim Ali Shah Jillani : He does not say that it should be deferred but it should be referred back.

Mr. Chairman : The decision may be deferred and the matter should be referred. It comes to the same thing. We are not going to take any decision.

Now, I will put it to the House.

The question before the House is :

“That the matter should be referred back to the Standing Committee concerned for reconsideration and report.”

Am I correct ?

Senators : Yes, Sir.

*(The motion was adopted)*

Mr. Chairman : So, this matter stands referred to the Privileges Committee for reconsideration and report to this House within a reasonable time.

Yes, there is another motion in your name.

STANDING COMMITTEE REPORT *RE* : OBSTRUCTION AT THE  
GATE BY POLICE WHEN SENATOR WAS ENTERING  
PREMISES OF THE SENATE

Mr. Qamaruzzaman Shah : Sir, I have the honour to present the report of the Committee on Rules of Procedure and Privileges on the privilege motion of Ch. Mohammad Aslam regarding his obstruction in entering the precincts of Senate.

[Mr. Qamaruzzaman Shah]

Sir, in this the Committee is of the opinion that there was the breach of privilege because a Senator cannot be obstructed at the gate by anyone from entering the premises of the Senate.

**Mr. Chairman :** Would you mind reading five or six lines of the last para of your recommendations. It will hardly take one and a half minutes.

**Mr. Qamaruzzaman Shah :** "The Committee examined the issues involved in the privilege motion, and after discussion was of the view that the breach of privilege was involved, as the Senator had been obstructed from free access to the precincts of the Senate."

However, before formulating its recommendations, the Committee heard Senator Ch. Mohammad Aslam who stated that as the Police officials involved had already been transferred from the Police Guard of the Senate premises and barred from being posted there again, he did not want any action to be taken against them. The Committee, therefore, unanimously recommends that no further action is necessary on the privilege motion."

**Mr. Chairman :** Yes, now you can explain.

**Mr. Qamaruzzaman Shah :** Sir, because straightaway when the Senator was obstructed, the office of the Senate had asked the Police authorities and action was immediately taken. The officers were removed from here, and they have noted down that they will never be posted here again. Since the Senator did not want any further action on that, we did not recommend anything though we know that it was definitely a breach of privilege.

سردار محمد اسلم : جناب چیئرمین ! اس میں کوئی شک نہیں کہ Privilege Committee کا ممبر میں خود بھی ہوں لیکن اس کی discussion اور deliberations جس وقت ہوئی تھیں میں موجود نہیں تھا۔ جب کوئی ممبر تحریک استحقاق ہاؤس میں دیتا ہے تو the motion becomes the property of the House اب وہ private negotiations outside the House کریں کہ کمیٹی کو یہ recommendation کرنی چاہئے تھی اور اگر اب وہ direct compromise کریں یا direct negotiations out of the House کریں تو وہ قابل قبول نہیں ہونا چاہئے اور کمیٹی کو یہ اطمینان کرنا چاہئے کہ : whether there was any breach of privilege or not.

The report reads :

"The Committee examined the issue involved in the privilege motion, and after some discussion was of the view that a breach of privilege was involved, as the Senator had been obstructed from free access to the precincts of the Senate."

However, before formulating its recommendations the Committee heard Senator Ch. Mohammad Aslam..."

private negotiations جو ہوئی ہیں - - -

Mr. Chairman : That is another issue. What is your objection to this ? With regard to your important question whether any breach of privilege is or is not committed, Mr. Qamaruzzaman Shah pointed out that he has done it. Now, you start reading that. That is one thing. They have, I think, made a recommendation and given a finding that a breach of privilege has been committed, which is quite clear. This is quite clear. You have just now read it. I will read it again for your benefit.

Sardar Mohammad Aslam : I have read it.

Mr. Chairman : But do you agree or do you not agree ?

Sardar Mohammad Aslam : I agree.

Mr. Chairman : They have given the finding that the breach of privilege has been committed.

Sardar Mohammad Aslam : Sir, my second objection is that the Committee should not have taken into account private compromise or private negotiations that were done outside. If there was a breach of privilege, if the Senator was obstructed by the police officer at the Gate, he must be punished. Transferring them from Senate Secretariate Gate's Police Guard is no punishment.

کیونکہ وہ خوش ہوتے ہیں کہ یہاں سے پولیس گارڈ چلی جائے گی۔ ان کو یہاں تو کوئی فائدہ نہیں پہنچتا۔ یہ تو جناب کوئی سزا نہیں ہے۔ پھر جناب تحریک استحقاق ہاؤس کی ملکیت بن جائے اس کے بعد ہم کہیں کہ ہم نے معاف کر دیا ہے یہ تو ہاؤس کی property ہے۔ اگر ہاؤس کہے تو پھر ٹھیک ہے لیکن کمیٹی اس پر private negotiations میں آ کر اس کو بنیاد نہیں بنا سکتی۔ جناب چیئرمین : سردار صاحب دیکھئے انہوں نے کب آپ کے اختیارت چھین لئے ہیں؟ انہوں نے تو آپ سے درخواست کی ہے کہ آج ہاؤس اس کو consider کرے۔

It is still the property of the House. They have not misappropriated your privilege.

انہوں نے کب کہا کہ میں نے فیصلہ کیا ہے ؟

Sardar Mohammad Aslam : They have done, Sir.

انہوں نے جو recommendations کی ہیں۔

جناب چیئرمین : سردار صاحب ! excuse me ! آپ مجھے بولنے نہیں دیں گے ؟ آپ کو بولنے کا حق ہے لیکن میرا بھی تو تھوڑا حق ہے ۔

سردار محمد اسلم : آپ کا زیادہ ہے : I am sorry, Sir.

جناب چیئرمین : دیکھئے انہوں نے کہا ہے کہ breach of privilege ہوا ہے۔ سینٹر کو روکا گیا۔ تو جونہی انہوں نے شکایت کی ان افسروں کو یہاں سے تبدیل کر دیا گیا اور ان کے لئے حکم ہے کہ اب انہیں کبھی گیٹ پر تعینات نہ کیا جائے تاکہ وہ اس طرح آئندہ بدسلوکی نہ کریں چونکہ ان کو تبدیل کیا گیا ہے۔ اب چوہدری محمد اسلم صاحب آپ کے دوسرے ہم نام اسکو زیادہ پریم نہیں کرنا چاہتے، اس لئے ہم اس ہاؤس کو recommendations پیش کرتے ہیں چونکہ وہ چلے گئے ہیں اور معاملہ رفع دفع ہو گیا ہے اس لئے action is not called for انہوں نے یہ صرف سفارش کی ہے، فیصلہ تو پھر ہاؤس کو لینا ہے۔ انہوں نے تو یہ نہیں کہا کہ ہم نے فیصلہ کیا ہے۔ آپ نے شکایت یہ کی کہ یہ ہوتے کون ہیں؟ انہوں نے ہاؤس کے اختیارات سلب کر کے خود فیصلہ دے دیا ہے۔ یہ غلط ہے۔ انہوں نے تو آپ سے درخواست کی ہے کہ ہمارا یہ خیال ہے کہ جب وہ یہاں سے ہٹائے گئے ہیں تو

We recommended that no action is called for but it is for the House to give a decision.

انہوں نے کوئی ایسی غلطی نہیں کی جو آپ ان پر چسپاں کرنا چاہتے ہیں

I do not agree with you. صاحب

سردار محمد اسلم : میں صرف یہ گزارش کر رہا ہوں کہ کمیٹی کا صرف یہ کام تھا کہ اگر انہوں نے دیکھا ہے کہ breach of privilege ہوا تھا تو اگر اب ان دونوں کا آپس میں compromise ہو گیا ہے تو پھر اس کو چھوڑ کر recommendations پیش کرتے کہ اس کا کیا ہونا چاہئے۔ ساتھ ہی لکھتے کہ اس کا transfer ٹھیک ہے۔ وہ تو آگے گئے ہی نہیں ہیں یہ کہا ہے کہ چوہدری صاحب نے کہا ہے کہ

They have been transferred. So, no further action is recommended.

میرا تو اس پر اعتراض ہے جی۔

جناب چیئرمین : آپ اب چوہدری صاحب کو مجبور کرتے ہیں کہ وہ

خواجخواہ action کریں۔

سردار محمد اسلم : نہیں، نہیں یہ تو نہ چوہدری صاحب مجبور کر سکتے ہیں نہ کوئی

اور۔ یہ تو ہاؤس کی property ہے۔ یہ تو ہاؤس کرے گا۔ میں تو کمیٹی کو کہتا ہوں کہ جس وقت کمیٹی نے دیکھ لیا کہ واقعی breach of privilege ہوا ہے تو

the Committee should have recommended what should have been done

اس کے ساتھ وہ لکھ دیتے کہ transfer ہو گیا۔ کچھ تو لکھ دیتے۔

**Mr. Chairman :** Nobody has questioned the authority and the power of the House to give a decision. Nobody has questioned it.

چلو ہم نے سردار محمد اسلم کو سنا اب چوہدری محمد اسلم صاحب کو منٹے -  
چوہدری محمد اسلم : جناب چیئرمین ! میں آپ کا اور پورے ہاؤس کا مشکور ہوں کہ آپ نے میری شکایت پر نہایت ہمدردی سے غور کیا اور میں ممبران کمیٹی کا بھی مشکور ہوں کہ انہوں نے بھی انتہائی ہمدردی سے غور کیا اور سردار صاحب کا بھی شکریہ ادا کرتا ہوں کہ وہ میری شکایت کے لئے اس طرح دلچسپی لے رہے ہیں - میں یہ گزارش کروں گا کہ جو کچھ قمرالزمان شاہ صاحب نے فرمایا ہے میں نے کمیٹی سے خود درخواست کی تھی کہ کوئی action نہ لیا جائے کیونکہ جو action ہو چکا ہے میرے خیال میں کافی تھا تو جناب میں اپنے آپ کو مطمئن سمجھتا ہوں اس لئے میں ہاؤس میں اپنے بھائیوں سے درخواست کروں گا کہ اب کسی مزید action کی ضرورت نہیں ہے اور اس motion کو consider کیا جائے -

**Mr. Chairman :** Yes, I think, we should put this question to the House. Somebody has to move a formal motion.

حاجی صاحب ! حسب معمول ذرا ان کی امداد تو کیجئے -

**Mr. Ihsanul Haq :** Sir, it is the privilege of Mr. Qamaruzzaman Shah. Let him move because he is very liberal now in matters relating to breach of privilege and giving his findings on it.

جناب چیئرمین : چوہدری صاحب آپ خود move کر لیں -  
چوہدری محمد اسلم : جناب چیئرمین ! چونکہ جو action ہو چکا ہے ، میں اس سے مطمئن ہوں ، اس لئے میں یہ move کرتا ہوں کہ اس action پر مزید کوئی کارروائی نہ کی جائے -

**Mr. Chairman :** Now, I will put the question.

The question before the House is :

“That in view of the action taken against the police officials concerned, the complainant Senator Ch. Mohammad Aslam is not inclined for any further action against them and the matter may be dropped.”

Those who are in favour of the motion may please say ‘ayes’.

**Senators :** Ayes.

**Mr. Chairman :** Those who are against it may please say ‘noes’.

(No voice)

سردار صاحب آپ نے بھی نہ نہیں کیا ؟  
Even Sardar Mohammad Aslam has not said ‘No’.

سردار محمد اسلم : میں تو ہاؤس کے تابع ہوں۔

Mr. Chairman : So, the 'ayes' have it, the 'ayes' have it, the 'ayes' have it.

*(The motion was adopted)*

Mr. Chairman : The matter is dropped. No further action is called for. We take up now legislative business. Where is our hero ?

Mr. Abdul Sattar Gabol (Minister of State for Labour) : Sir, Mr. Cheema is not here.

Mr. Chairman : Mr. Cheema is not our hero.

Mr. Abdul Sattar Gabol . Oh, it is about Malik Akhtar. He is, Sir, in the National Assembly.

Mr. Chairman : Will you take it up ?

Mr. Abdul Sattar Gabol : Yes, Sir.

Mr. Chairman : This is item No. 10 under Legislative Business. You are moving it on behalf of Mr. Cheema.

#### THE EMPLOYEES' COST OF LIVING (RELIEF) (AMENDMENT) BILL, 1975

Mr. Abdul Sattar Gabol : Mr. Chairman, Sir, I beg to move :

“That the Bill further to amend the Employees' Cost of Living (Relief) Act, 1973 [The Employees' Cost of Living (Relief) (Amendment) Bill, 1975], as reported by the Standing Committee, be taken into consideration at once.”

Mr. Chairman : The motion moved is :

“That the Bill further to amend the Employees' Cost of Living (Relief) Act, 1973 [The Employees' Cost of Living (Relief) (Amendment) Bill, 1975], as reported by the Standing Committee, be taken into consideration at once.”

Yes

Mr. Abdul Sattar Gabol : Sir, I would like to explain it very briefly. With the increase of the prices of certain commodities on 7th April this year, the Federal Government decided that all workers in industrial sectors and commercial sectors in addition to the Government employees should be allowed dearness allowance of Rs. 25/- per month. In order to provide legal cover to this, an Ordinance, namely the Employees' Cost of Living (Amendment) Ordinance, 1975, was promulgated. The Ordinance provides for the payment of this Cost of Living Allowance with effect from 7th April, 1975, when the decision was announced. The benefit will be given, “... to an establishment to which the West Pakistan Shops and Establishment Ordinance, 1969, applies; to a factory, as defined in the Factories Act, 1934; to a mine, as defined in the Mines Act, 1923; to a Road Transport Service, as defined in the Road Transport Workers' Ordinance, 1961; to a newspaper establishment, as defined in the Newspaper Employees' Condition of Services Act, 1973; to a construction industry, to which the West Pakistan Industrial and Commer-

cial Employees' Standing Orders, 1968, applies; and to any other establishment, which the Federal Government may by a notification in the Official Gazette declare to be an undertaking for the purpose of this enactment." Now, Sir, the new allowance of Rs. 25/- given through this Bill is in addition to the benefits given to the workers previously, i.e. Rs. 35/- per month and Rs. 50/- per month. Sir, originally Rs. 35/- per month were given only to the employees who were drawing wages upto Rs. 735/-. Subsequently, further Cost of Living Allowance of Rs. 50/- per month was given to the employees who were drawing wages upto 1,100/-. But the present Bill seeks to give this new Cost of Living Allowance of Rs. 25/- per month to all the employees regardless of any wage limit with effect from 7th April, 1975. Now, Sir, the non-payment of this dearness allowance will be an offence as before. The machinery and the procedure as laid down earlier will remain unchanged. The Bill seeks to make permanent the provision of the present Ordinance. Thank you.

**Mr. Chairman :** Thank you. Any other gentleman wishing to participate in the discussion ? Yes, Mr. Tahir Mohammad Khan !

**Mr. Tahir Mohammad Khan :** Sir, in view of the cost of living and the rise in the prices, this action was very much needed, and we are thankful to the Government that the Government has duly considered the burden over the poor families and has increased their wages. We, Sir, wholeheartedly support this Bill.

**Mr. Chairman :** Any other gentleman ? Yes, Haji Sahib !

**Mr. Niamatullah Khan :** Sir, this amendment has been necessitated on account of rise in prices of the commodities, and since it is in the interest of the workers, I support the passage of the Bill.

**Mr. Chairman :** Yes, any other gentleman ? None? All right. May I put the question ?

The question before the House is :

“That the Bill further to amend the Employees' Cost of Living (Relief) Act, 1973 [The Employees' Cost of Living (Relief) (Amendment) Bill, 1975], as reported by the Standing Committee, be taken into consideration at once.”

*(The motion was adopted)*

**Mr. Chairman :** The motion is carried.

Now, we take up clause by clause consideration of the Bill. I think, no amendment has been moved to any of the clauses. Am I correct Mr. Gabol ? Am I correct that no amendment has been moved to any of the clauses ?

**Mr. Abdul Sattar Gabol :** No amendment, Sir.

**Mr. Chairman :** So, we can safely put all the clauses in one question—all the clauses from 2 down to 6. It is a 6 clauses Bill. So, the question before the House is :

“That Clauses 2, 3, 4, 5, and 6 form part of the Bill”.

*(The motion was adopted)*

**Mr. Chairman :** Clauses 2, 3, 4, 5 and 6 form part of the Bill.

Now, the last question is :

“That Clause 1, Title and Preamble form part of the Bill.”

*(The motion was adopted)*

**Mr. Chairman :** Clause 1, Title and Preamble form part of the Bill.

Yes, there is the last motion.

**Mr. Abdul Sattar Gabol :** Sir, I beg to move :

“That the Bill further to amend the Employees’ Cost of Living (Relief) Act, 1973 [The Employees’ Cost of Living (Relief) (Amendment) Bill, 1975], be passed.”

**Mr. Chairman :** Yes, the motion made is :

“That the Bill further to amend the Employees’ Cost of Living (Relief) Act, 1973 [The Employees’ Cost of Living (Relief) (Amendment) Bill, 1975]. be passed.”

Yes, would you like to add anything ? Haji Sahib, would you like to say anything on the principle of the Bill ?

**Mr. Niamatullah Khan :** No, Sir.

**Mr. Chairman :** All right. No other gentleman inclined to participate ? All right. So, I will put the question.

The question before the House is :

“That the Bill further to amend the Employees’ Cost of Living (Relief) Act, 1973 [The Employees’ Cost of Living (Relief) (Amendment) Bill, 1975], be passed.

*(The motion was adopted)*

**Mr. Chairman :** The Bill stands unanimously passed.

There is no other business. We meet tomorrow in the morning or in the evening, as it is convenient to you. Mr. Kiani, what is your opinion ?

جناب نرگس زمان خان کیانی : جیسا سب کا خیال ہے - کل صبح رکھ لیں -

**Mr. Chairman :** In the morning ? All right. The House stands adjourned to meet again tomorrow at 10.00 a.m.

*Then the House adjourned to meet again at ten of the clock in the morning on Saturday, July 12, 1975.*