

TWELFTH SITTING ON 30.3.1995

P R E S E N T

PU VAIVENGA, SPEAKER at the Chair, Chief Minister, 14 Ministers and 19 Members were present.

Q U E S T I O N S

1. Questions entered in separate list to be asked and Oral answers given.

STATEMENT BY A MINISTER

2. PU J.LALSANGZUALA to move statement under Rule 60 on what was happening on (i) Mizo youths and (ii) Vanbawng ram.

CENSURE MOTION

3. PU LALSANTA to move a Motion censuring a Minister in-charge Excise Department for his acts of Commission and Omission and complete failure to control to Liquor and drugs which result in death of a large number of Mizo youths.

S P E A K E R : 'Many are the plans in the mind of a man, but it is the purpose of the Lord that will be established'.

Proverbs : 19:21

Now, we shall take up the questions, and let us call upon Dr R.Lalthangliana to raise his question No. 246.

Dr R.LALTHANGLIANA : Mr Speaker, Sir, I ask my Starred question No. 246 - Is there any persons shot by the gun of the Chief Minister's Security Guard ?

PU J.LALSANGZUALA : Mr Speaker, Sir, the answer is  
MINISTER 'yes'.

FU J.LALSANGZUALA : Mr Speaker, Sir, I beg leave of  
MINISTER the House to introduce the Mizoram  
Appropriation (No.3) Bill, 1995.

S P E A K E R : Do you agree with him to introduce  
the Bill ? (Agree). Now,  
Mr J.Lalsangzuala to introduce the  
Bill.

FU J.LALSANGZUALA : Mr Speaker, Sir, I introduce the  
MINISTER Mizoram Appropriation (No.3) Bill,  
1995. Mr Speaker, Sir, I also beg  
to move that the Mizoram Appropria-  
tion (No.3) Bill, 1995 be taken into consideration.

Thank you.

S P E A K E R : Do you agree to consider the Bill ?  
Do you agree to pass the Bill ?  
Let us call upon him ?

FU J.LALSANGZUALA : Mr Speaker, Sir, I beg to move  
MINISTER that the Mizoram Appropriation  
(No.3) Bill, 1995 be passed.

( The Bill was put to vote and adopted )

Dr R.LALTHANGLIANA : Mr Speaker, Sir, Supplementary question. Has action been taken by the Government over this incident ? Secondly, I would like to know whether any Ex-gratia grant was given to the victim named Miss Lalrindiki. If so, what is the amount ?

FU F.MALSAWMA : Mr Speaker, Sir, I request the Hon'ble Home Minister to furnish informations on matter concerning the Communal trouble between Kanmun and Damcherra.

FU J. LALSANGZUALA : Mr. Speaker Sir, regarding the action taken by the Government, a Police - Case was filed against the driver named Ramchhana, whereas the Constable, custodian of the gun has been suspended. So far, no compensation had been granted to the victim.

Regarding the question of our hon'ble Member Fu F.Malsawma, I am unable to provide definite answers as I am not prepared for it.

FU LALSAWTA : Mr. Speaker Sir, regarding the Police - firing, was there any mistaken granting of compensation among the Police at Vanbawng ?

Dr. R.LALTHANGLIANA : Mr. Speaker Sir, I would like to know whether compensation will be granted or not.

FU LALHMINHTHANGA : Mr. Speaker Sir, matter concerning the firing is very complicated. Who fired the shot and for what reason ?

FU F. LALREMSIAMA : Mr. Speaker Sir, was the gun issued in the name of the person being suspended now ?

Is there any intention of improving the administration in the Police Department ?

Dr J.V.HLUNA : Mr Speaker, Sir, is it a fact that recently trouble broke out at Treasury Square as a Mizo youth was held at gun-point by a CRF, ?

PU J.LALSANGZUALA MINISTER : Mr Speaker, Sir, the shot was fired by someone else and not by the custodian of the gun.

PU LALHMINGTHANGA : Mr Speaker, Sir, who fired the shot ?

PU J.LALSANGZUALA MINISTER : Mr Speaker, Sir, firstly, regarding the incident at Vanbawng, as permitted by the Hon'ble Speaker, I will prepare the statement after the question hour, and matter concerning the compensation will be reviewed later. As far as the firing is concerned, a Machine pistol placed in a vehicle was fired by a driver named Ramchhana, which hit the thigh of Miss Lalrindiki. The driver was immediately arrested and a case was registered, while Constable Zodingliana, custodian of the pistol is suspended and Departmental Enquiry is being taken up now.

Next, I would like to remind our Hon'ble Member that we do intend to improve the administration of the Police Department. Regarding the question of our Hon'ble Member Dr J.V.Hluna, no untoward incident occurred at Treasury Square.

PU LALSAWTA : Mr Speaker, Sir, who is responsible for the poor administration of Police Department ?

PU J.LALSANGZUALA MINISTER : Mr Speaker, Sir, to a great extent, the responsibility lays in the hands of our Officers.

PU R.TLANGHMINGTHANGA : Mr Speaker, Sir, the officials alone cannot be blamed as the Minister i/c is largely responsible for administration failure.

S P E A K E R : Presently, we are working hard to improve the administration of the said Department.

FU J.LALSANGZUALA  
MINISTER : Mr Speaker, Sir, in the field of administration, the Ministers do have a moral responsibility, but the actual task of administration is in the hands of our officers.

FU F.LALREMSIAMA : Mr Speaker, Sir, our Hon'ble Chief Minister should declare that in a Cabinet system of Government, the Ministers are accountable and not the officers.

FU J.LALSANGZUALA  
MINISTER : Mr Speaker, Sir, presently, the Purchase Board is set up under the leadership of our Chief Secretary.

S P E A K E R : Starred question No. 247,  
Fu F.Malsawma.

FU F.MALSAWMA : Mr Speaker, Sir, I ask my Starred question No. 247 -

(a) Is there any intention of setting up High Mast Light near the Churches of Ramhlun 'N' and Ramhlun 'S' ?

(b) Will Sodium Light be pleased at Ramhlun Vengthar during 1995-'96 ?

FU C.L.RUALA  
MINISTER : Mr Speaker, Sir, the said lights could be set up only if sanction is obtained from the LAD.

FU F.MALSAWMA : Mr Speaker, Sir, supplementary question, it is learnt that initially, there was a proposal to

establish the said light at Bawngkawn, but unfortunately, it was shifted elsewhere. As Bawngkawn area is the main entrance to the Capital, is the Ministry capable of installing the aforesaid Light in this locality ?

PU F.LALREMSIAMA : Mr Speaker, Sir, in this connection, I would like to point out that burglary often take place at the Bara Bazar's New Market. As such, can the said light be installed in this area ?

PU LAL BIAKZUALA : Mr Speaker, Sir, I would like to know the cost of High Mast Light and in how many parts of Aizawl it had been installed ?

Dr J.V.HLUNA : Mr Speaker, Sir, can Electric Wiring be installed between Ch.Chhunga High School and Chawlhmun ? When will the post of Chief Engineer at Power Department be settled ?

PU LALHMINGTHANGA : Mr Speaker, Sir, it is learnt that the Sodium Light is categorised into Low pressure and High Pressure. As such, which type is installed in our state ? Which company is the supplier ? Moreover, the company issue the guarantee in terms of hours. If so, what is the exact type supplied in our state ?

PU C.L.RUALA : Mr Speaker, Sir, the cost of High Light Mast is fairly high, which is supplied by the Philips Company. The actual cost of the Light having 6 lumincus (bulbs) is Rs 6,30,630/- whereas the one having 9 bulbs cost Rs 6,34,830/-. Therefore, installation of this Light demands huge expenditure, which greatly depends upon the capacity of LAD.

Dr J.V.HLUNA : Mr Speaker, Sir, which company supply the Sodium Vapour Light ? Is this a low pressure or a high pressure light ? What is its actual price ?

FU C.L.RUALA : Mr Speaker, Sir, the Sodium Vapour Light is supplied by Bajaj and Crompton Greaves Company. The cost of a single light manufactured by the Bajaj Company is Rs 1388.40/- while the one manufactured by Crompton Greaves is Rs 1516.72/-. Presently, I am unable to furnish definite answers on matters concerning the High and Low Pressure.

Thank you.

Dr J.V.HLUNA : Mr Speaker, Sir, what is the duration of guarantee for a single light ?

FU C.L.RUALA : Mr Speaker, Sir, I cannot give proper answers without looking at the catalogue.

Dr J.V.HLUNA : Mr Speaker, Sir, will Electric Wiring be undertaken between Ch.Chhunga High School and Chawlhmun ?

FU C.L.RUALA : Mr Speaker, we shall look into this matter.

Dr J.V.HLUNA : Mr Speaker, Sir, when will the post Chief Engineer at Power Deptt. be settled ?

FU C.L.RUALA : Mr Speaker, Sir, we have a Chief Engineer in this Deptt.

- Dr J.V.HLUNA : Mr Speaker, Sir, is it a fact that the Chief Engineer in the said Deptt. has retired ?
- FU C.L.RUALA : Mr Speaker, Sir, the Chief Engineer has retired but he is re-employed.  
MINISTER
- FU LALHMINGTHANGA : Mr Speaker, Sir, it is learnt that the Sodium Vapour Light with Low Pressure is not yet manufactured in India. Who is the supplier ?
- FU R.TLANGHMINGTHANGA : Mr Speaker, Sir, is the govt. aware of the fact that the bulbs of the Vapour Light are stolen by some persons, who pretend to be in-charge of Electric Deptt. ? What precautions are made by the govt. to check such robbery ?
- FU C.L.RUALA : Mr Speaker, Sir, the govt. is aware of such incident, and we have issued Identity Card to each of our employees. The name of the supplier will be furnished later from my Office.  
MINISTER
- Dr. J.V.HLUNA : Mr Speaker, Sir, the Civil Engineers recruited in 1987 are already promoted to the rank of E.E while the Assistant Engineers recruited in '85 in the Deptt. of Electric are denied of such promotion. Can promotion be awarded simultaneously ?
- FU C.L.RUALA : Mr Speaker, Sir, the Civil Engineer is entirely a separate wing, and depending upon the vacancy of the post, even a junior one could be awarded promotion, which is the procedure we have to follow unless we change the Rules.  
MINISTER



FU LALSAWTA : Mr Speaker, Sir, I request the Hon'ble Minister to provide the answers in a written statement. At the same time, I would like to know whether the Zoland Electronics, owned by the Minister's relative is the supplier. Besides, Mahindra Jain too is said to be the supplier.

FU C.L.RUALA MINISTER : Mr Speaker, Sir, I will furnish a written statement, my relative do not supply such materials.

FU F.LALREMSIAMA : Mr Speaker, Sir, I ask my Starred Question No.248. Will the Hon'ble Minister in-charge Finance Deptt. be pleased to state -

- a) Number of sanctions made by the Mizoram Govt. since 8th December '93 for purchase of Truck, Gypsy, Jeep, Ambassador, Car, Maruti Car/Van and Bus for the various Departments including the corporations.
- b) Number of Vehicles that have met accident while not on duty and what action is taken by the government ?
- c) Can the Regd. No. of such Vehicles and their Deptt. be notified ?

FU J.LALSANGZUALA MINISTER : Mr Speaker, Sir, the number of sanction made by the government is 130. However, as the corporations are an autonomous body, no government sanction is taken by them.

Regarding questions b) and c), I have already issued a written statement. However, I will furnish the answers if necessary.

FU F.LALREMSIAMA : Mr Speaker, Sir, I honestly request the Minister to give the answers.

FU. J.LALSANGZUALA : Mr Speaker, Sir, so far, such  
MINISTER \* accidents and damage of vehi-  
cles occurred in the departments  
of Directorate of Higher & Tech-  
nical Education, Rural Development and Directorate of Tourism.

The Gypsy No.MZ 01 - 4217 belong-  
ing to the Directorate of Higher and Technical Education is  
in the hands of the Police, while the vehicle No. MZ 01 - 1858  
of the Rural Deptt. is presently taken care of, The concerned  
Officer, i.e the custodian of MZ 01 - 0328 was ordered to pay  
certain amount of fines.

Dr J.V.HLUNA \* : Mr Speaker, Sir, with the excep-  
tion of the State Transport, when  
any vehicles of the various de-  
partments are met with an acci-  
dent, In such cases, is there any departments unwilling to  
pay compensation to the victims as demanded by the MACT ?

FU R.TLANGHMINGTHANGA : Mr Speaker, Sir, our Hon'ble  
Minister had mentioned that the  
cooperations are autonomous  
body, hence they do not require  
the government's sanctions for purchase of vehicles. Is this  
the usual procedure ? If so, does it mean that all the vehi-  
cles purchased by the cooperations were done so without the  
sanction of the government ?

FU F.MALSAWMA : Mr Speaker, Sir, supplementary  
question. Is the government  
aware of the fact that the Bills  
for maintenance and repair of  
government vehicles always include the Bills for private  
vehicles ?

Dr R.LALTHANGLIANA : Mr Speaker, Sir, another supple-  
mentary question. Regarding the  
government vehicles that have  
met accident, I would like to  
know the name of the allottee, the exact date and month on  
which the vehicle was taken out, were there any persons  
killed in such accident ?

FU F.LALREMSIAMA : Mr Speaker, Sir, as far as such accidents are concerned, we understand the fact that apart from their duties in the govt., our Hon'ble Ministers and senior Officers have certain social obligations. However, some accidents occurred out of mere enjoyments. As such, does the government intend to check and lay out certain form of punishments to the culprits ? What is the exact relationship between the unauthorised users of their government vehicles and the allottee ?

FU J.LALSANGZUALA : Mr Speaker, Sir, the Finance  
MINISTER Deptt. is not aware of any departments, who is unwilling to grant compensation.

Regarding the cooperations the various cooperations have their own Budget as fund is granted to them in a lump-sum by the government, where its utilisation is completely in the hands of Board of Director, and the government do not interfere in it. However, their whole account is auditable.

Next, the government is not aware that the cost of maintenance and repair of private vehicles is met by the government. Finally, I cannot answer the question concerning the relationship between the unauthorised users and the allottee as the Finance Deptt. do not keep such record.

FU LAL THANHAWLA : Mr Speaker Sir, matter concerning misuse of govt. vehicles is a great concern for every members. Recently, I have given verbal instructions to the Traffic Police and the S.P. In case of Traffic Jam, presently if we do not have proper rules to punish the one responsible for it, CRPC-144 could be imposed in matters of emergency. In order to maintain strict discipline, it is advisable to impose a fine of Rs 500/- for the first offence, Rs 1000/- for the second and cancel of Licence for the third offence. Anyway, this matter is being considered at the moment.

FU F.LALREMSIAMA : Mr Speaker, Sir, our Hon'ble Chief Minister is well aware of the fact that the Delhi Police is adopting the Bombay Police Act. But, instead of this Act, the Mizoram Police Officers were given higher authority and power during the time of Pi Kiran Bedi. While this is quite recommendable, there is a danger of misusing the power. At the same time, I would like to suggest that the verbal instructions of our Hon'ble Chief Minister should be followed by a written instructions, and that the Hon'ble Home Minister should take up prompt actions so that Traffic Jam will be solved to a great extent.

FU LAL THANHAWLA : Mr Speaker, Sir, presently, we are planning to translate all the Rules into Mizo Language and give a copy to each Driver. Besides, to prevent misuse of government vehicles, we consider writing the name of the deptt. and the number more prominently. Moreover, the garbage truck is often mistaken for a vehicle of the Officer. So, we intend writing its name clearly on its body.

Dr J.V.HLUNA : Mr Speaker, Sir, regarding MACT, at Seling Tlangnuam, a child was hit by a vehicle of the Lower Deptt., who eventually claimed compensation as instructed by the MACT. But, so far, no compensation was granted. I would like to suggest that the various departments should duly grant the compensation as instructed by the MACT, and that the government vehicles should be insured.

FU LALSANTA : Mr Speaker, Sir, I ask my starred question No.249 - Will the Hon'ble Minister i/c Vigilance Deptt. be pleased to state.

- a) Is there any govt. employee, being penalised by the govt. on ground of imbalance between the assets and monthly salary ?
- b) If so, name, designation and department ?
- c) If not, whether Prevention of Corruption Act, 1989 is enforced in Mizoram ?

both in the 'Secret List' and 'Agreed List', the number is about 7 and 10 respectively.

PU F.MALSAWMA : Mr Speaker, Sir, I ask my Starred Question No. 250, (1) when will the construction of shopping complex at Ramhlun be completed ? (2) what is the expenditures incurred for this purpose ?

PU S.T.RUALYAPA MINISTER : Mr Speaker Sir, the shopping complex at Ramhlun is proposed to be completed by March 1995. The expenditures incurred for this purpose is Rs. 3 lakhs, where the estimated amount is Rs 6 lakhs.

PU F.MALSAWMA : Mr Speaker Sir, supplementary question, for construction of the said complex, was the selection of contractor left in the hands of the V/C, or was the appointment made without furnishing Tender and is this a policy that had been adopted in our State ?

PU S.T.RUALYAPA MINISTER : Mr Speaker Sir, usually, tender furnished for selection of contractor. However, sometimes it is also left in the hands of the V/C so as to make it more effective.

Dr. J.V.HLUNA : Mr Speaker Sir, Is there any proposals to renovate the shopping area at Vaivakawn ?

PU ZORAMTHANGA : Mr. Speaker Sir, In the Capital Aizawl, one of our main problems is lack of proper parking areas. Is it possible for LAD to establish proper parking areas ?

PU F.MALSAWMA : Mr. Speaker Sir, Another question on matter concerning the

FU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker, Sir, the answers of question No. 249 raised by our Hon'ble Member from Aizawl 'S' II are as follows :

(1) Yes, there are certain Government employees being penalised by the Government.

Regarding questions (2) and (3), Prevention of Corruption Act, 1988 is being enforced in our State, and at the moment, 71 employees are being detected under this Act. Since the case is being processed now, I request the approval of the Hon'ble Member not to discuss this matter as it might create problems in the case proceedings.

FU F.MALSAWMA

: Mr Speaker, Sir, matter concerning the Property Return is a grave concern for our Hon'ble House Leader as well as the

Members. In this connection, I would like to know if the Ministry keeps proper Record of this matter and whether it is enforced properly in our State. If so, I request that the names and Property Return of the Group 'B' Officers be provided to the Members.

FU F.LALREMSIAMA

: Mr Speaker, Sir, supplementary question. Number of Employees in the 'Secret List' and the 'Agreed List' in the Mizoram

Government.

FU LALSAWTA

: Mr Speaker, Sir, as requested by the Hon'ble House Leader, I agree not to discuss such matter concerning the 71 Employees, who are presently under investigation. As this case is increasing rapidly in our State, does the Ministry accept the assistance of the public and the Members of the House ?

FU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker, Sir, the valuable assistance of the Hon'ble Members and the public is warmly welcome and accepted by the

Ministry.

Coming to the question and request our Hon'ble Member from Aizawl 'N' II, it is against the Rules to reveal the case before being finalised by the competent Authority. Finally, we have certain officials

shopping centre at Ramhlun 'N'. Our hon'ble Minister had stated that the said centre is proposed to be completed by the month of May '95. Now only few days are left but construction is only at its initial stage. Is this due to delay sanctioning of funds? Can actions be taken more effectively? Is Ramhlun North being neglected by the Ministry?

PU S.T.RUALYAPA  
MINISTER

; Mr. Speaker Sir, construction and renovation of the shopping centre at Vaivakawn will be undertaken as soon as we re-

ceive funds from the centre.

Regarding the Parking areas, presently we are planning to set up proper Parking areas at Kolasib and Lunglei, and the Aizawl Town too is included in our Plan. Lastly, we are rendering our best efforts to complete the shopping centre at Ramhlun 'N' by the month of May.

PU LALSAWTA

: Mr. Speaker Sir, I ask my Starred Question No. 251.

Will the hon'ble Minister i/c Law & Judicial Department be pleased to state.

(1) Cost of printing per copy of 'Dan leh Hrai'.

(2) Expenditures incurred for the November, 1994 Issue of 'Dan leh Hrai'.

(3) Name and Address of the Printing Press.

PU C.VULLUAIA  
MINISTER

: Mr. Speaker Sir, 3,000 copies of the November, 1994 Issue of 'Dan leh Hrai' Magazine, published by the Legal Aid & Ad-

vice of the Law Department were printed. The cost of printing a single copy is Rs.20.56/-. Initially, the said Magazine was printed by the R.P Press, but this was condemned by our leaders. However, it was re-printed at Maranatha computerised Printing Press, which was free from defects. The first Issue was thoroughly examined by the publication Board, who considered ways and means of publishing the Second Issue. In fact, our hon'ble Member Pu Lalsawta is a Member of this Board and he is well aware of this matter.

PU LALSAWTA

: Mr. Speaker Sir, In spite of our hon'ble Minister's statement, I might be completely

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ignorant of such matter, which prompted me to raise the questions. Moreover, the Hon'ble Minister has not yet answered my question regarding the expenditures incurred for the said Magazine, and I demand the answer. However, I read both the first and second prints and surprisingly, I do not find any defect in the first one, which was printed by the R.P. Press, Venghnuai at a cost of Rs. 4/- per copy. So, can the same be distributed as there are 2000 copies ?

FU C.VULLUAIA  
MINISTER : Mr Speaker, Sir, I am trully sorry for I have committed certain errors. The copies of both the first and second prints are not here with me. Anyway, in the afternoon Session, I will be able to display and demonstrate both the prints. The total expenditure for both the first and second prints is Rs. 67,700/-.

FU LALSAWTA : Mr Speaker, Sir, supplementary question - the Hon'ble Minister had admitted his mistakes. Does he has any other unexposed errors?

FU F.LALREMSIAMA : Mr Speaker, Sir, like the accountability of our Hon'ble Ministers mentioned earlier, are we suppose to follow the examples of our Leaders and hire the Press belonging to our relatives with a higher cost ? At the same time, I request the Hon'ble House Leader to clarify matters concerning Vigilance and Integrity of the Government employees as there are certain contradict answers.

FU LALRINCHHANA : Mr Speaker, Sir, what is the expenditures incurred at R.P. Press and Maranatha Press respectively ?

FU R.TLANGHMINGTHANGA : Mr Speaker, Sir, whenever Printing is to be done at a Private Press, it has to be processed through the Department of Printing & Stationery. Is this procedure followed ? Was the printing by R.T. Press condemned due to poor quality of paper or typing mistakes ? Besides, instead of just keeping the copies away, can the same be distributed freely as some of us might not get the copy printed at Maranatha Press ?



FU C.VULLUAIA  
MINISTER : Mr Speaker, Sir, I am extremely sorry for I am unable to demonstrate the prints because a wrong bag had been sent to me. Anyway, the Publication Board of this Magazine is an autonomous body. So, selection of the press is entirely in their hands.

FU F.MALSIMMA : Mr Speaker, Sir, just one more question. Is Evaluation done by the Department of Printing & Stationery ? Can the Press incapable of printing single Text book be hired by the House Members ?

S P E A K E R : You have raised enough questions. Now, we shall move on to question No. 252, Dr R.Lalthangliana.

Dr R.LALTHANGLIANA : Mr Speaker, Sir, I raise my Starred question No. 252. Will the Hon'ble Minister i/c Health and Family Welfare Department be pleased to state -

What is the expenditures incurred for construction of Lunglei Civil Hospital since the year 1989 till date ?

FU C.CHAWNGKUNGA  
MINISTER : Mr Speaker, Sir, no expenditure is incurred for construction of the said Hospital since 1989.

FU R.TLANGHMINGTHANGA : Mr Speaker, Sir, I would like to know whether the problems of food supply in the aforesaid Hospital is tackled by the concerned Minister.

FU C.CHAWNGKUNGA  
MINISTER : Mr Speaker, Sir, I have discussed this matter with the Director and the Officers, and have given instructions to undertake a spot enquiry and verification.

IU LALSAWTA : Mr Speaker, Sir, prior to raising my Starred question No. 253, I would like to point out the fact that discussion of my previous question was not completed. So, I request you to spare another time for the same. Another point I would like to mention is that there is no difference between the printing of R.T. Press and Maranatha Press. Now, I will raise my Starred question No. 253.

Will the Hon'ble Minister i/c Education Department be pleased to state -

(1) Is it a fact that a certain teacher withdrew the G.F.Funds of his colleagues ? What is the total amount withdrawn ? Has he repaid them ? Was action taken against him by the Government ?

IU ZOSIAMA FACHUAU MINISTER : Mr Speaker, Sir, yes, it is true that a certain teacher withdrew the G.F.Funds of his colleagues. The total amount withdrawn in Rs 17,850/- He has repaid Rs 4200/- and the balance is Rs 13,650/-. Action has taken against him by the government.

IU.F.LALREMSIAMA : Mr speaker, Sir, supplementary question..It is learnt that the said teacher was deputed to the office of SDEO, and in spite of his serious offence, was this teacher promoted to Head Teacher?

IU ZOSIAMA FACHUAU MINISTER : Mr speaker, Sir, let me mention his name which is K.Lalrinliana, who is the Primary Head Teacher at Seling He was attached to the office of SDEO 'E' since 1988. However, he has been detached from his office and he is no longer a Head Teacher.

IU F.MALSAWMA : Mr speaker, sir, I ask my starred question No.254. Will the government fulfill the demand of Engineers for Revision of their pay ?

IU J.LALSANEZUALA MINISTER : Mr speaker, sir, Presently whether to fulfill or not is duely considered by the Government.

403/-

FU F.MALSAWMA : Mr Speaker, sir, supplementary question, previously, the Engineers used to enjoy satisfactory pay-scale but nowadays, they no longer enjoy the same status and pay as before. Is the Government aware of their grievances and is there any intention to improve their welfare ?

FU J.LALSANGZUALA MINISTER : Mr Speaker, sir, the matter is under consideration now. However on 10th March, Members of the central 5th pay commission came to Mizoram where we had general discussion, and at the moment, the matter is being reviewed in the light of our discussion.

SPEAKER : Question hour is over. We shall proceed to our next business.

FU LALHMINGTHANGA : Mr speaker, sir, will my Adjournment motion be admitted today? I seek the permission in accordance with our Rules, chapter 13 Rules No 61-63

SPEAKER : According to our programme, your motion is scheduled for Monday, and private Resolution will be taken up tomorrow.

FU LALHMINGTHANGA : Mr speaker, sir, I agree with your programme if time will be allotted to me.

SPEAKER : Now, let us summon the Hon'ble Minister Fu.J.Lalsangzuala to make a statement on matters concerning the 'Mizo Youth and the incidence at Vanbawng'.

FU.J.LALSANGZUALA : Mr speaker, sir, thank you for allotting me time to present my statement, and at the out set, I will concentrate on matter regarding the trouble met by our youths.

It is learnt that at Bangladesh, certain foreign forces agreed to impart training on insurgency to the Mizo youths. Accordingly on January, 9 persons we went to Lawngkawr at Bangladesh to undergo the said training. However, since they were few in members, 4 of them returned to Mizoram to invite more persons in the first week of March '95. After halting at Fthuldungsei for some days, they went back to Bangladesh with other 10 Mizo youths on 16th March. Unfortunately, on 17th or 18th March, 7 of them were captured by the Shanti Bahini at Bangladesh, where the remaining 7 fled to Lawngkawr.

On learning the incident, the local communities of Phuldungsei along with their Pastor R.S. Rokima immediately went to Bangladesh on 27th March 1995, where they earnestly requested the release of the captured Mizo youths. At this, the Shanti Bahini stated that they would be released at the return of the other 7 who have fled. According to Shanti Bahini, the reasons of their capture is that the Mizo youths were trained against them, which is strongly opposed by them. This matter is under consideration now.

2. Incident at Vanbawng :

On 28th March, 1995 (Tuesday), Sub-Inspector of Police Biakthuama and Constable No 82 Lalpianfela of 1st Bn. M.A.P, Vanbawng Camp had gone for hunting. The gun SBBL belonging to S.I. Biakthuama was carried by the Constable Lalpianfela. In the evening around 5:30, S.I. Biakthuama was shot by Constable Lalpianfela, who expired at the spot. Most probably, the Constable mistook him for an animal. The matter is being investigated by the Government. Thank you.

S P E A K E R : Copies of this statement could be distributed. Let us now proceed to our next programme, which is the censure Motion, submitted on 28.3.95 by the hon'ble Member Pu Lalsawta in accordance to our Rule 141. Now, let us invite Pu Lalsawta to move his Motion.

PU LALSAWTA : Mr. Speaker Sir, as my Motion submitted on 28th March was admitted, the discussion is about to begin. As mentioned by the hon'ble Speaker, I request each Member to consider and discuss the same seriously. Firstly, I would like to read out the vital points of my Motion which are as follows :

"That Shri Hrangthanga Colney, Minister i/c Excise Department, has failed completely, the spread of liquor and drugs which have caused death to a large number of Mizo youth".

S P E A K E R : Initially, the Mover should move his Motion, then the

duration of time will be discussed and the Mover will open the discussion.

PU LALSAWTA : Mr. Speaker Sir, with your permission, I shall move the Motion.

S P E A K E R : You have read out the Motion, are you going to read out a Mizo version of the Motion ?

PU LALSAWTA : Mr. Speaker Sir, yes, I would like to translate it in Mizo.

S P E A K E R : You are permitted to do.

( Pu Lalsawta read out a Mizo version of the Motion )

S P E A K E R : What will be the duration of the time, 10 or 15 minutes ?

PU LALHMINGTHANGA : Mr. Speaker Sir, I suggest that 15 minutes be allotted to each Member, and sufficient time should be given to the Mover and the hon'ble House Leader, who will wind up our discussion.

PU LIANSUAMA  
MINISTER : Mr. Speaker Sir, the hon'ble Minister i/c should also be given enough time for clarifications.

S P E A K E R : Alright, let us summon Pu Lalsawta.

PU LALSAWTA

: Mr. Speaker Sir, Thank you for admitting my Motion and for providing opportunity to discuss the same. There are three reasons for moving this Motion, which are as follows :

(1) The widespread of liquor and drugs claimed large number of lives in Mizoram. Hence after a serious and thorough consideration, the MNF Party decided to move this Motion. In this regard, the hon'ble Minister i/c Excise Department is solely held responsible. We, therefore, felt the need to censure the hon'ble Minister. However, I would like to make it clear that I do not have any personal grudge against the hon'ble Minister, but my genuine concern and love for the people prompted me to move this Motion.

(2) It is a high time that we learn the Public Accountability in Mizoram. Our hon'ble Ministers should not hesitate to step down from their prestigious status if they are unable to shoulder their responsibilities efficiently. As Excise Department has totally failed to control liquor and drugs in our State, the hon'ble Minister i/c is largely held responsible for it. Hence I move this Motion hoping that his responsibility will make us more aware of the Public Accountability.

(3) As the hon'ble Governor had pointed out in his Address, we too hope that our Sessions will yield fruitful results for the various developments of our State. As a matter of fact, the current Session too is greatly beneficial for the entire public. But the way things are going, this Session is likely to be cut short which is disapproved by us. We want the Session to last till 3rd April '95 as scheduled by the Business Advisory Committee, because we have an important agenda concerning the welfare of our people. Hence, such were the reasons for moving the 'Censure Motion'.

Mr. Speaker Sir, I would like to make further statement pertaining to the hon'ble Minister of Excise Department, Pu Hrangthanga Colney.

Firstly, being in charge of Excise Department, the hon'ble Minister has completely failed to control liquor in our State. Today, I would like to inform the House that liquor, particularly adulterated liquor is easily available in different localities of Aizawl as well as its neighbouring areas.

Secondly, the hon'ble Minister has also failed to control drugs in Mizoram. As a result, drug is prevalent in all parts of our State, which has claimed large number of lives among our youths. In

fact, the death toll due to alcohol and drugs remains unabated till date. Hence, the reasons for censuring the Hon'ble Excise Minister is that his Department failed to perform duties as it should be under the NDPS Act. The Hon'ble Minister might have certain justifications to offer. Nevertheless, his total failure has caused immense problems and sufferings to our people.

At the beginning of this Session, the Hon'ble House Leader had mentioned his suspicion over the possible involvement of the said Department's officials in drug - smuggling, thereby censuring the Minister i/c. Further, besides the Excise Department, the Hon'ble Minister is also in-charge of Industries. As such, in the previous year, there was a debated issue over Transport subsidy, which diverted his attention, thus neglecting the Excise Department.

Today, owing to widespread of drugs and liquor, countless sufferings and hardships had fallen on us. The main reason is that we are morally corrupted, where personal benefits and status are placed above anything else, provided that none is willing to sacrifice for the good and welfare of our people. So, the Hon'ble Minister i/c Excise Department for his acts of commission and omission and complete failure to control drugs and liquor has resulted in death of a large number of Mizo youth. As such will he accept the assistance of the House in this vital task? Since the Hon'ble Minister has completely failed in his duties, I suggest that a House Committee be formed to undertake the necessary task so that our State could still be saved from destruction. Thank you.

PJ LIANSUAMA  
MINISTER

: Mr Speaker Sir, at the outset, I would like to point out the fact that our Rule clearly mentions that no Motion shall be made against the individual Minister, but this has already taken place in our House. The admission of this censure Motion against the individual Minister is deeply felt by me as this had never happened before. Besides, the reasons offered for moving the Motion is quite meaningless.

The Excise Department alone cannot be responsible for the widespread of drugs in our State. Instead, control of drugs rests in the hands of the Health Department to a great extent. In my opinion, the Government should impose more restrictions on the Pharmacist because we have full freedom to purchase any amount of medicine outside the Doctors' Prescription, which is extremely wrong. Besides, by censuring the Hon'ble Minister, the various crimes, evil practices and vices of our society will not disappear. So, instead of disgracing or blaming our

Minister, each family should realise its responsibility in the task of reforming our society. Above all, drugs and liquor were prevalent right from the previous times. So, it is wrong to lash out our criticisms against the individual. It is quite likely that other motives are involved in moving this Motion. Therefore, it is adviseable that the Mover withdraw his Motion, because the Mover himself could do nothing if he is in the Minister's position. Moreover, reformation of a coviety is not the task of a single Minister, but we all have a great role to play in it. Hence, I strongly opposed this censure motion against the individual Minister.

So far, the atmosphere of our Session had been quite pleasant with the opposition Members of making valuable contributions. Nevertheless the said Motion cannot be recommended because as far as liquor is concerned, prior to criticising and alleging others, we need to examine ourselves first whether we are clean enough to censure others. Henceforth, personal allegations should be discontinued. Thank you.

PU LALHMINGTHANGA

: Mr Speaker Sir, it is unwise to condemn this Motion simply on the ground that such case was enexisted before. At the same time, your admission of this Motion reveals your dedication for the welfare of our State.

Since recent times, liquor and drugs have spread widely in our State and the Hon'ble Minister i/c is largely responsible for it. It is learnt that large quantities of liquor is regularly transported in a Petrol - tanker from Silchar to Aizawl by a holder of Petrol - permit named P.B.Nath, who influenced and convinced higher authorities. Apart from that, local made liquor, packed in a polythene is readily available in all parts of Aizawl and its neighbouring areas the Police and the Excise Deptt. have raided such places but to no avail. In the opinion of the public, the Ministry as well as the Minister i/c are fully aware of this matter, and that owing to their sole negligence, liquor and drugs have spread widely in our state.

In the Unstarred Question of our Hon'ble Member Dr J.V.Hluna, we learnt that since the year 1990 - '95, liquor and drugs have claimed more than hundred lives. This clearly indicates the necessity of moving a Censure Motion. It is a high time for the Ministry to wake up and undertake effective actions in this field. Although the Hon'ble Minister had pointed out the problems of taking actions beyond the MD & PS Act, restrictions should be imposed on the sale and purchase of certain drugs like



Proxivon, Phensedyl etc, which are available in large quantities, as the use of these drugs have created untold sufferings and problems in our society provided that the School's discipline and Academic record have deteriorated immensely. Hence, the duty of the highest Legislative Body is to actively involved in eradication of this problem. Once again, Mr. Speaker Sir, I would like to thank you for admitting and providing opportunity to discuss this important Motion, which was moved solely for safeguarding our entire State. Thank you.

PU F.MALSAWMA

: Mr. Speaker Sir, as far as this Motion is concerned, the Mover has opined his desire of working together to fight against

drugs and liquor. I do hope that our discussion will yield fruitful outcome.

The hon'ble Minister of R.D had offered justification in favour of the Minister i/c Excise Department. In spite of that, in a democratic country, the Minister i/c is responsible to a great extent. In our State, the objective of politics is not merely raising of our status and authority, our aim should be upgradation and all round development of the entire State. To achieve that, we need to work together with a spirit of unity and harmony. As such, I believe that censuring of the hon'ble Minister i/c will open our eyes and enable us to undertake effective steps in this regard. Looking at the present condition of our State, the efforts of the concerned Department alone is not enough, and actions have to be undertaken from the High level. Accordingly, today, we have to discuss such acts of omission. Besides, apart from drugs and liquor, a dreadful disease like 'Aids' has affected our State. So, the moral standard of our society has deteriorated considerably, and unless we immediately take up an effective actions, a black future awaited us in the horizon. Therefore, Mr. Speaker Sir, we need to examine our circumstances and environment more carefully. Above all, formation and enforcement of Strict Laws and order is of utmost importance for checking and controlling the spread of drugs and liquor. If not, the future generation will become its victims. Today, I would like to question whether the Minister i/c has performed his duty while the various voluntary organisations have sacrificed themselves for it? So, we have to consider and chalk out the positive steps to be taken up unanimously by the House. Thank you.

PU C.VULLUAIA  
MINISTER

: Mr. Speaker Sir, our hon'ble Member has offered his various reasons for moving this

Motion. Whatever is the reason, you have admitted the Motion, which is presently under discussion. In any case, it is quite surprising to see a Minister, whom we profess to love and respect being censured.

Our Hon'ble Members have suggested Legislation of laws, and establishment of certain Committees. If that is their true decision and choice, it can be done smoothly after passing a Resolution, moved by the Hon'ble Opposition Leader. But today, we seem to have the wrong approach towards formation of such Laws. Further, while discussing this censure Motion, it is wrong to lash out personal criticism and allegations, and to attribute all the faults to the Hon'ble Minister, who has held this portfolio barely for a year. However, within this short period, 61409 Proxyvon capsules had been seized by his Department, which reveals the dedication and efficiency of the Hon'ble Minister, who truly deserves praise and honour. In fact, the Ministry has sent several informations to the Centre, who responded by stating that the composition of Proxyvon cannot be changed and if used correctly, it will not cause any intoxications. But in Mizoram, misuse of the said Medicine have caused sufferings and deaths, which cannot be solved simply by censuring or disposing the Minister i/c. On the other hand, our duty is to sincerely discuss this matter together and if necessary, to legislate laws or pass a Resolution. Unfortunately, like a dreadful disease, drugs and liquor spread widely and have affected the lives of our youths. Under such circumstances, we need to work together with a spirit of unity and harmony instead of merely imputing fault to others.

Thank you.

S P E A K E R : We shall have recess till 2:00 P.M.

2:00 P.M.

S P E A K E R : Dr R.Lalthangliana.

Dr R.LALTHANGLIANA : Mr Speaker, Sir, at the outset, I would like to extend my gratitude for admitting this 'Censure Motion', which had never been moved before.

As we are all aware, the rapid spread of drugs and alcohol had caused untold miseries and deaths to our society, which incidentally urged the Hon'ble Member to move this Motion. I am grateful that the same is admitted by the Hon'ble Speaker in accordance with our Rules. Besides, the Mover himself had clearly pointed out that this is not a mud-slinging Motion,

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but the same was moved purely for reforming our deteriorated society.

We had just witnessed the Gospel Centenary, the entire public and various Churches aspire for a clean and normal Christian life. Today, as we assemble in this August House, this Motion could be the key to achieving our aspirations and ideal society and so it can be conveniently called the 'Samaritan Motion'. On the other hand, we will achieve nothing if our aim is simply to make impressive speeches in the House in order to gain recognition and status. Hence, in the course of this discussion, our main focus should be on the welfare and interest of our people. At the same time, I request the Hon'ble Minister i/c not to take this Motion personally as it does not aim at defaming him. If I am not mistaken, during the question hour, the Hon'ble Chief Minister himself had censured certain officials of the Narcotic Cell. Therefore, this Motion should not be condemned as it concerns an important issue, which demands our full attention and cooperations. Unless effective steps are promptly taken up by our leaders. We have nothing to look forward and our future is in complete darkness. Hence, this matter can no longer be ignored or neglected. It is the duty of the highest Legislative body to keep drugs and liquor under control. To do this, the present Motion is the key factor.

Further, the sanctioned fund for development of the Excise Department is extremely meagre. In spite of that the Department has made certain achievements, even with such limited funds. So, today we should realise the necessity of strengthening this Department for further progress, provided that the Mover of the Motion has done so with the sole purpose of upgrading our people. We should be actively involved in this issue with a spirit of unity, and if necessary, there should be a Co-ordination with the Law Department as well. Besides, to remove the immense hardship caused by liquor and drugs, we need to join hands and form a Joint Parliamentary Committee. Finally, as the Mover had stated, there is no personal hatred in moving this Motion nor was it moved merely to extend our current Session, but its vital importance compelled the Mover to do so. Once again, I thank the Hon'ble Speaker for admitting the Motion.

Thank you.

FU P.C. BAWITLUANGA :  
MINISTER

Mr Speaker, Sir, thank you for allotting me time to make statements. We have heard the reasons for moving this Motion from the Mover, and at the same time, we are well aware of the adverse effects of drugs and liquor. However, censuring of the Minister i/c, alone is extremely wrong because, control of such narcotics and liquor greatly depend upon the individuals. For instance, if we observe the various Churches, all are against alchoho-

lism, drug addiction or marriage outside the Church. In spite of that, such practices increase rapidly among the Members. But the Pastors or Church's Elders are not asked to resign nor are they censured. As a matter of fact, problem of alcoholism existed right from the previous times before the birth of Excise Department, where various Voluntary Organisations had rendered sustained efforts for its removal till today. However, in the present conditions, no effective measure could be taken up owing to shortage of staff. So, we need to strengthen this Department. Considering all these factors, censuring of the individual Minister is wrong. Similarly, the case of drug had always been and will always be the problem of every Country. If it is possible, leaders of the more advanced and Super Nation like America would have abolished it long ago. Under such circumstances, the first and foremost duty of each parent is to guide the morality of their children in the right direction, and to saw the seeds of self-discipline in their minds. As such, it is meaningless to blame and censure the Hon'ble Minister for the ill-behaviour of our children. So, this Motion is unreasonable and cannot be taken seriously.

Thank you.

S P E A K E R : Please wait as the Hon'ble Minister had asked me first.

PU S.T.RUALYAPA MINISTER : Mr Speaker, Sir, initially this Motion appeared to be an interesting subject, but as we proceed, it has become too personal. As far as drugs and liquor are concerned, we do not deny the fact that they had greatly damaged the moral conduct of our youths, thereby creating immense problems in the entire State. But the real responsibility rests in the hands of each individual. So, instead of putting the blame on others, each parent should guide their children in the right direction. During the year 1994-95, Mizoram witnessed 2951 deaths, out of which only 27 were due to overdose of Proxyvon. Hence, it is extremely wrong to censure a person for every deaths occurred in Mizoram. Another point I would like to point out is that the Hon'ble Excise Minister had never abandoned the public as alleged by certain Members, and from the moral point of view, this Motion against him is greatly corrupted. The death toll due to narcotics may increase, but one cannot be fully responsible for it.

Moreover, being a good Christian, representatives of this highest Legislative body should follow the right path. Besides, we are always willing to cooperate the Opposition for a good cause, but unfortunately, the present Motion goes against our Christianity. As a matter of fact, the Ministry, Churches and various Voluntary Orga-

nisations have left no stone unturned in the crucial task of controlling narcotics and alcoholism. As mentioned earlier, in the midst of such problems and moral offences, censuring of the individual Minister is utterly wrong as we are all responsible for it.

Thank you.

S P E A K E R

: You raised your hand, but Pu Thangkima has already stood up.

P U H. THANGKIMA

: Mr Speaker, Sir, it is alright, let him speak first.

S P E A K E R

: If so, let us summon Pu F. Lalremsiama.

P U F. LALREMSIAMA

: Mr Speaker, Sir, thank you for allotting me time to make statement. At the out set, I would like to point out the fact that several

Motions had been moved by the Ruling Party, and when a single Motion is moved by the Hon'ble Member of the Opposition, it is strongly condemned and widely criticised.

As pointed out earlier by the Hon'ble R.D. Minister, if proper guidance is given and strict discipline is maintained by each family, the atmosphere of Mizoram will automatically be pleasant and free from vices or immoralities. But let me remind you that all the parents are keenly aware of their obligations and none disciplining their children. However, despite their efforts and that of the Churches and Social Organisations, in a democratic Government like ours, the ultimate authority and responsibility rest in the hands of our Hon'ble Ministers, we decided to censure the Hon'ble Minister i/c Excise Department as his acts of Omission and Commission had ruined and destroyed the lives of our youth. In this Motion, no demand was made for his resignation.

Our Hon'ble House Leader had mentioned that numerous laws had been enacted and passed by the House. In this connection, I would like to suggest that ways of imposing tax on liquor be considered and Bills be prepared by the Excise Department. Moreover, regarding misuse of Froxyvon and its adverse effects, the Hon'ble Member from Aizawl 'N' II had requested the Hon'ble Chief Minister to lay down proper Rules and Regulations in consultation with the Minister of Health & Family Welfare Department. Today, we are making statements on this matter hoping that the damages caused by drugs and liquor could be solved to a great

extent if the Hon'ble Ministers fulfill their obligations. So, through this Motion we do not mean to accuse or damage anyone in person. Our main aim is to enable the Minister i/c to focus more of his attention on this issue and accept his responsibility. At the same time, I request the Ministry to take up effective measures immediately.

Thank you.

FU H.THANGKIMA : Mr Speaker, Sir, presently Mizoram is under the harmful influence of drugs and liquor, which had never been experienced in the previous times. This is totally a new issue, which could either be presented or discussed in the forms of Motion or Private Resolution. As such, it is unwise to merely condemn this 'Censure Motion' on the ground that such Motion had never been moved before. With the passage of time, new products and situations come up, where we have to adapt according to the changed circumstances and environment.

As stated earlier by the Hon'ble Mover and other Members, this debated Censure Motion did not demand the resignation of the Hon'ble Minister i/c. In my opinion, our main focus should be on the Motion, be it a Motion or a Private Resolution. As far as this Motion is concerned, we do not hold any personal grudges against the Hon'ble Minister i/c. In any case, the Motion would have been moved against any Ministers in-charge of Excise Department.

Further, in matters of controlling drugs and liquor, the Hon'ble concerned Minister appears to be quite careless and inefficient, which led to the rapid increase and spread of the said drugs and liquor. It is learnt that the Excise Department had made several seizures and offered valuable suggestions for removal of such vices from our society, there is lack of support and cooperation from the higher authority. Therefore, it is a high time for the Hon'ble Minister to open his eyes and meet the challenges courageously. Today, what we have to realise is that unless the Ministry take up effective measures, many of our educated unemployed will go astray. In my opinion, to give them employments, what we require is sufficient Power Supply for setting up factories, Industries etc., where our youths could be fully engaged. In this way, our present problems could be solved to a great extent.

Moreover, I assure that the Ministry fails to provide enough attention towards the welfare and progress of State. It is true that self-discipline starts from home, but as we are elected representatives of the people, the crucial responsibility of upgrading and reforming the society rest entirely in our hands. Today, whether the Ministry is strong enough to administer its responsibility is a big question, or is the Ministry handing over such vital duties

to the Churches or Voluntary Organisations ? So, you cannot just sit idle as we might go to the extent of moving a 'No Confidence Motion'. Above all, in the watchful eyes of the public, the motive of this Ministry is simply to be in power, where intention to develop or upgrade the people is non-existent. In fact, many of our problems would have been solved if the Ministry is efficient.

Thank you.

S P E A K E R : We have had enough discussion of this Motion. Each Member had offered sufficient clarification for moving this Motion. It is already 3:10 P.M and our Session is to be over by 4:00 P.M. So, we shall now invite the concerned Minister and after him the hon'ble House Leader is invited to wind up our discussion.

PU HRANGTHANGA COLNEY MINISTER : Mr. Speaker Sir, If the hon'ble Chief Minister and myself make statements, all the remaining time will be consumed by us.

S P E A K E R : Our meeting should be over by 4:00 P.M. Alright, let us invite Pu Zoramthanga, and after him, Pu Hrangthanga is invited.

PU ZORAMTHANGA : Mr. Speaker Sir, Thank you for giving me opportunity to express my opinion.

At the out set, I would like to make it clear that we are not censuring the hon'ble Minister as a person. But since the Excise Department is under his charge and as our Rules permitted, the following Motion was moved. Besides, certain portions of our Rules are omitted in the new Edition, which should be verified by our Office.

Another point I would like to highlight is that if we closely observe the conditions of our State, the harmful effects of liquor and drugs is our main problem. Despite the sustained efforts of each family, Churches and Social Organisations in removing the said problem, the ultimate responsibility rest in the hands of the Excise Minister. So we decided to move this Censure Motion,

which is justifiable considering the number of youth who have met an untimely death. Besides, various kinds of narcotics and liquor are easily available in all parts of Mizawl as well as in the neighbouring areas, thus harming and destroying the lives of our youth. In such situation, our sufferings and frustrations knew no bounds. If we continue to proceed this way, only tragedy awaits us in future. So before time runs out, the hon'ble Minister i/c should promptly take up necessary actions, which include the formation and enforcement of new Rules and Regulations if so required. It might not be possible to completely wipe out drugs and liquor from our society, but these could be restricted to a great extent had the hon'ble Minister performed his obligations efficiently. At the moment, Members of this August House and the entire Public of Mizoram are in deep sorrow and disappointment, which ultimately led to the movement of this Motion. Today, the need of the hour is to sanction more funds and increase the strength of the Excise Department. The hon'ble Minister cannot decline or offer justifications as the ultimate responsibility lays in his hands, provided that the said Department cannot function without the authority and power of the Minister in-charge. Therefore, censuring of the hon'ble Minister is our rightful duty as it makes him realise his responsibility and gives him encouragements to discharge his rightful duty. Thank you.

PU HRANGTHANGA CCLNEY : Mr. Speaker Sir, Thank you for  
MINISTER giving me an opportunity to make  
statements. Today, in the light  
of our discussion, this Censure  
Motion, moved by the Hon'ble Member Pu Lalsawta appears to be quite irrelevant. Whatever it is, the various suggestions and statements made in this House could be a guiding light in our works and duties. At the same time, I express my gratitude for all the criticisms lashed out on me.

Coming to matter concerning the present Motion, it is stated in the Motion that the rapid spread of drugs and liquor has claimed large number of lives. However, if I am not mistaken, according to the Medical Record, alcoholism had never been resulted in loss of life, whereas in matter of drugs, misuse of Proxyvon seems to be the main cause of death among our youths. As reported by our Department, such misuse has claimed 70 lives between the year 1992-95. As a matter of fact, various Departments like Law and Health as well as the Hon'ble Chief Minister and his Cabinet had repeatedly urged the Centre to ban this particular drug. The Central Government responded by stating that drugs like Phensydyl, Corex, Proxyvon etc., cannot be regarded as narcotics and thus cannot be banned. Besides, amendments of NDPS Act cannot be done without the approval of the Centre. In matters of Rules formation, a sub-Committee had been set up in consultation with the Health and Law Departments. As pointed out earlier by the Hon'ble Minister Pu Rualyapa, it is beyond the authority of the Mizoram Government to ban the said drugs.



As the widespread of Proxyvon becomes a great problems in our state, the District Magistrate issued an Order Under 144 CRPC on 21st December, 1994 which empowered the Police to seize and arrest the drug-smugglers, but the Excise Force were not entrusted to undertake the said task. Unfortunately, the NDPS Act '85 fails to cover the Proxyvon drugs which hamper the restriction and control of this drug. In fact, its inclusion in the said Act had been repeatedly demanded by the Home Department, but till date, this is not yet fulfilled by the centre. However, sale of Proxyvon without Licence is strictly prohibited by the Drugs & Cosmetics Act, 1940, yet misuse or abuse of this drug is not restricted by this Act too. Anyway, it is learnt recently that such misuse or abuse of Proxyvon had captured the attention of the centre. Besides, we had made an appeal to the centre to amend the Drugs & Cosmetics Act, 1940 in such away that the Excise Force and the Police are empowered to make arrest. Since this is a central act, approval of the Central Government is required for any amendment proposals. Let me remind the Hon'ble Members that I have been in charge of Excise Department barely for 8 months, and within that short period, 50,000/- capsules of Proxyvon had been seized. In such a way, we have taken up several steps and have not been sitting idly.

Emphasizing on matter concerning liquor. Out of necessity, the Excise Act, 1973 was enforced in Mizoram since 10th October, 1984. This Act prohibits sale and import of liquor without Licence, where a fine of not more than Rs.500/- is imposed on the offenders. Instead of Total Prohibition, the main aim of this Act is control and regulation of liquor. Under this Act, Liquor Licence could be issued or cancelled by the government. In our state, since the month of April, 1988, there are no holders of IMFL Licence among the civilians, only the Army and Police are permitted to import their quotas. In turn, scarcity of IMFL led to the widespread of Narcotic Drugs and adulterated liquor, and it is the duty of this August House to consider ways of saving our youths from such harmful influences. As far as Total Prohibition is concerned, let me remind you that this had been an utter failure in state like Nagaland.

Concerning the achievements of the Excise Department; lack of facilities and man-power hamper its steady progress. Hence, strengthening of the said Deptt. is the need of the hour. Consequently, I would like to remind the Hon'ble Mover of this Motion that we had never betrayed the Public -mandate nor are we an apportunists.

Thank you.

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PU LALSAWTA

: Mr Speaker, Sir, thank you for giving me an opportunity to make statements. In the light of our discussion, I have the nation that our Ministers are trying to hide behind our Officers, which is neither democratic nor parliamentary practice.

Secondly, true to my knowledge and belief, the Hon'ble Minister being censured presently, has furnished his numerous problems and justifications thereby encouraging the spread of liquor in our state.

Thirdly, as immense problems and hardships had fallen on our people, will establishment of Joint Parliamentary Committee be permitted to assist the inefficient Minister ?

S P E A K E R

: House Leader.

PU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker Sir, this Motion is moved with your permission. So we should follow the right procedure. From our discussion, I learnt that each Member aspire to work unitedly for improvement of the Excise Department. We will have an opportunity to express our true feelings when the Resolution of our Hon'ble Opposition Leader is discussed. Although, the Hon'ble Minister is being censured, I am grateful that each Member had raised their points in a proper way.

As stated earlier, the Ministry is actively involved in the control and regulation of the said drugs, where sustained efforts had been rendered at the various check-gate like Vairengte, Kanhmun, Bairabi, etc. If anyone posted in such gates are found to be unfaithful and inefficient, they are immediately transferred elsewhere. As large number of check-gates create problems for the Drivers, we are trying to minimise the said gates, where representatives of each department will be posted so that none can indulge in unjust actions. But this decision is not yet fulfilled. Moreover, with the hope of getting a solution, I had pointed out earlier about my suspicion on the possible involvement of certain officials of the Excise Department and Narcotic Cell in this illegal business, and undoubtedly such detection is a crucial task.

Today, we do admit our failure to control and regulate liquor and drugs despite our great efforts. The problem is too deep to be solved by a single Minister. Therefore, the removal or regulation of such vices should be our main concern. Considering the seriousness of

our problems, the strength of the Excise Department entrusted for this crucial task is extremely weak. There is lack of vehicles, arms, man-power, etc. and on many occasions, the forces have to risk their own lives. Between the years 1993-'95 large quantities of Heroin and Opium were seized by this department. In spite of limited facilities, the Excise Department had made tremendous achievements.

Next, in matter of punishments inflicted to drug-smugglers and illegal dealers of liquor, mere imposition of fine is found to be quite lenient. So, we decided to set up a special court and magistrates are already selected. At the moment, the approval of the Chief Justice, Gauhati High Court is awaited. As suggested by the MNF Legislature Party, we agree that severe punishments will be more effective. I would like to remind the entire public that in no way will the Council of Ministers abandon their responsibilities nor will they hand over the same to others. We will stand firm to meet the challenges and shoulder our responsibilities till the end. (Speaker : It is already 4 P.M, but you may continue). As a matter of fact, being a Christian State, the rapid increase of drug-addicts is extremely shameful. Nevertheless, in spite of certain shortcomings, we have left no stone unturned to settle this critical problem. So, once again I would like to stress that this responsibility should not be left in the hands of a single Minister, as the responsibility is shared by all. I therefore, request the Hon'ble Mover to withdraw his Motion.

Thank you.

PU LALSAWPA : Mr Speaker Sir, though the Hon'ble House Leader requested me to withdraw my Motion, there is nothing to withdraw as the task of censuring is already completed.

PU C.L.RUALA : Mr Speaker Sir, in other states as well as in the Parliament, MINISTERS : . . . . .censure motion is usually discussed during the Budget Session, which is already over. So, unless he withdraw the Motion, it is merely a 'Talk out Motion' and cannot be a Censure Motion.

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PU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker Sir, I have requested the Hon'ble Member to withdraw his Motion with the permission of the House. If such proposal cannot be made, the final decision is in your hands.

S P E A K E R

: According to the usual procedure, this Motion could end like a Talk out Motion. However, if the Mover opted for a vote, it should be done.

PU SAIKAPTHIANGA  
MINISTER

: Mr Speaker Sir, what will be the procedure of vote ?

S P E A K E R

: Vote will be taken in favour and against the Motion.

PU C.L.RUALA  
MINISTER

: Mr Speaker Sir, the final decision is in your hands. It is clearly written in our Rules that "The Speaker shall at the appointed hours, on the allotted day or the last of the allotted days, as the case may be forward every question necessary to determine the decision of the House on the Motion".

S P E A K E R

: It is written "decision of the House".

PU LALHUTHANGA

: Mr Speaker Sir, as requested by our Leader, let the matter be at rest without taking the vote.

S P E A K E R

: Alright, do you agree to such proposal ?

PU SAIKAPTHIANGA  
MINISTER

: Mr Speaker Sir, what is the actual reason of taking the vote ? Is it to determine whether or not it is necessary to censure the Hon'ble Minister ? If so we have to take the vote provided that the Mover cannot withdraw his Motion.

PU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker Sir, to remind the Hon'ble Members, let me read out the Motion; "That Shri Hrangthanga Colney, Minister in-charge Excise Department has failed completely by his act of Omission and Commission in containing the spread of Liquor and Drugs which caused the death of Mizo Youths" The Motion solely put the blame on the Minister in-charge.

S P E A K E R

: You have made enough statements and unless the Motion is withdrawn, vote has to be taken.

PU C.VULLJALA  
MINISTER

: Mr Speaker Sir, from your Chair, you hesitate to make a request for withdrawal of the Motion. Acknowledging the atmosphere of the House, the Hon'ble House Leader had requested for its withdrawal. The content of the Motion cannot be recorded as it personally attacks the Minister in-charge. To have a better cooperation, the Motion should be withdrawn.

PU LAL THANHAWLA  
CHIEF MINISTER

: Mr Speaker Sir, we take to have a pleasant atmosphere today. We should be able to accept the fact that this is not the responsibility of the Minister i/c alone. So, let the Mover withdraw his Motion with the approval of the House.

PU LALSANTA : Mr Speaker Sir, I cannot withdraw the Motion as it was formed and moved after a serious and thorough consideration. Let the vote be taken if necessary.

S P E A K E R : Alright, the House has decided to take the vote. Members who regard this Motion as correct will say 'correct', whereas those who consider the same as incorrect will say 'incorrect'. Majority considered the Motion Incorrect. We have completed our Business for today. Our Session will resume at 10:30 A.M tomorrow.

Meeting Adjourned at 4:15 P.M.

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