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CONSOLIDATED INDEX TO THIRD MADRAS LEGISLATIVE ASSEMBLY DEBATES

(NAME INDEX)

VOLUMES I to XL

[1962—1966]

GOVERNMENT OF TAMIL NADU
1969

LEGISLATIVE ASSEMBLY DEPARTMENT
MADBAS-9

FOREWORD

The Debates of the Third Madras Legislative Assembly (1962 to 1966) have been printed in forty volumes and an index in respect of each volume has also been separately printed.

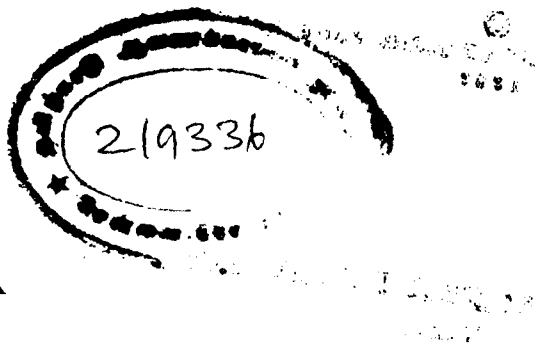
The index of each volume contains the names of the Members and Ministers who had taken part in the discussion on the various matters brought before the House and the subjects dealt with in the House, in the alphabetical order.

To wade through forty volumes of indices in order to ascertain the views of a particular Member or Minister on a particular subject may involve time and labour. Therefore, with a view to provide ready reference, the names of Members and the Ministers in the forty volumes and the subject in which they have spoken have been consolidated in one volume and printed in the publication for the first time.

It is hoped that this publication will be useful for those interested in parliamentary affairs, legislators, research scholars, administrators and others.

Fort St. George,
Madras-9,
23th February 1969.

C. D. NATARAJAN,
Secretary to Government,
Tamil Nadu Legislative Assembly
Department.



LIST OF ABBREVIATIONS USED IN THE INDEX.

A.M.	..	..	..	Adjournment Motion.
Ann.	..	..	..	Announcement.
B.O.H.	...	..	..	Business of the House.
C.A.	..	..	..	Calling Attention to a Matter of Urgent Public Importance.
C.A. St.	..	..	..	Calling Attention Statement.
D.E.E.	..	..	...	Demands for Excess Expenditure.
D.S.D. or Dis. S. D.	..	..	..	Discussion for Short Duration on an urgent matter of Administration.
D.S.G.	..	..	..	Demands for Supplementary Grants.
G.D.	..	..	..	General Discussion.
H.H.D.	..	..	..	Half-hour Discussion.
M.	..	..	..	Motion.
P.M.	..	..	..	Privilege Motion.
R.	..	..	..	Resolution.
St.	..	..	..	Statement.

[Note—An entry without any indication such as (A.M.) (C.A.) (G.D.) will mean that it pertains to a question. In the case of Bills and Financial Business, the entry will be self-explanatory.]

CONSOLIDATED INDEX TO THIRD MADRAS LEGISLATIVE ASSEMBLY DEBATES

(Name Index)

Volumes I to XL (1962 to 1986)

A					
Subject. (1)				Volume. (2)	Page. (3)
ABDUL KHALEEL, SRI R.—					
Agriculturists, annual income				VIII	291-295
Beedi Industry, nationalisation				XXXI	566
North Arcot district				XXXII	454
Beedi workers, free dispensaries				XXXI	554
Beedi workers, inclusion under Employees' State Insurance Scheme				XXX	578
Bridge across Ponni river, Wallajah division ..				V	490
Budget, 1965-66, Voting—					
Industries—Capital Outlay on Industrial Development.				XXVIII	40
Medical				XXVII	478-479
Public Health					
Capital Outlay on Public Health					
Road Transport Schemes, Capital Outlay on Road Transport Schemes				XXVII	573-574
Buses, new route between Ocheri and Madras ..				XXXII	18-19
Drinking water-supply scheme, grants for Visharam Panchayat				XXXII	826-827
Electricity Board Budget				I	612-613
Electricity—					
Supply to pumpsets				V	758
Villages electrified in 1964				XXXI	565
Employees' State Insurance Scheme, extension to beedi workers				IV	553-554
English Text Books, Government Publication ..				IX	1-5
Government Hospital at Wallajah, bed strength ..				V	240

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ABDUL KHALEEL, SRI R.—cont.		
Industrial Estates—		
Kaveripakkam	XXXI	121
Ranipet Division	XXXI	121
Wallajah taluk	III	423
Irrigation channels in North Arcot district, repairs ..	V	755
Loan for land reclamation, Wallajah Block	V	229
Minimum Wages Committee for Beedi and Tobacco manufacturing Industries, daily allowance for Members	XXXIX	891
Panchayats, radio sets	V	2
Prevention of Adulteration of Food Act, number of persons convicted	XXXII	352-354
Serum Institute, Ranipet, quarters for doctors ..	XXXII	29
State Transport Express buses, stopping at Ranipet ..	XXXII	216-217
Sugar Mills, Ranipet, retrenchment	I	1
Transport, running of bus services by Municipalities.	V	135-137
Wallajah Panchayat Union, Budget for 1961-62 ..	V	497
ALAGAMUTHU, SRI T. P.—		
Accidents, avoidance	XXXVII	115-116
Accidents in factories, minimising	XXXII	673
Acts, translation into Tamil	XXXI	112
Adult literacy, new scheme	XXXVI	237-238
Agricultural Income-Tax, composition system ..	XX	265-266
Agro-industries, Thanjavur district	XXXIX	448-449
✓ Anti-Hindi agitation—		
Army Units and Armed Police	XXIX	331-332
✓ Police firing	XXX	221-224
Appropriation Bill, 1966	XXXVIII	327-332
Assembly Proceedings, Publication of expunged portions in "Navasakthi" (Privilege Matter) ..	XXXV	17
Baby food, distribution	XXXIV	390-394

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
GAMUTHU, SRI T. P.—cont.		
Backward Class students, scholarship	XXXVII	503-504
Basic Training Schools (private)	VI	113
Co-Operative homes and industrial units, establishment ..	XL	606-607
Co-operative Sevak Samaj, financial aid by Government.	XXXII	242-243
Dr. K. V. R. S. Congress Annual Number, advertise- ments.	XXII	41-44
Dr.—Notice for consideration—Point of order ..	XL	338-339
Dispute across Cauvery between Musiri and Kulithalai ..	XXXII	706
Dispute across Cauvery on Tiruchi—Srirangam road, widening	XXXI	571-572
Dispute, Cauvery	XVI	570-571
Disputes (new), collection of toll	XIX	561-562
Dispute (Revised), 1962-63, G.D.—	II	598-599
Dispute, 1962-63, Voting—		
Motor Vehicles Acts—Administration	IV	31-33
Police	III	359-61
Dispute, 1963-64, G.D.	VIII	430-433
Dispute, 1963-64, Voting		
Agriculture	IX	439, 467-468
Animal Husbandry		
Capital outlay on Agriculture		
Capital outlay on Schemes of Government Trade- ing		
Capital outlay on Public Works—	XI	37-39
Public Works—Establishment and Tools and Plant.		
Fisheries	XI	323
Motor Vehicles Acts—Administration	X	45-46
Public Works—Grants-in-aid	X	582
Public Works—Works, Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	558-559
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	199,258
Dispute, 1964-65, G.D.	XVIII	82-85

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, SRI T. P.—cont.		
Budget, 1964-65, Voting—		
Agriculture	XIX	375-380
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }		
Capital Outlay on Industrial Development Industries	XIX	331
Capital Outlay on Irrigation	XX	367-370, 424
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant. }		
Public Works—Works		
Cinchona, Forest Department, Capital Outlay on Forests	XXI	154,155
Community Development Projects, etc.,	XXI	449
Public Works—Grants-in-aid		
Co-operation	XX	495
Elections	XIX	14-15
Head of State, Ministers and Headquarters staff		
Medical	XXI	24
Public Health		
Capital Outlay on Public Health		
Miscellaneous	XIX	144
Motor Vehicles Acts—Administration	XIX	470-518
Other Miscellaneous Contributions and Assignments	XIX	144
Police	XX	201-203
Stationery and Printing	XXI	420
Budget, 1965-66, G.D.	XXVI	500-502
Budget 1965-66, Voting—		
Administration of Justice	XXIX	57-58
Capital Outlay on Forests		
Cinchona		
Forest department		
Khadi	XXVIII	341
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }		

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, SRI T. P.—cont.		
Budget, 1965-66, Voting—cont.		
Fisheries	XXIX	263
General Sales Tax and Other Taxes and Duties Administration	XXVIII	276-279
Industries	XXVIII	37-39
Capital Outlay on Industrial Development		
Irrigation	XXVIII	178
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant }		
Capital Outlay on Public Works		
Labour including Factories	XXVII	137-139
Medical	XXVII	452 453-455, 514,515
Public Health		
Capital Outlay on Public Health		
Motor Vehicles Acts—Administration	XXVII	532, 533-535
Budget, 1966-67, G.D.—	XXXIV	254-257
Budget, 1966-67, Voting—		
Agriculture	XXXVI	138
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on schemes of Government Trading. }		
Capital Outlay on Consumers Co-operatives	XXXVI	75-77
Co-operation		
Capital Outlay on Industrial Development	XXXVI	492 538-541
Industries		
Compensation to Zamindars	XXXVI	257-258
Famine Relief		
Land Revenue Department		
Stamps Administration		
District Administration and Miscellaneous Pensions	XXXV	131, 158-160
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Commuted value of Pensions		
Loans and Advances by the State Government		
Fisheries	XXXVIII	93-95
Stationery and Printing		
Labour including Factories	XXXV	245, 264-267

A—cont.			
Subject. 1)	Volume. (2)	Page. (3)	
ALAGAMUTHU, SRI T. P.—cont.			
Budget, 1966-67—Voting—cont.			
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	397-399	
Burma Repatriates—			
Compensation for properties left in Burma	XXV	7-10	
Construction of colony at Mathur Village	XL	428-429	
Maintenance	XXV	489-496	
Rehabilitation	XXXII	30-32	
Settling in Andamans	XXXII	32-35	
Bus permits, transfer	XXXIX	604-605	
Bus routes—			
District-war particulars	XV	87-89	
Permits	XIII	467-469	
Variations	VI	82	
By-pass road near Golden Rock, black-topping ..	XXXIX	610-611	
Canal, Tiruppattur taluk	XXII	543-545	
Cement quota, reduction	XIX	567-572	
Central Jail, Tiruchirappalli, Minister's visit ..	XXXVI	228	
Ceylon repatriates, discussion between the Prime Ministers of India and Ceylon	XXVI	231-240	
Children's libraries in Elementary Schools	XXIX	824	
Chitrambalanathar Temple, Murugur, action against Trustees for misappropriation of Funds	XXXI	718-719	
Cholera in Tiruchirappalli and Thanjavur districts ..	XXI	3	
Cholera, outbreak in Tiruchirappalli district (C.A.) ..	XIV	106	
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	547	
Civil Court Process Servers, service conditions ..	XXXI	459-460	
Coal in Kolathur, investigation	XXIV	265	
Coconut Development, Third Five-Year Plan	XXIX	847	
Collector's Discretionary Fund, grant	XXXVIII	435	

A—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
ALAGAMUTHU, SRI T. P.—cont.			
Colleges—			
Introduction of Tamil medium in Pre-University Class	XXXIX	444-445	
Tamil Medium Programme Evaluation Committee..	XXXIX	443-444	
Committee on Economy and Administrative Re-organisation, constitution	XXXIII	31-36	
Communal clash in Madras City	XXIII	450-451	
Conference convened by Union Finance Minister at Courtallam	XXV	140-141	
Co-operative farming societies, number	XXV	496	
Co-operative Land Mortgage Banks, loans	XXVI	546	
Corporation Councillor, arrest	XXIII	7-14	
Culture Diamond Workers, Government aid	XIV	234	
Cyclone, havoc caused (C.A.)	XL	615	
Dairying, training	XXIV	460-461	
Dalmia Cement Factory, explosion	XXIV	365	
Dearness Allowance, merger with pay	XXXIX	90	
Discharged Prisoners Aid Society, Executive Body ..	XXX	530-533	
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	261	
District Board High Schools, Tiruchirappalli district, grant	XL	289-290	
District Board Schools, Madurai Division, method of examinations	XXXII	796	
District Court, Tiruchirappalli, amenities for lawyers and public	IV	320	
District Defence Committees, formation	VII	299-300	
District Development Councils, meetings	XXV	12-15	
D.M.K. Members, arrest	XX	459-461	
D.M.K. persons—			
Arrest on 26th January 1965	XXVIII	90-92	

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, Sri T. P.—cont.		
Dried fish—		
Exemption from sales-tax	XXV	3-4
Export	XXXI	212-213
Drinking Water-supply Scheme	XXXVIII	323
Drinking water wells, Tiruchirappalli district	XV	713
D.S.G. (Second) 1963-64, G.D.	XVI	510-511
D.S.G. (First) 1966-67, G.D.	XXXIX	656-659
East Pakistan refugees, rehabilitation	XXVIII	99-101
Educational administration, role of Central Government	XXVI	221
Educational Institutions (Private), compulsory donations	XXXVI	229-232
Educational survey, conduct	XXXVIII	441
Electrical Goods Manufacturing Companies at Salem and Erode, fasting by workers (A.M.)	XXXIX	631-632
Electricity Board Budget	XIII	557-560
	XXX	144-149
	XXXIX	131-137
Electricity Board—		
Fixation of maximum loan amount for	XXI	800
Retrenchment of employees (C.A.)	XVIII	20-21
Electric Motor Pumpsets, loans to agriculturists in Perambalur and Musiri taluks	XXXIX	899-900
Electric Supply Undertakings (private)—Loans	XXXI	734
Taking Over	XXXII	938-941
Elementary Schools, nationalisation	XXVIII	329-331
Employees' State Insurance Scheme, Review Committee Report	XXXIX	753-754
Environmental Sanitation and Health Education Committee Report	XXXIX	229-230
Essential drugs, shortage (C.A.)	XXXVI	239
Estates (Abolition and Conversion into Ryotwari) Act, implementation	XXXV	453

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, Sri T. P.—cont.		
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	170
Exhibition on Printing, representations	XXV	242
Express Buses		
Private operators in Tiruchirappalli and Salem districts.	XXXVIII	206
Private Sector	XIII	257
State Transport	XXXI	734-735
Family Pension, disposal of applications	XXXII	829-830
Farm Implements Unit, Tiruchirappalli, continuation of workers	XXXIX	895-896
Fire accidents	IX	329-332
Fire accidents, Tiruchirappalli district	II	155-156
Fish Curing Factory, establishment	XXXVIII	322
Fisheries, development with Russian collaboration ..	XXXIII	483
Fishing Industry, development in Kanyakumari district	XXI	475-476
Five-Year Plan (Third), Mid-term appraisal (M) ..	XVII	117-120
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	363-367, 528
Five Year Plans, publicity through dramas	XXX	581-583
Flood bank in Noyyal Region	XXIX	838
Flying club at Tiruchirappalli, establishment	XXXII	812
Foodgrains, change-over to weightment system ..	XXVI	240-243
Food poisoning incident in Government Girls' High School Hostel, Usilampatti	XXXIX	908-911
General Sales Tax (Third Amendment) Bill, 1965 ..	XXXII	950-954 975-976
God-father Scheme, schools	XVIII	1-4
Gold Bonds—		
Assaying of gold	XXXVIII	439
Meenakshi Sundareswarar Temple devasthanam, Madurai, investment	XXXIII	686-688
A. 158-2		

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, Sri T. P.—cont.		
Goldsmiths, grant of lumpsum loans	XXVI	225-230
Government foodgrains godowns, K. Sathanur, Tiruchirappalli district	XL	313-314
Government Industrial Training Institutes, Selection Committees	XXIV	10
Government Servants—		
Collection of funds	II	241
Retrenchment	XXXIX	925
Scales of pay	XXIII	424-425
Travelling allowance rates, revision	XXXII	675-676
Government Text books, sales	X	173-174
Governor's Address (M)	I VII	312-314 131-134, 213
	XVI XXV XXXIII	175-178 179-183, 219-222, 490.
Governor's tour, bandobust expenditure	XXXVIII	6-7
Groundnut, extensive cultivation	XXIV	365-366
Handloom Co-operative Societies, higher quality yarns	XV	415-416
Handloom Industry, development	XXXI	445
Handloom textiles from Madras, ban on import into Ceylon	XXXIX	349-350
Handloom Weavers' Co-operative Societies, sales tax on pillow covers	XV	419
Handloom Weavers' plight (C.A.)	IX	437
Harijan Sevak Sangam and Depressed Class League, Madras, financial aid	XXXIX	902-903
Harijan Welfare Department, shifting	XXXVIII	210-211
Harijan Welfare, distribution of text- books by Harijan Welfare Department	XXI	583
Harijan Welfare Schools, supply of books	XX	343-344
arijans, House sites	XXXVI	117-120

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
LAGAMUTHU, Sri T. P.—cont.		
Harijan Welfare,—housing scheme	XXII	247-250
High Court, cases pending disposal	XVII	14-16
High Pressure Boiler Plant, Tiruchirappalli	XVI	12-14
High Schools, Advisory Committees, constitution	XXXII	600
High Schools, survey	XL	3-4
Hill Allowance to teachers in hilly tracts enhancement	XL	449
Hindi words of command, use in Physical Training instruction classes	XXXVII	122-123
Hindu Marriage (Madras Amendment) Bill, 1966	XL	165-166
Horticulture, Pachaimalai	XXV	500
Housing Board lands, auction	XXXV	115-117
Housing Schemes, diversion of funds	XXVIII	505-507
Inam and Zamin lands, Tiruchirappalli district	XIX	362-364
Indian Languages, common script	XXXV	13-14
Industrial concerns, licences	XXXI	334-335
Industrial Estates, Factory units, rent	XXXI	113-114
Industrial Estate, Tiruchirappalli, additional units	XXXVI	461-462
Industrial Exhibition, Tiruchirappalli	XXXIII	463-465
Industries, income	XXIII	447
International Conference of Tamil Studies Seminar, Malaya, delegation	XXXIX	213-218
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963	XV	754, 756, 768
Jaundice in Madurai district, preventive measures	XXXIII	590
Jeeps, Panchayat Unions	XXXI	471-473
Junior Deputy Inspectors of Schools, regularisation of services	XXXII	698-699
Kamaraj Sri K., security arrangements	XX	180-182
Kannampadi—Chettikulam road in Alathur Panchayat Union, formation	XXI	751-752
Kerosene ration, Madras city	XXXVIII	11-13
Khadi Department, yardage of yarn	XXXIX	466-467
Kolli Hills reservoir, construction	IV	95-96
Lala Lajpat Rai Fund, collections in Musiri division,	XXXIX	1-3

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, Sri T. P.—cont.		
Land Reforms Act, declaration of surplus lands ..	XXXVIII	427-429
Land Reforms (Disposal of surplus land) Rules, 1965, Draft (M)	XXXII	423, 424
Land Revenue and Water Cess (Surcharge) Bill, 1965	XXXII	504
Language Policy, Chief Ministers' Conference ..	XXIX	697-699
Lathi charge at Koilpatti	XXVIII	1-2
Legal aid to the poor	XXXIX	231
Legislature meeting, Chief Minister's announcement of date before publication of Governor's Notification (Privilege Matter)	XXXIX	116
Leper—beggars, asylum	XXXIII	185-187
Leprosy control, expenditure	XVII	67-72
Leprosy control, Perambalur taluk	XVII	67-78
Licence Inspectors, absorption in Public Health Depart- ment	IV	198
Life prisoners, Children	XXV	17-18
Local Board Health Services, provincialisation ..	IV	18-1
Local bodies, study of financial position by Special Officer	XXXV	8-10
Lottery tickets, sale	XXI	1-3
Madhavaram Dairy Farm, refund of home delivery charges.	XXVIII	335-336
Madras City, Master Plan	XXVIII	175-176
Madras—Thirupathi Bus Service, suspension	XXV	330-333
Madurai University Bill, 1965	XXXII	250
Mahizhampadi Panchayat, Interim stay re-supply of drinking water	XXXV	335-338
Mandapam camp, acquirement of buildings (A. M.) ..	XXVIII	9-10
Manganese, export	XXXIII	470
Master Plans for Cities, request from Planning Commission	XXXII	241-242
Match Industry, short supply of Pottassium Chlorate (O.A.)	XXXIII	53
Maternity and Child Welfare Centres, transfer of Staff	XV	85-86

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, Sri T. P.—cont.		
Maternity Centre, Pachamalai Hills	XIX	349-351
Medical College, opening in Tiruchirappalli	XXXVI	226
Mettur dam, cracks	XXXIII	39-41
Mettur Reservoir, non-release of water (C.A.) ..	XXXIX	356
Mica deposits, Pulivalam Forest	XV	699
Milk Supply, scheme for improvement	XXX	21-25
Mineral Wealth Information Committee, formation	XXV	486
Minimum Wages Act, review of working	XXIII	238
Minister for Industries, speech made at a public meeting (Privilege Matter)	XXX	138-139
Ministers, travelling allowance	XXXIII	172-174
Model High Schools in District Headquarters, opening	XXXII	793-794
Mohanur Canal, excavation	XXV	488
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	657-659 665-666
Mudaliar (Sri A. L.) Committee, recommendations ..	XXIV	123-124
Municipal schools, taking over by Government ..	XXXVIII	142
Murder cases	XXIV	460
National Apprenticeship Scheme	V	137-138
National Defence Fund, collection by cine artists ..	XXXVII	8-9
National Languages, declaration of all the languages mentioned in the Eighth Schedule as—(R) ..	XXXI	188-193, 206-207
N.G.G.Os' Association, Thuraiyur, representations.	II	157
Non-judicial stamps, scarcity (C.A.)	XXXIX	634-635
Nurseries	XXIV	453-455
Old-age pensions	XXII	19-22
Overbridges at Ariyamangalam and at Thiruverumbur, construction	XXXI	326-327

A—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
ALAGAMUTHU, SRI T. P.—cont.			
Paddy fields in Tiruchirappalli District, conversion into cotton fields	XXXIX	220-222	
Paddy, hoarding offences detected in Tenkasi Constituency	XXXII	595	
Paddy, procurement in Tiruchirappalli district (Dis. S.D.)	XL	785-791	
Palamcottah-Tirunelveli Co-operative Stores, misappropriation	XXIX	576	
Panchayats—			
Election of Presidents	XXX	538-540	
Golden Rock	XVI	1-2	
Kidnapping of Members during President election, cases	XXXII	355-357	
Union Councils, public health establishment	IV	19	
Union Council, Tirupathur	XXXIV	17	
Union Dispensary, Thuraiyur	IV	209	
Pensioners, Dearness Allowance	XXX	7-8	
Physically handicapped, employed	XVI	11-12	
Pig Farm, establishment	XXV	128-129	
Pig iron, non-availability (C.A.)	XXX	445	
Planning Adviser, Madras State	XXXVII	13-16	
Plantain and betel vine crops, damages	XXIV	121	
Police—			
Firing at Sedapatti	XXXI	436	
Firing of former police official	XXVII	85-86	
Lines, Thuraiyur	XIII	607-608	
Pallavaram Police lockup, death	XXV	474-476	
Purchase of a building at Peralam for quarters	XXXII	703	
Revision of pay scales of staff	XXXII	461-463	
Stations without Sub-Inspectors, Tiruchirappalli, Thanjavur and South Arcot districts	XXXVIII	214	

A—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
ALAGAMUTHU, SRI T. P.—cont.			
Potato, 'Great Scot' seeds	XXXII	27-28	
Potato seeds, loss due to bad quality	XXXII	329-336	
Power from Cauvery, investigation	XXXII	16-17	
Power looms, licences	XL	208-211	
Power looms, number licensed and in co-operative sector	XXVII	523-524	
Pre-University classes, additional seats	XXI	366-374	
Prevention of Adulteration of Food Act, changes	XL	439	
Primary Health Centre.			
Tiruchirappalli district	XV	676-677	
Town Panchayats	XXXVI	352-355	
Prime Minister's visit, expenditure for Public meeting	XXXIII	562-563	
Private Educational Institutions (Regulation) Bill, 1966	XL	238,239	
Public Health staff of erstwhile District Boards, provincialisation	IV	18	
Publicity Office, Tiruchirappalli	XXI	384	
Public Service Commission—			
Corruption	XXI	3-4	
Examinations, concessions to Most Backward Classes.	XXXII	215-216	
Pumpsets, advances	XXIV	660	
Puppetry, encouragement	XXXIX	883	
Pushpam College, Poondi (Thanjavur)	XXXVII	511-512	
Railway Policemen affected by the Cyclone at Dhanushkodi	XXXII	463-464	
Ramakrishna Home, Thirupparaithurai, lands (Poramboke) assigned to	IX	415	
Refugees, movement to Tiruchirappalli camp	XXVIII	103-104	
Release (Ann.)	V	120	
Rengarajapuram Co-operative Building Society	XXXIX	452-453	
Retired Teachers' Association, Madurai	XXXIX	623-624	
Revenue Board, abolition or re-organisation	XXXVIII	18	
Rice and paddy, modified scheme of procurement	XXII	452	

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, SRI T. P.—cont.		
Rice—		
Procurement from millers	XV	456-457
Sale to Kerala State	XXV	500
Rural Medical Practitioners, appointment in Panchayat Unions	XXV	135-137
Sadachar Samithi, Madras	XXIV	364
Salem iron ore, exploitation	II	15-16
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	489-491
Sandalwood Plantation at Pachaimalai	XV	445-446
Saraswathi Mahal Library, Thanjavur	XXXII	807-808
Scholarships—		
Grant on false certificates	XXXIII	42-46
Income limit for grant of—to Backward Class college students	XXXIX	16-19
Rejection of cheques by bank	XXXIII	46-47
Schools under private managements, salary of staff	XXXV	458-461
Sea erosion, prevention	XXXI	341-342
Secondary education, age-rule revision	XV	453-455
Secretariat Official, suspension	XXI	759-760
Sheep Breeding Farm, Ootacamund, death of sheep	XL	16-18
Show-tax and Entertainment Tax, reduction	XXI	745
Siddha System Practitioners, registration	XXXV	5-8
Small Industries Corporation, Madras State	XXXIV	387-390
Small-pox vaccine in Tiruchirappalli district, reaction (C.A.)	XXIV	129
Small-scale industries, raw materials	XXIX	825-827
Small-scale units, manufacture of sugar and cement	XVII	1-4
Soft drinks, sale in Madras Beach	XXIX	233-235
Special Week Celebrations, details	XXIII	349
Sportsmen (over-aged), pension	XXXI	111
Srirangam Devasthanam, appointment of trustees	XXXIX	330

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALAGAMUTHU, SRI T. P.—cont.		
Standard Motor Products of India, Vandalur, production.	XXXVIII	412-413
State Transport Advisory Committee, re-constitution.	XXI	386-387
State Transport—	XXIV	11-12
City Service—		
Tyres	XXX	129-130
Sub-Jail, Tiruchirappalli, shifting	XXXIII	188-189
Sugarcane production, Research centres	XXXII	344
Tamil development, Central Grant	XX	92-94
Tamil Nad Sarvodaya Mandal, Batlagundu, memorandum re-Gramdhan lands	XXXVIII	317
Tamil Pandits, appointment	XXIII	444
Tanks—		
Bund near Ladapuram, formation	II	433
Maintenance	XV	706
Marudayar	II	1-3
Pulivalam	III	556
Taxes, income from motor vehicles taxation	XXXVII	493-494
Teachers—		
Leave rules of—in private schools	XXIX	823-824
Panchayat Union Schools	X	175
Scales of pay	XV	96-97
Teak, planting	XXIII	114-115
Telephones in Ministers' residences, payment of bills..	XXXVI	483-485
Temple Cars, training centres for construction	XXX	9-13
Temples, Government grant for renovation	XXV	119-123
Text Books, Government publication	IX	1-3
Thermal Power Station, establishment at Karaikudi	XXXV	3-4
Tiruchendur Temple, sea erosion	XXVII	434-435
Tiruchirappalli Central Jail—		
Ill-treatment of convict	XXV	18-19
Kitchen	XXV	500
Tiruchirappalli District Headquarters Hospital, medical concessions to Government servants	XXXII	806-807
Tiruchirappalli District Sports meet, expenditure	XXXIX	625
Tiruvannamalai by-election, Police bandobust	XV	84

A—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
ALAGAMUTHU, SRI T. P.—cont.			
Tourism—			
Decision taken by South Zone Tourist Advisory Committee for promotion	XXIII	23	
Luxury coaches in the State	XXI	787-788	
Tourist Home, Tiruchirappalli	XXIII	23	
Tourist Rest House, Kollimalai	VII	401	
Uniforms to students	IX	113-114	
U.P.S.C. Examinations, recognition of only certain languages as media (C.A.)	XL	336	
Urban Land Tax Bill, 1963	XV	607-608	
Vigilance Commission, appointment	XXXVII	222-223	
Village Officers, representations to Government	XXI	750-751	
Village Officers (Thanjavur district), resignation	XXIII	132-134	
Waste lands, reclamation	XL	577-579	
Wells, loan for deepening	XL	125-127	
Wheat, allotment to Roller Flour Mills	XXVI	534-537	
Widows, craft training	XXXIX	20-21	
Wind Mills for irrigation, installation	XXXIX	92-93	
Women's Welfare Board, financial assistance from Government	XXXVIII	321-322	
World Fair in New York, products of Madras State, exhibition	XXIII	249	
Yarn, production	XXIII	48	
ALAGIRISAMI, SRI M.—			
Budget (Revised), 1962-63, G.D.	II	268-271	
Budget, 1962-63, Voting—			
Agriculture	III	57-59	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
Capital Outlay on Public Works	IV	601-602	
Public Works—Establishment and Tools and Plant.			
Public Works—Works			
Community Development Projects, etc	III	163-165	
Education	IV	131-132	
Public Works—Grants-in-aid]	IV	407-409	

A—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
IRISAMI, SRI M.—cont.			
Budget, 1962-63, Voting—cont.			
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	183-184	
Budget, 1963-64, G.D.	IX	62-64	
Budget, 1963-64, Voting—			
Agriculture	IX	462-463	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
Budget, 1964-65, G.D.	XVIII	188-191	
Budget, 1965-66, Voting—			
Agriculture	XXVIII	391	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
Community Development Projects, etc.,	XXVIII	130-131	
Public Works—Grants-in-aid			
Irrigation—			
Capital Outlay on Irrigation	XXVIII	201-203	
Public Works—Works			
Public Works—Establishment and Tools and Plant.			
Capital Outlay on Public Works			
Educational Pattern (M)	XII	399-401	
Governor's Address (M)	I	296-299	
IRAPATHI, SRI C. M.—			
Agricultural development, setting up of Village Level Action Committee	XXXII	686	
Agricultural Income-tax, collections in 1962-63	XV	713	
Agricultural Research Stations, Tanjore district	XXXI	570	
Revenue trees, lease income, realisation	XXIII	338	
Insect and bugs, diseases caused by	XV	709	
Licensing, abolition	XV	699	
Mistel vine growers, assistance	XXII	545-546	
Nidhan Movement, donations	XV	557	
Birds (Vedaranyam), shooting	XII	1-2	
Road across Pandavaiyar	XXII	164-165	
Roads, Thanjavur district	XXII	463	
Budget (Revised), 1962-63, G.D.	II	236-238	

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
AMBIKAPATHI, SRI C. M.—cont.		
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	444-445
Co-operation	V	300-302
Education	IV	132-134
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	187-188
Budget, 1963-64, G.D.	IX	155-157
Budget, 1964-65, G.D.	XVIII	372-374
Budget, 1964-65, Voting—		
Education	XX	134-136
Budget, 1966-67, Voting—		
Agriculture	XXXVI	150-151
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation—Irrigation	XXXVI	406-407
Education	XXXV	35-37
Cattle development	XXXII	144-145
Cattle diseases, deaths due to	XV	104
Cement factories, starting	XII	352-354
Channels, Thiruthuraipoondi	XV	706
Colleges, language formula	XXII	300
Compulsory Education Scheme, implementation	XV	565
Co-operative Farming Societies, Thiruthuraipoondi and Nagapattinam taluks	XXIII	25-26
Crop diseases in Thanjavur district, prevention	XXI	606-607
Deputy Registrar of Co-operative Societies, promotions	XXV	497
Drainage Schemes—		
Thiruthuraipoondi taluk	XXII	465
Thiruvarur	XII	367
Electricity Board Budget	I	569-571
Elementary Schools in Panchayat Unions, assessment of working	XI	525

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
AMBIKAPATHI, SRI C. M.—cont.		
Ex-servicemen Colony	XXII	22-23
Family Planning Scheme, deferring	XI	421
Fire Brigades, utilisation of leisure hours	XII	251
Forest Guards, self-defence equipments	XV	105
Forest Officers, supply of Jeeps	XV	105
Forests—		
Thanjavur district	XV	214-216
Thanjavur taluk	XV	104
Thiruthuraipoondi taluk	XI	1-3
Government foodgrains godowns, K. Sathanur, Tiruchirappalli district	XL	313-314
Government Offices, rent for private buildings	XXII	445-447
Governor's Address (M)	VII	57-58
	XVI	92-98
Herbal Medicines, research	XV	711
Home Guards Bill, 1963	VIII	99-100
Hospitals, delay in supply of medicines	XI	529
Ice cream, preparation	XXII	312
Iron ore deposits, Kadayam Perumbathur	XII	343
Irrigation facilities, Pudur village, Nagapattanam taluk	XXII	311-312
Kerosene oil deposits in Pattukottai, investigations	XXVI	324-326
Kist remission, Thiruthuraipoondi taluk	XII	339
Land ceiling	XV	726
Lands, improvement	XV	569
Midday Meals Scheme—		
Payment to contractors	XV	336-338
Re-constituted milk	XV	335
Nallaru, diversion and draining into Vedaranyam Canal	XXIII	238

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
AMBIKAPATHI, SRI C. M.—cont.		
Police Officers, quarters	XV	79
Prohibition, implementation	XI	96-97
Ragging, Medical College Hostel, Thanjavur	XV	539-540
Removal of Untouchability Act, prosecutions	XXII	312-313
Sales Depots (Industries Department)	XXIII	249-250
Sandalwood trees, cultivation	XV	317-318
Siddha dispensaries	XV	677-678
Siddha dispensaries, Municipal Councils	XV	725-726
T. B. Sanatorium, Sengipatti	XXVII	443
Teachers, scales of pay	XV	86-87
Temple lands, co-operative farming	XV	653-654
Temples and Mutts in the State, lands owned	XXII	313-314
Thiruppethangudi Village, electrification	XXIV	664-665
Three-language policy, particulars	XXI	789
Touring Cinema theatres, number	XV	715
Umbalachery breeding bulls	XXXII	148-149
Vedaranyam Forest, sale of animals	XV	740
Veterinary Hospitals, opening	XV	562
Village Courts, establishment	XI	509-510
Village Volunteer Force— Particulars	XXII	441-444
Uniforms and rifle training	X	90-91
ANANDAN, SRI L.		
Agricultural Improvement Co-operative Society, Sitheripatti	XXII	310-311
Agricultural School, Kallakurichi taluk	XXXV	452
Budget, 1962-63, Voting— Capital Outlay on Public Works Public Works—Establishment and Tools and Plant. Public Works—Works	IV	619

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANANDAN, SRI L.—cont.		
Budget, 1962-63, Voting—cont. Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	186-187
Budget, 1963-64, G. D.	IX	203-204
Budget, 1964-65, G. D.	XVIII	286-287
Budget, 1964-65, Voting— Compensation to Zamindars Famine Relief Land Revenue Department Stamps Administration Welfare of Scheduled Tribes, Castes and Other Backward Classes	XX	323-324
Budget, 1965-66, Voting— Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	618-619
Budget, 1965-66, Voting— Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	149-150
Budget, 1966-67, Voting— Capital Outlay on Irrigation—Irrigation	XXXVI	415
Dam across Muchukuntha river, construction	XXXVIII	318-319
Defence Fund, collection	XII	2-3
Electricity Board Budget	XXII	197-198
Gomukhi River Project— Beneficiaries Irrigational facility Utilisation of buildings	XII	339
Governor's Address (M)	XXXIII	624-626
Gur (Movement Control) Order, repealing	XXIII	132
Industrial Training Institute, opening at Kallakurichi.	XXXIV	562
Irrigation facilities— Chinnasalem Kallakurichi taluk Kaluvarayan Hill Tribes, hostel for students Lands (waste), assignment	X	91
	XXI	745-746
	VI	365
	XXII	435-436

Subject. (1)	A—cont.	Volume. (2)	Page. (3)
ANANDAN, SRI L.—cont.			
Mineral deposits, Mamandur, Geological Survey ..		XXI	635
Polytechnic at Kallakurichi, opening		XXXVIII	413
Scheduled Castes, assignment of lands		XXIII	137-138
School building, Kacharapalayam, obstruction ..		XXII	147
Swamikulam Eri, improvements		XXIII	115
Taluk Headquarters Hospital, Kallakurichi— Increase of bed strength		XXXVII	505-506
X-Ray plant		XXXVI	355
Teachers' Provident Fund, transfer		XXXIX	599
Tractor Factory, establishment		XXIII	240-241
Village Officers, Kallakurichi taluk, suspension ..		XXI	634
Water supply Scheme— Kallakurichi taluk		XXIII	250
Kallakurichi town		XII	371
ANANDANAYAKI, SRIMATHI, T. N.—			
Additional Assessment and Additional Water Cess Bill, 1963		VII	578-583
Agricultural Income-tax (Amendment) Bill, 1962 ..		V	540
Agricultural Income Tax (Second Amendment) Bill, 1962		VI	510-511 518
Ancient and Historical Monuments and Archaeo- logical Sites and Remains Bill, 1966		XL	371-377
Appropriation Bill, 1962		V	648-653
Appropriation Bill, 1964		XV	692
Basin Bridge, renovation		XI	607-608
Bridges, Madras City		VI	510
Budget (Revised), 1962-63 (GD)		VI	115
Budget, 1962-63, Voting— Capital Outlay on Public Health, Medical and Public Health		II	425-431
Capital Outlay on Road Transport Schemes— Road Transport Schemes		V	436-439 472
Community Development Projects, etc.		IV	501, 508, 515
		III	143-145

Subject. (1)	A—cont.	Volume. (2)	Page. (3)
ANANDANAYAKI, SRIMATHI, T. N.—cont.			
Budget, 1962-63, Voting—cont.			
Elections and Head of State Ministers and Headquarters staff		III	251-254
Industries and Capital Outlay on Industrial Development		III	608-610
Labour including Factories		III	489-493
Motor Vehicles Acts—Administration		IV	59-61
Public Works—Grants-in-Aid		IV	415-417
Registration, Stationery and Printing		IV	645-647 662
Budget, 1963-64, G.D.		VIII	459, 590-594 597
Budget, 1963-64, Voting—			
Agriculture	}	IX	499
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
Capital Outlay on Public Health, Medical, Public Health		X	456-458
Capital Outlay on Road Transport Schemes, Road Transport Schemes		XI	569-573
District Administration and Miscellaneous, Land Revenue Department		XI	487-489 491
Elections, Head of State, Ministers and Head- quarters Staff, Pensions, State Legislature ..		IX	373-376 379, 380 382-383
Motor Vehicles Acts—Administration		X	60-61
Police		IX	551-553
Public Works—Grants-in-aid		X	602-607
Stamps Administration		XII	90-92
Welfare of Scheduled Tribes, Castes and other Backward Classes		X	216-218 257
Budget 1964-65 G.D.		XVIII	94-100
Budget 1964-65, Voting—			
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading		XIX	450
A. 158-4			

Subject. (1)	A—cont.	Volume. (2)	Page. (3)
ANANDANAYAKI, SRIMATHI, T. N.—cont.			
Budget, 1964-65, Voting—cont.			
Capital Outlay on Irrigation, Capital Outlay on Public Works, Irrigation, Public Works—Establishment and Tools and Plant, Public Works—Works	XX	391-392	
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	528-530	
Compensation to Zamindars, Famine Relief, Land Revenue Department, Stamps Administration ..	XX	337	
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	77-81	
Medical, Public Health, Capital Outlay on Public Health	XXI	59-62	
Police	XX	290-229	
Stationery and Printing	XXI	491-435	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	624-626	
Budget, 1965-66, G.D.	XXVI	492-496	
Budget, 1965-66, Voting—			
Administration of Justice, Capital Outlay on Forests, Cinchona, Forest Department, Khadi ..	XXIX	51-54	
Education	XXVII	224-225	
General Sales Tax and Other Taxes and Duties—Administration	XXVIII	288-291	
Medical	XXVII	482-484	
Public Health			
Capital Outlay on Public Health			
Motor Vehicles Acts—Administration	XXVII	557-559	
Registration	XXIX	283-285	
Tolls			
Fisheries			
Stationery and Printing	XXVII	576-579	
Road Transport Schemes, Capital Outlay on Road Transport Schemes			
Welfare of Scheduled Tribes, Castes and other Backward Classes			
Budget, 1966-67, G.D.	XXIX	155-158	
Budget, 1966-67, Voting—			
Capital Outlay on Public Health	XXVII	250-253	
Medical			
Public Health			

Subject. (1)	A—cont.	Volume. (2)	Page. (3)
ANANDANAYAKI, SRIMATHI, T. N.—cont.			
Budget 1966-67, Voting—cont.			
Capital Outlay on Public Works	XXXVI	314-316	
Public Works—Establishment and Tools and Plant.			
Public Works—Works			
District Administration and Miscellaneous	XXXV	179-182	
Pensions			
Miscellaneous			
Other Miscellaneous Compensations and Assignments	XXXV	254-260	
Commutated value of Pensions			
Loans and Advances by the State Government			
Labour including Factories	XXXVII	39-43	
Motor Vehicles Acts—Administration	XXXV	504-504	
Police	XXXV	394-394	
State Legislature			
Elections			
Head of State, Ministers and Headquarters Staff	XXXVII	441-443	
Welfare of Scheduled Tribes, Castes and other Backward Classes.			
Buildings (Lease and Rent Control) Amendment Bill, 1962			
Buildings (Lease and Rent Control) Second Amendment Bill, 1962	I	518-520 527	
Buildings (Lease and Rent Control) Second Amendment Bill, 1962	VI	383	
Buildings (Lease and Rent Control) Second Amendment Bill, 1962	XII	269-271	
Buildings (Lease and Rent Control) Amendment Bill, 1963	XIV	67-68	
Buildings (Lease and Rent Control) Amendment Bill, 1965	XXXI	650-651	
Buildings (Lease and Rent Control) Amendment Bill, 1965	XXXII	619	
Bus Routes, nationalization (R)	VI	410-415	
Cement Distribution (Dis. S. D.)	VI	302-304	
Central Jail, Madras	IX	332	
Cinemas (Regulation) Amendment Bill, 1964	XXIII	311-313	
City Municipal Corporation (Amendment) Bill, 1965	XXXI	94-95 104-106	
City Municipal Corporation and District Municipalities Amendment Bill, 1962	V	568-570	
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	549-550 561	

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANANDANAYAKI, SRIMATHI T. N.—cont.		
City Tenants' Protection (Amendment) Bill, 1964 ..	XXIII	453-455 471-472
Constitution (Fifteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	44-47
Constitution (Sixteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	200-203
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	475
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	428-431
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	857-858
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	821-823
Disclosure of Assets of Members of Legislatures Bill, 1964	XXX	274-278
District Municipalities Bill, 1966	XXXIX	963-964
District Police (Amendment) Bill, 1963	XIV	334-337
Divisional Inspector of Schools, jurisdiction	XV	539
D.M.K. agitation, Police action (Dis. S.D)	V	524-525
D.S.G. (First), 1962-63, G.D.	VII	456-458
D.S.G. (First), 1963-64, G.D.	XIII	525-528
D.S.G. (Second), 1963-64, Voting— Head of State, Ministers and Headquarters Staff ..	XVI	549-550, 538
D.S.G. (Final), 1963-64, G.D.	XXI	403-408
D.S.G. (First), 1964-65, G.D.	XXII	591-595
D.S.G. (Third), 1964-65 (G.D.)	XXV	259-263
D.S.G. (First), 1965-66, G.D.	XXX	642-645
D.S.G. (Second), 1965-66 G.D.	XXXII	759-760
D.S.G. (Final), 1965-66	XXXVIII	256-259
D.S.G. (Second), 1966-67, G.D.	XL	479-482
Educational Pattern (M)	XII	448-451
Electricity Board Budget	I	659-661
	XIII	692-694
	XXII	102-106
	XXXIX	62-66
Electricity (Taxation on Consumption), Bill, 1962 ..	V	838-840, 847

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANDANAYAKI, SRIMATHI, T. N.—cont.		
Entertainments Tax (Amendment) Bill, 1965	XXXII	389-392
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	490-494
General Sales Tax (Amendment) Bill, 1962	V	536-537
General Sales Tax (Second Amendment) Bill, 1965 ..	XXXI	661-664
General Sales Tax (Second Amendment) Bill, 1966 ..	XL	280-281
Government Press Workers, Liberalised Pension Scheme	IX	505-506
Government Servants, Pension	V	138
Governor's Address (M)	I	61-68
	VII	288-291
	XVI	306-310
	XXV	183-186
	XXXIII	649-656
Indian Partnership (Madras Amendment) Bill, 1965 ..	XXXI	763-764
Industrial Establishments (National and Festival Holidays) Amendment, 1964	XXIII	318-319
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XV	634-638
Muvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	489-492
Muvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	206-210
Land Revenue and Water-Cess (Surcharge) Bill, 1965 ..	XXXII	549-553
Large Scale Industries, Licences	XV	716-717
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	489-492
Madurai University Bill, 1965	XXX XXXII	393-395 193-199, 275
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	489-492
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	600-604 666-667
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	704-705
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	374-376
Municipalities, drainage facilities, provision, 1962 ..	V	13
No Confidence Motion against the Ministry (M) ..	XXXIX	34-35 508-514

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANANDANAYAKI, SRIMATHI, T. N.—cont.		
Old-age Pension—Madras City	VI	353-354
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	277-279 289-290 291
Panchayats (Amendment) Bill, 1965	XXXII	313-316
Panchayats (Amendment) Bill, 1966	XL	278-279
Pawn Brokers Act, date of coming into force ..	V	19
Places of Public Resort (Amendment) Bill, 1964 ..	XXV	445-447
Preservation of Private Forests (Amendment) Bill, 1963	XV	269-270
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	370-375
Private (Educational) Institutions (Regulation) Bill, 1966	XL	57-62
Public Health, concurrence of Assembly for an Act of Parliament (R)	VII	641-642
Public Service Commission Report, consideration (M)	VI	169-170
Rules under Panchayats Act, 1958 (M)	VI	174-175
Saraswathi High School building, Mani Nagaram, Madurai, Collapse (Dis. S.D.)	XXII	409
Schools in Madras City, fee and non-fee levying ..	II	643
Special District Educational Officers, number of schools under control	XV	734
Stamp (Increase of Duties) Bill, 1962	V	826
State Transport Department, sale of buses	VI	325
State Transport System, committee to enquire into the working (R)	XXIX	785-790
Thiruthani Devasthanam houses in the City	II	3
University (Amendment) Bill, 1962	XII	274
Urban Land Tax Bill, 1963	XV	295-298 603-604 608
Urban Land Tax Bill, 1966	XXXIX	832-835 840, 841- 842, 843
ANGAMUTHU NAICKER, SRI S.		
Budget (Revised), 1962-63 (G.D.)	II	334-336
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Madurai and Pudukkottai	V	424-425

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANGAMUTHU NAICKER, SRI S.—cont.		
Budget, 1962-63, Voting—cont.		
General Sales Tax and other Taxes and Duties—		
Administration	IV	374-376
Labour including Factories	III	482-484
Police	III	367-368
Budget, 1963-64 (G.D.)	IX	175-178
Budget, 1963-64, Voting—		
Community Development Projects, etc., Khadi ..	X	339-340
Police	IX	542-544
Budget, 1964-65 (G.D.)	XVIII	243-245
Budget, 1964-65, Voting—		
Co-operation	XX	513-514
Police	XX	200-211
Budget, 1965-66, Voting—		
Police	XXVII	498-499
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development, Industries.	XXXVI	518-519
Electricity Board Budget	XXXIX	182-183
Governor's Address (M)	I	373-374
	VII	347-348
	XVI	417-418
	XXXIII	545-548
APPAVOO, SRI P.—		
Budget, 1962-63, Voting—		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	194-195
APPAVOO THEVAR, SRI A.—		
Budget (Revised), 1962-63 (G.D.)	II	633-634
Budget, 1962-63, Voting—		
Education	IV	129-130
Budget, 1963-64 (G.D.)	IX	28-29
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	221-223
Co-operation	XI	339-340
Budget, 1964-65 (G.D.)	XVIII	226-228

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
APPAVOO THEVAR, SRI A.—cont.		
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	383-384
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Community Development Projects, etc., Public Works—		
Grants-in-aid	XXI	524-525
Co-operation	XX	505
Budget, 1965-66, Voting—		
Agriculture	XXVIII	371-372
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Irrigation—		
Capital Outlay on Irrigation	XXVIII	186-187
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation	XXXVI	362-364
Irrigation		
Capital Outlay on Public Health	XXXVII	264-265
Medical		
Public Health		
Community Development Projects, etc.	XXXVIII	155-156
Public Works—Grants-in-aid		
Governor's Address (M)	VII	318-320
ARANGANNAL, SRI RAMA—		
Adi-Dravida students, boarding grants	II	533-535
Agricultural produce, levy of tax	XXXIX	767
Agricultural Schools, number of students	XXXIV	9-11
All-India Health Enquiry Committee, recommendations.	XXXIX	455-456
Anti-Corruption Boards, District-wise formation	IV	557
Anti-Hindi Agitation, Police firing	XVI	465
Arrest of a Member, non-communication of information (Privilege Matter)	XXIX	707-710
	XV	581-590

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Bikaner Sheep	XXII	157-159
British Journalist, arrest	XXX	1-7
Budget, 1962-63, Voting—		
Industries and Capital Outlay on Industrial Development	III	606-607
Labour including Factories	III	484-487
Budget, 1963-64, G.D.	IX	253-257
Budget, 1963-64, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	539, 590
Fisheries	XI	396-397
General Sales Tax and other Taxes and Duties—		
Administration	XII	50
Police	IX	529-531
Public Works, Grants-in-aid	X	609-615
Registration, Stationery and Printing	X	546
Budget, 1964-65, G.D.	XVII	301-312
Budget, 1964-65, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	540-543
Compensation to Zamindars	XX	337
Famine Relief		
Land Revenue Department		
Stamps Administration		
Khadi	XXI	215-220
Medical, Public Health and Capital Outlay on Public Health	XXI	62-66
Police	XX	216-220
Budget, 1965-66, G.D.	XXVI	303-304
		565-574
Budget, 1965-66, Voting—		
Administration of Justice, Capital Outlay on Forests, Cinchona, Forest Department, Khadi	XXIX	79-83
Industries	XXVIII	16-22
Capital Outlay on Industrial Development		
State Legislature	XXVII	13
Elections		
Head of State, Ministers and Headquarters Staff		
A. 158-5		

A—cont.		
Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Budget, 1965-66, Voting—cont.		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	168-173 244, 253 261, 262
Budget, 1966-67, G.D.	XXXIV	331-337
Budget, 1966-67, Voting—		
Capital Outlay on Consumers, Co-operatives, Co-operation	XXXVI	99-106
Capital Outlay on Industrial Development, Industries	XXXVI	551-561
Capital Outlay on Public Health, Medical, Public Health	XXXVII	311-320
Building sites, Mylapore area	XV	343
Bureau of Tamil Publications, Printing	XXXI	112-113
Burma Repatriates, Financial Assistance (A.M.)	XXXIV	170-171
Bus routes, increase of trips and distance	VI	40-41
Camphor, manufacture by Hindu Religious and Charitable Endowments Department	XX	7
Cattle farm in Tamilnad	XXXII	144-145
Central College of Karnataka Music, Madras	XXII	285-291
Ceylon repatriates, discussion between the Prime Ministers of India and Ceylon	XXVI	231-240
'Cheri', change of name as 'Puram'	XXVIII	175
Chief Presidency Magistrate's Court, Madras, latrine facilities	XVII	280
Circle Ration Office, Mylapore	XXXIX	771-772
Coal, Chingleput district	X	7-8
Colleges (Evening), opening	X	189-190
Commissioner of Police, powers	XXII	566-567
Committee on Government Assurances, Presentation of Reports—		
Second Report	XII	269
Third Report	XIV	288
Seventh Report	XXXII	39
Eighth Report	XXXVIII	450
Ninth Report	XXXIX	931
Tenth Report	XL	785
Co-operative Central Bank at Dharmapuri, starting.	XXXVIII	222-223

A—cont.		
Subject. (1)	Volume. (2)	Page. (3)
RANGANNAL, SRI RAMA—cont.		
Co-operative House-site Societies, Mylapore	XXIV	27-28
Co-operative Societies (Amendment) Bill, 1966	XXXVIII	453, 469-472, 478-479
Coral reefs around Rameswaram islands	XXIX	550-551
Corporation of Madras—		
Government loans	VI	116
Grants and loans	XXXII	243
Counterfeit currency notes—		
Kanyakumari district	XXXVIII	213-214
Seizure from running car	XXXVII	116-117
Cultivable lands, conversion into house plots	XXXIX	453-455
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	824-825
Cyclone, relief to fishermen and other victims	XL	225-226
District Harijan Welfare Committees, constitution	XXII	270-272
District Municipalities Bill, 1966	XXXIX	958-961
District Police (Amendment) Bill, 1963	XIV	325-328
D.M.K., alleged violence by Police in connection with the picketing by and arrest of some Members of Legislature Party (A.M.)	IV	458, 462-463
Dravida Munnetra Kazhagam workers, arrest	XX	353-354
Drinking water-supply, Tiruvannamalai	XV	4-8
D.S.G. (First), 1962-63 G.D.	VII	431-436
D.S.G. (Final), 1962-63, Voting—		
Motor Vehicles Acts—Administration	XII	30
Road Transport Schemes	XII	40-41
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XII	37-38
D.S.G. (First), 1964-65, G.D.	XXII	582-588
D.S.G. (Second), 1965-66 G.D.	XXXII	755-758
D.S.G. (Third), 1964-65, Voting—Capital Outlay on Schemes of Government trading	XXV	31
D.S.G. (First), 1966-67, G.D.	XXXIX	660-663
Education Department, Accounts Branch	XXIII	236
Electricity Board Budget	I	566-569

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Engineering and Medical Colleges, admission ..	XXXIII	481-482
Engineering Course, selection of students ..	XV	736
Essential articles, prevention of black-marketing and adulteration (R.) ..	XVI	718-720
Estimates Committee Report, 1964-65 ..	XXXVII	222
Explosions—		
Madras harbour ..	XXXIV	470-471
Godown in Madras City ..	XXIII	2-7
Fire accidents, Madras City ..	XXXII	240
Fisheries development, Pablo Boat No. 100 ..	XXXII	38
Fishermen communities, educational concessions ..	V	756
Fishermen Co-operative Societies, supply of boats ..	XIX	462-463
Fishermen, Thanjavur district ..	XI	297-299
Fissures and Cracks in earth, Washermenpet, Madras City ..	XXXI	571
Foodgrains, arrests for hoarding and selling at higher prices ..	XXXII	593-595
Food poisoning, admission of pupils in the Government Hospital, Kumbakonam (C.A.) ..	XI	17
Food situation, Thanjavur district (C.A.) ..	XL	614
Foodstuffs and essential commodities, soaring prices (A.M.) ..	XXII	50-51
Foreshore Estate—		
Dispensary ..	XXXII	37
Rent ..	XV	16-18
General Sales Tax Act, review ..	XI	321
Gold bonds, subscription by Charitable Endowments and Mutts ..	XXXIX	752
Gold Control Order, pledged gold ornaments ..	XXXVI	13-14
Goldsmiths, free education to children ..	XXIII	421
Government Hospital, Tiruvannamalai, death of a patient ..	IV	551
Government Office Buildings, ..	III	310-311
Government Presses, number ..	XV	81

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Government servants (C.A.) ..	XVI	471-472
Government servants, Dearness and Compensatory allowances, enhancement (C.A.) ..	XVI	471-472
Government servants, revision of travelling allowance.	XXXII	675-676
Governor's Address (M) ..	I	159, 322-326
	VII	212-213
	XVI	184-190
	XV	693
Hari Katha Kalatchepam, Schools ..	XXXIX	11-14
Harijan Hostels, inmates affected by itches, scabies, etc. ..	XXIII	342-343
Harijans, amenities ..	XXV	11
Health Insurance, middle class people ..	XXI	382
High Schools—		
Evening classes ..	XXI	597
Working days ..	XIII	8-9
Home Guards, strength ..	XI	419
Homeopathy, concessions ..	IV	320-321
Housing Schemes, Madras City ..	XXXII	239
Idols, unearthing in Udaiyarkoilpattu village ..	XVI	152
Indian Agricultural Service, constitution ..	XIII	23
Jail for Women, Vellore, death of child ..	XII	134-135
Juvenile Courts, shifting ..	XXXI	565-566
Kodambakkam-Pudur Scheme, Compensation for lands.	IV	435-436
Kuruvarappan Temple, Jayankondan, theft of idols	XXXIV	563-565
Land Ceiling Act, 1961, surplus lands ..	XXIX	697-699
Language Policy, Chief Ministers' Conference ..	IV	335
Loudspeaker, use in Kottur ..	XXXVIII	25
Madhavaram Milk Project, stoppage of milk supply (C.A.) ..	XIII	391-392
Madras City, Master plan ..	XVI	761-766
Madras State, renaming as 'Tamilnad' (R.) ..	XXIII	95-100
Madras State, renaming as Tamilnad, Amendment of the Constitution (R.) ..	XX	182-183
Madras University Act, Amendment ..	VI	384
Madras University (Amendment) Bill, 1962 ..		

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Madras University (Amendment) Bill, 1965	XXXIII	307-312 354
Madurai University Bill, 1965	XXXII	172-174, 250-253, 255-260, 265-268 270-274, 280-281, 286-288, 290-292
Marriages, intercaste	XVI	683-686
Marriages, Registration offices	XIV	242-243
M.B.B.S. Course—		
‘Internee’ and ‘House Surgeoncy’ training, Selection	XI XV	512-514 545-546
Meenakshi Amman Temple, renovation	XV	46
Members of Legislature and Municipal Councils, Wealth	XVIII	405-406
Mid-day meals, students affected by itches, scabies, etc.	XXXIX	10-11
Ministers, temple trustees	XV	693
M.L.A’s cars	XIII	623-627
Motor Car (Distribution and Sale) Control Order, 1959, cases of infringement	XXXIV	316-320
Motor Vehicles, ‘Singing Media’ System	XXXVII	494
Multipurpose Co-operative Society, Sengalipalayam ..	XXXII	473-475
Music treated plants, increase in yield	XXII	298-299
National Savings, State Advisory Board	XV	433-434
‘Nava Mani’, Publication (P.M.)	XXVI	247
Official Language Bill, Press conference	XIII	384-385
Official Language Policy, discussion (M.)	XXIX	918-923
Oil exploration, Cauvery basin	III	13-15
Oil refinery, Cauvery Basin	XI	309-311
Old age pension, details	XL	205
Ombudsman, setting up of similar organisation ..	XVI	566
Opposition Members’ fast, Board with reflection— casting slogan, placing in Fort St. George (P.M.) ..	XXIV	473
Pablo Boats	IV	196

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA—cont.		
Payment of Salaries and Removal of Disqualifications Act, 1951 Amendment (R)	XVI	737
Petrol refinery near Madras	XXI	8-9
Point of Order, Calling Attention Notice	XXV	348-349
Police—		
Changing of head gear	XXVII	343-344
Firing, 1963-64	XXVI	125-130
Lines, Madras, construction	XI	423
Personnel, advance increment	XXVI	521-525
Quarters in Madras City	XII	3
Reorganisation, 1966	XXXVI	12-13
Station, Law College	XII	241-242
Proceedings of the House, statement re conduct of the proceedings	XXVII	449, 451
Public places and streets, change of names	XIX	463
Public Service Commission, Examination in Tamil (R).	XIII	279-281, 298-301
	XII	255-259
Railways, Grant-in-aid to States	III	120-121
Raw films, cut in import (A.M.)	XXVI	526-530
Republican party, agitation		
Rice—		
Distribution of bad quality in Madras City ..	XXIX	724-726
Mills, particulars	XXX	136
Sales by private shops, Family Card System ..	XXIX	834-836
Shops, Mylapore Constituency	XXX	124-125
Supply in Madras City (A.M.)	XXIV	226-227
Ring Road around Madras City, formation	XXXVIII	424-425
Salt, manufacture	XX	279-280
Saraswathi Mahal Library, scrutiny of “Chuvadis” by Central Council of Ayurvedic Research	XX	358-360
School buildings, collapse	XXVI	2
Scooter accident, Mylapore	XXXIX	91
Scooters, prohibition of doubles, riding	XXVII	334-336
Secretariat buildings, structural cracks	XXXVI	487-488
Sheikh Abdullah, maintenance	XXXI	438-439
“Shouting of Slogans” Case, Privileges Committee’s Report (M.)	XXIX	743-746

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA— <i>cont.</i>		
Six Lane Traffic, Mount Road	II	3
Slums -		
Slum clearance, Mylapore	XXIV	660-661
Slum Improvement Trust, constitution	X	12-15
Madras City	XIV XXXIII	282 369-375
Mylapore Constituency	XII	101-102
Small Savings Scheme	X	263-267
Small Savings Scheme, amount realised in 1963-64 and 1964-65	XXXI	724
State Co-operative Bank, building	XL	136
State Co-operative Bank, rule re election of Directors.	XXXIX	346-347
State Housing Board	XXXII	139-144
Accounts	XXIV	450-451
Activities	XXIII	445
Delay in construction work	XIV	282-283
Loss in 1961-62 as a result of Cement distribution.	XL	218
State Legislature (continuance of use of English Language) Bill, 1964	XXIV	52-53
State Transport Bus—		
Damage by fire	XXXI	736
Increase in fares	XIX	243-245
Steel Plant at Salem (C.A.)	XXX	33
Sugar Control	XVI	692
Tamil Medium Courses in Arts Colleges, poor response (C.A.)	XIII	399-400
Taxis in City, Anamalai Bus Transport Company ..	XXI	758-759
Textile Mill by Union Government, establishment in Madras State	XXXII	457-459
Thanjavur Treasury, misappropriation	XVI	137
'The Hindu', alleged distorted reporting in—(P.M.)..	XXXVII	236
Tiruvalluvar Day, declaration as Public holiday (R) ..	XV	500-502
Tiruvalluvar Statue	XIII	146-148
Umanath, Sri (M.P.), Order served on—(D.S.D.) ..	XXXVII	184-188
University (Amendment) Bill, 1962	XII	272-273, 276

Subject. (1)	Volume. (2)	Page. (3)
ARANGANNAL, SRI RAMA— <i>cont.</i>		
University classes, English as medium of instruction	XXIII	430
Untouchability, dramas arranged by Harijan Welfare Department for removal	XXXII	230-231
Western style Hotel near Ururkuppam, Adyar ..	XIV	142-145
Wholesale dealers in rice, Madras City	XXVIII	269
Zinc, mining in Mamandur	XXXIII	472
ARDHANAREESWARA GOUNDER, SRI K. S.—		
Ambattur Township, Constitution (R)	XXX	46-47
Budget (Revised), 1962-63 (G.D.)	II	313-317
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	443
Fisheries	V	346-347
Budget, 1963-64 (G.D.)	VIII	526-530
Budget, 1963-64, Voting—		
Capital Outlay on Public Works—Public Works—		
Establishment and Tools and Plant	XI	45-47
Fisheries	XI	390-392
Public Works—Works	XXVII	45-47
Budget, 1964-65 (G.D.)	XVIII	72-75
Budget, 1964-65, Voting—		
Labour including Factories	XX	47-49
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	84-86
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	349-352
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading	XXVII	228
Education		
Budget, 1966-67, Voting—		
Capital Outlay on Public Works	XXXVI	319
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Compensation to Zamindars	XXXVI	279-280
Famine Relief		
Land Revenue Department		
Stamps Administration		
Cauvery water, distribution under turn system ..	XIV	225

A—cont.					
Subject. (1)		Volume. (2)		Page. (3)	
ARDHANAREESWARA GOUNDER, SRI K. S.—cont.					
D.S.G. (First), 1962-63, G.D.	.. .. .	VII		464-467	
D.S.G. (Second), 1966-67 (G.D.)	.. .. .	XL		503	
Electricity Board Budget	.. .. .	I		579-583	
Official Language Policy, discussion (M)	.. .. .	XXXIII		524-528	
Townships, declaration of certain areas (R)	.. .. .	XXIX		649-653	
		XVI		586-587	
ARUMUGAM, SRI A.—					
Appropriation (No. 2) Bill, 1964	.. .. .	XXI		656-658	
Basic Training School, Tiruvannamalai	.. .. .	II		433-435	
Bridge across Cheyyar, construction	.. .. .	XXVI		422-423	
Budget (Revised), 1962-63 (G.D.)	.. .. .	II		627-628	
Budget, 1962-63, Voting—					
Community Development Projects, etc.	.. .. .	III		146-148	
Public Works—Grants-in-aid	.. .. .	IV		409-410	
Registration	.. .. .	IV	}	638-641	
Stationery and Printing	.. .. .				
Welfare of Scheduled Tribes, Castes and other Backward classes	.. .. .	V		150-152	
Budget, 1963-64, G.D.	.. .. .	IX		94-98	
Budget, 1963-64, Voting—					
Capital Outlay on Irrigation]	.. .. .	XI	}	255-257	
Irrigation	.. .. .				
District Administration and Miscellaneous, Land Revenue Department	.. .. .	XI		464-465	
Registration—Stationery and Printing	.. .. .	X		551-555	
Welfare of Scheduled Tribes, Castes and other Backward Classes	.. .. .	X		201-203	
Budget, 1964-65 (G.D.)	.. .. .	XVIII		199-202	
Budget, 1964-65, Voting—					
Elections	.. .. .	XIX	}	27-31	
Head of State, Ministers and Headquarters Staff	.. .. .				
State Legislature	.. .. .				
Budget, 1965-66, Voting—					
Community Development Projects, etc., Public Works—Grants-in-aid	.. .. .	XXVIII		125-127	
Land Revenue Department	.. .. .	XXVIII	}	478-479	
Stamps Administration	.. .. .				
Famine Relief	.. .. .				
Compensation to Zamindars	.. .. .				

A—cont.				Volume.	Page.
Subject.	(1)	(2)	(3)		
ARUMUGAM, SRI A.—cont.					
Budget, 1965-66, Voting—cont.					
Registration	}	XXIX	295-296		
Jails					
Fisheries					
Stationery and Printing					
Budget, 1966-67, Voting—					
Administration of Justice	}	XXXVII	593		
Road Transport Schemes					
Capital Outlay on Road Transport Schemes	}	XXXVII	90-91		
Community Development Projects, etc.					
Public Works—Grants-in-aid	}	XXXVIII	149-150		
District Administration and Miscellaneous					
Pensions	}	XXXV	151-155		
Miscellaneous					
Other Miscellaneous Compensations and Assignments					
Commuted Value of Pensions					
Loans and Advances by the State Government	}	XXXVIII	52		
Jails					
Registration	}	XXXVIII	35		
Bus Routes, nationalization (R)					
Bus-stand, Tiruvannamalai	}	VI	403-404		
City Magistrates, transfer					
Crops failure and pest attack in Chengam, Polur and Tiruvannamalai taluks (C.A.)	}	XI	3		
Dam across Varattar, Thanipadi					
D.S.G. (First), 1962-63 (G.D.)	}	XII	264-265		
D.S.G. (First), 1964-65, Voting—					
Agriculture	}	VIII	513-514		
Community Development Project, etc.					
Co-operation	}	XII	241		
Industries					
Welfare of Scheduled Tribes, Castes and other Backward Classes	}	VII	438-441		
Electric pumpsets, hardships in getting ownership certificates for installation in North Arcot district (C.A.)					
Electricity Board Budget	}	XXIV	388		
Government College, Tiruvannamalai					
Government Hostel for College Boys, Madras, conveyance	}	XXIV	403-404		
Governor's Address (M)					
	}	XXIV	395-399		
	}	XXIV	400		
	}	XXIV	413-414		
	}	XXI	23		
	}	I	662-663		
	}	II	143-144		
	}	XI	511		
	}	I	235-238		
	}	XVI	41-43		
	}	XXV	412-415		

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARUMUGAM, SRI A.—cont.		
Harijans—		
Appointment	XX	269-270
Co-operative Societies	IV	209-210
Government service	V	792
Hostel, Chengam	XXV	140
House-site, allotment	XXII	304
Students	XXIV	663
Welfare, Special Officer	XII	386
High School at Kalambur, additional block	XXXVII	383
Hospital, Chengam town	XXIX	844
Lands, assignment	XXII	306
Narikuravars, population and franchise	XII	259-261
Non-Gazetted Officers, scale of pay	II	151
Pension, administrative staff in aided colleges	XXIX	327
Police Circle, Chengam	XXV	139
Polytechnic, Sathanur	I	467
Pre-University Classes, admission	XII	264
Public Service Commission, Harijan Member	X	91-92
Pumpsets, installation	XXIII	115-117
Roads in Madras City, taking over	XXIII	329-330
Scheduled Castes, Report of Special Officer <i>re</i> employment	XXI	584
Siddha Vaidyars, registration	XII	372
State Government employees, increased Dearness Allowance	XXXVIII	139-140
Thandarai Vaipur Road, acquisition of lands	XXXVIII	438
Theepandan Dam, Thanipadi firka	XII	3-4
Tribal blocks, establishment	XI	97-98
ARUMUGAM, SRI R. S.—		
Appropriation (No. 3) Bill, 1966	XXXIX	808-812
Budget, 1962-63, Voting—		
Capital Outlay on Public Works	IV	606-608
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Co-operation	V	254-257
Budget, 1963-64 (G.D.)	VIII	412-471

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARUMUGAM, SRI R.S.—cont.		
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development Industries	XI	122-123
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XVIII	42-45
Budget, 1964-65, G.D.		
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	387-389
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.	XXI	514-516
Public Works—Works		
Community Development Projects, etc., Public Works—Grants-in-aid		
Budget, 1965-66, Voting—		
Agriculture	XXVIII	372-374
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	XXVIII	456-458
Land Revenue Department		
Stamps Administration		
Famine Relief	XXXVII	288-290
Compensation to Zamindars		
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XX	94-95
Medical		
Public Health		
Co-operative House Building Society, Naranammalpuram	XXIV	419-420
D.S.G. (First), 1964-65, Voting—		
Irrigation	XII	407-409
Educational pattern (M)	XXII	213-215
Electricity Board Budget	VII	164-168
Governor's Address (M)		
Harijans—		
Colony, Alagiya Pandiapuram, approach road and culvert	XXI	476-477
House-sites, Tirunelveli taluk	XXII	445
Scholarships to students	XII	399
Industrial Training Centre for Women, Thiyagarayanagar, appointment of a separate Principal	XL	744

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARUMUGAM, SRI R. S.—cont.		
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	503-504
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	503-504
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	503-504
Parakramapandy Kanmoi, reconstruction	XIX	459
Rains, damages in Tirunelveli taluk	XI	512
Reading Room, Athimedu	XXIV	549-550
Water-supply, Overhead Tank at Suthamalli	XX	461
ARUMUGAM, SRI S.—		
Agricultural Training School, Veerapandi, starting ..	VI	368
Agriculturists of Kanchamalai, losses incurred (C.A.).	XXXI	348
Aluminium Industry, Mettur	VI	354
Appropriation (No. 3) Bill, 1963	XII	185-188
Assembly and Parliamentary Constituencies, Delimitation Commission's proposals	XXII	274-275
Budget (Revised), 1962-63 (G.D.)	II	298-301
Budget, 1962-63, Voting—		
Community Development Projects, etc.	III	162-163
Budget, 1963-64, G.D.	VIII	452-455
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	254-255
Community Development Projects, etc. Khadi ..	X	307-309
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	209-210
Budget, 1964-65, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	462-465
Compensation to Zamindars	XX	295-296
Famine Relief		
Land Revenue Department		
Stamps Administration	XX	295-296
Co-operation		
Education	XX	136-137
Budget, 1965-66, Voting—		
Irrigation	XXVIII	17-18
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant. Capital Outlay on Public Works		

A—cont.

Subject. (1)	Volume. (2)	Page (3)
ARUMUGAM, SRI S.—cont.		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	137 160-162
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Consumers' Co-operatives, Co-operation	XXXVI	24, 62-64
Community Development Projects, etc.	XXXVIII	144 179-180
Public Works—Grants-in-aid		
Fisheries	XXXVIII	80-82
Stationery and Printing		
Calling attention notice	XVII	301
Causeway across Thirumanimuthar	XXI	796-797
Coal, Rasipuram taluk, occurrence	XXIII	359
Compulsory Deposit Scheme, collection	XIII	369-370
Co-operative Spinning Mill, establishment in Salem district	XXI	637
Craft Assistants, conversion into part-time teachers ..	XXXVI	350
Defence Fund, Collections	XV	96
Developmental Works, Salem district	XIV	146-147
D.S.G. (Final), 1965-66	XXXVIII	251-253
Electricity Board Budget	XIII	679-682
Evening Colleges	XXXII	931
Exhibition, Salem Municipality	XV	548
Governor's Address (M)	I	397-398
Handloom weavers, hardship	VII	175-177
Industries, foreign investment	XII	355
Iron and Steel Industry, Salem, location	XII	391-392
Land Ceiling Act, 1961—	XIII	608-609
Surplus lands	XXXIV	563-565
Local bodies, elections	XIII	1-3
Marriages (Registered), Madras State	XIV	267
Maternity Centres in Panchayat Unions, location ..	XIV	267
Medical College, Salem	XXXIX	620
National Malaria Eradication Programme, employees.	XIV	234-235
New Schools, opening	XV	678-679
No-Confidence Motion against the Ministry (M) ..	XXIV	543-545
	XXXIX	315-320

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARUMUGAM, SRI S.—cont.		
Non-electrification, Elampillai Panchayat areas and some other villages in Salem district	XL	599-602
Official Language, Indian Union	XIV	247-248
Orchard, Salem district	VI	365
Panchayat Union Accountants, appointment	XXXIII	698
Panchayat Unions, classification	XXXIX	108-110
Panchayat Unions, supply of sewing machines	XXXIII	386-387
Panchayat Union Staff, housing facilities	XXII	252-254
Panchayat Union Rural Dispensaries, inspection by Commissioners	XL	221-222
Pesticides, supply	XXIV	552-553
P.U.C. and S.S.L.C. Examinations, Percentage of students passed	XXXII	798
Rural Development Schemes, extension of period of availability of funds to Panchayat Unions	XXXII	694
Rural dispensaries, doctors	XXXII	949
Secondary Schools, free education	XVIII	11-14
Sheikh Abdullah, maintenance	XXXI	438-439
S.S.L.C. Examination 1963, successful candidates	XIV	127-129
Sterilisations, January 1964 to August 1965	XXXIX	914-915
Streets, change of names	XV	557-558
Suicide by Chinnasami	XXI	771-773
Tannery, Chelanaickenpatti, hardship (C.A.)	XI	442-443
Teachers' Training School, Veerapandy Block	VI	489
Temples, Sri Kandasami Temple in Salem district	XL	110
Thirumanimuthar river water, pollution	XXXIV	14
Thirumanimuthar Scheme, implementation	XXXIII	285-286
Village servants, emoluments	XXIII	132
ARUNACHALAM, SRI V.—		
Arrest (Ann.)	IV	455
' Bleeding Madras ', increased production	IV	6-7
Budget (Revised), 1963-64, G.D.	II	178-179
Budget, 1963-64, G.D.	IX	74-76
Budget, 1962-63, Voting—		
District Administration and Miscellaneous, Land Revenue Department	XI	465-466
Budget, 1964-65, G.D.	XVIII	273-274

A—cont.

Subject. (1)	Volume. (2)	Page. (3)
ARUNACHALAM, SRI V.—cont.		
Budget, 1965-66, Voting—		
Community Development Projects, etc., Public Works Grants-in-aid	XXVIII	144-145
Co-operative Housing Schemes, Industrial Workers	II	3
Governor's Address (M)	VII	186-187
	XVI	327-328
Rural Co-operative Housing Societies, Pattukkottai taluk	XXIII	417-418
ARUNACHALAM, SRI V. S.—		
Budget, 1962-63, Voting—		
Co-operation	V	315-317
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	200
Budget, 1963-64, Voting—		
Capital Outlay on Public Health-Medical Public Health	X	428-430
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	230-231
Budget, 1964-65, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	541-542
Budget, 1966-67, Voting—		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	410-411
B		
BALAGAN, SRI A. B.—		
Appropriation (No. 3) Bill, 1963	XII	181-185
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	39-43
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	182-184
Irrigation		
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant. Capital Outlay on Public Works	XXXI	404-407
Five-Year Plan (Fourth), Draft Outline (M)	I	294-296
Governor's Address (M)	VII	325-328
	XVI	378-380
	XXV	354-357

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BALAGANGADHARAN, SRI A. M. P. S.		
Leave of absence (M)	XX	366
BALAKRISHNAN, SRI A. G.		
Additional Assessment and Additional Water Cess (Amendment) Bill, 1966	XXXIX	932-933 934
(Dr.) Ambedkar's books, translation in Tamil	XXXIX	325-326
Appropriation (No. 6) Bill, 1965	XXXII	857-860
Arrest (Ann.)	IV	455
Budget—1962-63, Voting—		
Police	III	335-340
Budget, 1963-64, G.D.	VIII	385-387
Budget, 1963-64, Voting—		
District Administration and Miscellaneous	XI	462-463
Land Revenue Department		
Police	IX	519-521
Budget, 1964-65, G.D.	XVII	356-361
Budget, 1964-65, Voting—		
Community Development Project, etc., Public Works—Grants-in-aid	XXI	525-527
Commuted Value of Pensions	XIX	143, 170-172
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments, Pensions	XX	301-303
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration	XXI	301-304
Fisheries		
Medical	XXI	48-50
Public Health		
Capital Outlay on Public Health	XX	189-194
Police		
Budget, 1965-66, G.D.	XXVI	286-289
Budget, 1965-66, Voting—		
Agriculture	XXVIII	387-388
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Industrial Development	XXVIII	29-31
Industries		

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BALAKRISHNAN, SRI A. G.—cont.		
Budget 1965-66, Voting—cont.		
Land Revenue Department	XXVIII	448
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	XXIX	124, 130- 134
Budget, 1966-67, G.D.	XXXIV	210-215
Budget, 1966-67, Voting—		
Administration of Justice	XXXVII	582
Agriculture	XXXVI	181-182
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Forests	XXXVII	522-523, 531-535
Cinchona		
Forest	XXXVI	398-399
Capital Outlay on Irrigation		
Irrigation	XXXV	67-70
Education		
Fisheries	XXXVIII	86-88 32
Stationery and Printing		
Registration	XL	19-22
Christians (Harijan Converts), concessions	XL	583-584
Cyclone, damages and relief measures, Vanur Block	XL	114-115
Cyclone, electric posts, rectification of damages	XXXII	475-476
District Munsif's Court for Gingee taluk	XXXIX	637-642
D.S.G. (First), 1966-67, G.D.	XL	477-479
D.S.G. (Second), 1966-67, G.D.	XXII	204-207
Electricity Board Budget	XXX	189-193
	XXXIX	193-199
Electricity—		
Extension to Marakkanam and Vanur	XXIII	118-119
Provision of street lights in Marakkanam	XL	115-116
Supply to villages	XXIII	118
Engineering Colleges, admission	XXXIV	232-234
Fire accidents, concessions to Harijans	XXXIX	609-610
Fire outbreak, Tindivanam taluk (C.A.)	XX	185
Fire Service personnel, bonus	XXXVIII	201

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BALAKRISHNAN, SRI A. G.—cont.		
Fire Service Workshop—		
Amalgamation with Transport Workshop	XXXIX	94-95
Inspection report	XXXIX	95-96
Fisheries Department, selection of Research Assistant.	XVIII	322-323
Five-Year Plan (Fourth), Draft outline (M)	XXXI	294-300
Gomukhi Nadhi Project, Cement bags loss	XXXIII	384-385
Government Industrial Training Institute, Melmavur, admission	XXXI	209-211
Government Servants Co-operative House Building Society, representation for assignment of Peravallur lake	XXXIX	99
Governor's Address (M)	IX	341-342
	VII	65-69
	XVI	97-101
	XXV	79-81
	XXXIII	104-108
Harijans—		
Bus permits	XXXIX	898-899
Hand-pounding Workers' Cottage Industrial Co-operative Society, Virinchipuram	XXXII	230
Hill near Tiruvakkarai, Tindivanam taluk, discovery of fossils	XXXII	680-681
Hindu Aided Elementary School, Kattur-Kothamangalam, admission of students	XL	45
Home Guard Bill, 1963	VIII	143-144
Hostels for depressed class students, Tindivanam taluk.	VI	41
Industrial Training Institutes, number of Scheduled Caste and Tribe students admitted	XXXIX	926
Jamabandi, gunny bags for bundling up village records.	XXXIX	343-344
Khadi, sale by Panchayat Unions	XXII	298
Korakeni Panchayat, bifurcation	XXXIX	620-621
Kottakuppam Panchayat, upgrading	XXXIX	231-232
Land Encroachment (Amendment) Bill, 1965	XXXI	678-679
Lands in Marakkanam, maintenance by Forest Department	XXXIV	163-164
Lands in Vanur Block, conversion into poramboke lands	XL	496
Leprosy Clinic, Elathur	XXXI	746
Limestone deposits, Tindivanam	XI	424
Local Bodies, employees	XVIII	205

B—cont.

Subject. (1)	Volume. (2)	Page (3)
BALAKRISHNAN, SRI A. G.—cont.		
Madras-Tirupathi Bus Service, suspension	XXV	330-333
Marakkanam Town Panchayat, link roads	XL	244
M.B., B.S. Degree holders, Adi-Dravida students ..	XXXIX	913
M. C. Rajah Harijan Students Hostel, Saidapet, installation of telephone	XXXIII	686
Medical Colleges, number selected and number of Harijans among them	XXXII	348-349
Minerals, Tindivanam Taluk, exploitation	VI	236
Multi-purpose Co-operative Society in Perumbakkam village, non-functioning	XL	327-328
Panchama waste lands, issue of pattas	XL	579-580
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	198
Panchayats, house rent allowance to panchayat union employees in villages	XVI	350-351
Panchayat Unions—		
Hospital, Vanur	XII	369-370
Roads, taking over by Government	XX	95
Staff	XII	242-243
Perumbakkam-Thiruvakkarai road	VI	227
Police Sub-Inspectors, weekly off	XXXIX	607
Poramboke land assigned to certain panchayats of Vanur Panchayat Union, transfer of pattas ..	XL	754-755
Porcelain factory, establishment at Tiruvakkarai, Tindivanam taluk	XXXII	701
Primary Health Centre, Marakkanam	XL	61
Primary Health Centres, South Arcot district	XL	90-92
Prohibition cases, statement from police stations ..	XXXIX	223
Radios in panchayats, repairs	XXIII	448
Research College for indigenous medicine, establishment at Tindivanam	XL	924
Roads, grants to Panchayat Unions	XIX	459-460
Sathanur and Vidur Reservoirs—Linking	XXX	234-235
Sathanur Reservoir II, ayacut	XXX	235-237
Seed Farms in South Arcot district	XXXII	26
	XXXIV	6-7
Subbiah Nagar near Kiliyanur, opening	XXXIX	900-902
Tank at Kandhadu	XXIV	664

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BALAKRISHNAN, SRI A. G.—cont.			
Fire Service Workshop—			
Amalgamation with Transport Workshop	XXXIX	94-95	
Inspection report	XXXIX	95-96	
Fisheries Department, selection of Research Assistant.	XVIII	322-323	
Five-Year Plan (Fourth), Draft outline (M)	XXXI	294-300	
Gomukhi Nadhi Project, Cement bags loss	XXXIII	384-385	
Government Industrial Training Institute, Melmavur, admission	XXXI	209-211	
Government Servants Co-operative House Building Society, representation for assignment of Peravallur lake	XXXIX	99	
Governor's Address (M)	II	341-342	
	VII	65-69	
	XVI	97-101	
	XXV	79-81	
	XXXIII	104-108	
Harijans—			
Bus permits	XXXIX	898-899	
Hand-pounding Workers' Cottage Industrial Co-operative Society, Virinchipuram	XXXII	230	
Hill near Tiruvakarai, Tindivanam taluk, discovery of fossils	XXXII	680-681	
Hindu Aided Elementary School, Kattur-Kothamangalam, admission of students	XL	45	
Home Guard Bill, 1963	VIII	143-144	
Hostels for depressed class students, Tindivanam taluk.	VI	41	
Industrial Training Institutes, number of Scheduled Caste and Tribe students admitted	XXXIX	926	
Jamabandi, gunny bags for bundling up village records.	XXXIX	343-344	
Khadi, sale by Panchayat Unions	XXII	298	
Korakeni Panchayat, bifurcation	XXXIX	620-621	
Kottakuppam Panchayat, upgrading	XXXIX	231-232	
Land Encroachment (Amendment) Bill, 1965	XXXI	678-679	
Lands in Marakkanam, maintenance by Forest Department	XXXIV	163-164	
Lands in Vanur Block, conversion into poramboke lands	XL	496	
Leprosy Clinic, Elathur	XXXI	746	
Limestone deposits, Tindivanam	XI	424	
Local Bodies, employees	XVIII	205	

B—cont.			
Subject. (1)	Volume. (2)	Page (3)	
BALAKRISHNAN, SRI A. G.—cont.			
Madras-Tirupathi Bus Service, suspension	XXV	330-333	
Marakkanam Town Panchayat, link roads	XL	244	
M.B., B.S. Degree holders, Adi-Dravida students ..	XXXIX	913	
M. C. Rajah Harijan Students Hostel, Saidapet, installation of telephone	XXXIII	686	
Medical Colleges, number selected and number of Harijans among them	XXXII	348-349	
Minerals, Tindivanam Taluk, exploitation	VI	236	
Multi-purpose Co-operative Society in Perumbakkam village, non-functioning	XL	327-328	
	XL	579-580	
Panchama waste lands, issue of pattas			
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	198	
Panchayats, house rent allowance to panchayat union employees in villages	XVI	350-351	
Panchayat Unions—			
Hospital, Vanur	XII	369-370	
Roads, taking over by Government	XX	95	
Staff	XII	242-243	
Perumbakkam-Thiruvakkarai road	VI	227	
Police Sub-Inspectors, weekly off	XXXIX	607	
Poramboke land assigned to certain panchayats of Vanur Panchayat Union, transfer of pattas	XL	754-755	
Porcelain factory, establishment at Tiruvakkarai, Tindivanam taluk	XXXII	701	
Primary Health Centre, Marakkanam	XL	61	
Primary Health Centres, South Arcot district	XL	90-92	
Prohibition cases, statement from police stations ..	XXXIX	223	
Radios in panchayats, repairs	XXIII	448	
Research College for indigenous medicine, establishment at Tindivanam	XL	924	
Roads, grants to Panchayat Unions	XIX	459-460	
Sathanur and Vidur Reservoirs—Linking	XXX	234-235	
Sathanur Reservoir II, ayacut	XXX	235-237	
Seed Farms in South Arcot district	XXXII	26	
	XXXIV	6-7	
Subbiah Nagar near Kiliyanur, opening	XXXIX	900-902	
Tank at Kandhadu	XXIV	664	

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BALAKRISHNAN, SRI A. G.—cont.		
Teachers' Training School for Women at Tiruchittrambalam road junction, land donation	XXXIX	601-602
Thazhangadu-Thenpakkam bridge, repair	VI	222-223
Tiruchittrambalam High School, School fees, payment.	XXXIII	569-570
Vellore Jail, Prisoners	X	92
Vidur Reservoir, canals	XXXIII	479-480
Waste lands in Tindivanam taluk	XXXIX	607-608
Wet lands, Vanur, water logging	XXIV	658-659
White clay in Kumanampattu forest	XXXII	942-943
BHAKTAVATSALAM, SRI M.		
Additional Assessment and Additional Water Cess Bill, 1963	VII VIII	557-561 19, 75-78
Agricultural situation in the Lower Bhavani area (A.M.)	XXIV	285-286
Agriculturists in Vanavasi, Pakkanad Forest area, Salem district, eviction (A.M.)	XXXIX	112-113
Agriculturists Relief (Amendment) Bill, 1965	XXXI	122-123, 124
A. K. R. Farm, Karuppur, dispute between Tenants and Mirasdar (A.M.)	XXXIV	243-244
Alagappa College, Karaikudi, fast by students (A.M.) ..	XXXIII	291-292
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	340-342
Anti-Hindi agitation, action of Police (C.A. St.) ..	XXVI	434-436
Anti-Hindi agitation, Chidambaram and Madurai incidents (C.A. St.)	XXVI	340-341,
Appropriation Bill, 1962	V	521, 671-696
Appropriation (No. 2) Bill, 1963	XII	46, 136-137
Appropriation (No. 3) Bill, 1963	XII	99, 137, 201-217
Appropriation (No. 4) Bill, 1963	XIII XIV	644 29-30
Appropriation (No. 5) Bill, 1963	XV	597, 753
Appropriation (No. 6) Bill, 1963	XV	597, 753-754
Appropriation Bill, 1964	XVI	545, 606, 614-623

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
IAKTAVATSALAM, SRI M.—cont.		
Appropriation (No. 2) Bill, 1964	XXI	570, 640, 708-724
Appropriation (No. 3) Bill, 1964	XXI	509-510, 639-640
Appropriation (No. 6) Bill, 1964	XXIV	477
Appropriation (No. 7) Bill, 1964	XXIV	477-479
Appropriation Bill, 1965	XXV XXV	319 516-517
Appropriation (No. 2) Bill, 1965	XXIX	317-318, 469, 520, 533
Appropriation (No. 3) Bill, 1965	XXIX	534
Appropriation (No. 4) Bill, 1965	XXXI	649
Appropriation (No. 5) Bill, 1965	XXXII	779, 839
Appropriation (No. 6) Bill, 1965	XXXII	780, 839, 885-900
Appropriation Bill, 1966	XXXVIII	199, 327, 387-402
Appropriation (No. 2) Bill, 1966	XXXVIII	285, 402
Appropriation (No. 3) Bill, 1966	XXXIX	694, 788, 821-829
Appropriation (No. 4) Bill, 1966	XL	654
Appropriation (No. 5) Bill, 1966	XL	527, 654
Arjunan, Shooting by Police at Coimbatore (A.M.) ..	XXIV	235-236, 238
Arrests of—		
A Member, delay in intimation (Privilege Matter) ..	XXXIX	121-122, 235-236
D.M.K. Members (A.M.)	V	164
D.M.K. Volunteers and failure to protect D.M.K. Councillors of Madras Corporation and failure to protect political leaders in Madras City against rowdy elements (A.M.)	XVII	20-22
Sarvodaya Workers in Madurai district (A.M.) ..	XXX	440-443
Some Members (Privilege Matter)	XVI	369-373
Students (A.M.)	XXX	29-30
Assembly proceedings, publication of expunged portions in "Navasakthi" (Privilege Matter)	XXXV	17
Backward areas in the State, failure of Government to secure additional allotment for (A.M.)	XXXVIII	232-234
Betterment levy and land revenue collection in Manimuthar area (A.M.)	XXXIV	168-169

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Board of Industries, election (M)	XXXII	
Bonus dispute between Textile Workers and Textile Mills in Coimbatore Region (A.M.)	XXXII	159-165
"Broadway Times" cases (Nos. 1 and 2) Reports of Committee of Privileges (M)	XXIX	587, 588, 589
Broadway Times, news item (P.M.)	XVI	28
"Broadway Times" Publication, (P.M.)	XVII	88, 301
Budget proposals and publication of educational policy, disclosure of (Privilege matter)	II	259-261
Budget (Revised), 1962-63—		
Presentation	II	22-80
G.D.	II	722-751
Budget, 1962-63, Voting—		
Administration of Justice	V	518
Agriculture	III	74, 75, 79, 89
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Cinchona	V	519
Community Development Projects, etc.	III	123-128, 176-188
Commuted value of Pensions	V	520
Education	IV	118, 175-188
Elections	III	238, 290-301
Head of State, Ministers and Headquarters Staff		
Jails	V	518
Khadi	V	519
Labour including factories	III	449-455, 518-535
Loans and advances by State Government	V	520
Miscellaneous	V	519
Motor Vehicles Acts—Administration	IV	29-30, 79-88
Other Miscellaneous Contributions and Assignments	V	520
Pensions	V	519
Police	III	329-330, 331, 402-417
State Legislature	III	213, 231-238
Budget, 1963-64—		
Presentation	VIII	191-219

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Budget, 1963-64—cont.		
G.D.	VIII	322, 520-525
Jails	IX	68, 294-327
Budget, 1963-64, Voting—		
Administration of Justice	XI	18, 29-36
Jails		
Community Development Projects, etc.	X	275, 358-372
Khadi		
Commuted value of Pensions	XII	97-98
Education	X	103, 158-170
Elections	IX	347, 349, 373, 377, 379, 380, 397-408
Head of State, Ministers and Headquarters staff		
Pensions		
State Legislature		
Labour including Factories	X	17-22, 41-44
Loans and advances by the State Government	XII	98
Miscellaneous	XII	97
Motor Vehicles Acts	X	44, 63-67
Administration		
Other Miscellaneous Contributions and Assignments	XII	97
Police	IX	518-519, 525, 536, 573-580
Public Works—Grants-in-Aid	X	624-625
Registration, Stationery and Printing	X	546
Budget, 1964-65—		
Presentation	XVII	179-198
G.D.	XVIII	134, 137, 144, 145, 147, 154, 155, 174, 330, 335, 338, 341, 371, 471-497
Budget, 1964-65, Voting—		
Commuted Value of Pensions	XIX	143, 144, 210-220
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments	XX	160-173
Pensions		
Education		
A. 158-8		

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, SRI M.—cont.			
Budget 1964-65, Voting—cont.			
Elections	XIX	14, 15, 16, 97-100	
Head of State, Ministers and Headquarters Staff			
State Legislature			
Jails	XXI	298-300	
Labour including Factories	XX	16, 18, 67-70	
Police	XX	219, 223, 250	
Budget, 1965-66—			
Presentation	XXVI	14-41	
G.D.	XXVII	757-786	
Budget, 1965-66, Voting—			
Administration of Justice	XXIX	62-69, 70	
Community Development Project, etc.	XXVIII	166	
Public Works—Grants-in-Aid			
District Administration and Miscellaneous	XXVII	263, 264, 320-339	
Pensions			
Other Miscellaneous Contributions and Assignments			
Commuted Value of Pensions			
Loans and Advances by the State Government			
Miscellaneous	XXVII	182	
Education			
Labour including Factories	XXVII	239-250	
Police	XXVII	105, 109 156-162	
State Legislature, Elections, Head of State, Ministers and Headquarters Staff	XXVII	399-406, 407	
Budget, 1966-67—			
Presentation	XXXIV	20-60	
G.D.	XXXIV	600, 630-661	
Budget, 1966-67, Voting—			
District Administration and Miscellaneous	XXXV	130, 131, 132, 140, 201, 205- 219	
Pensions			
Miscellaneous			
Other Miscellaneous Compensation and Assign- ments			
Commuted Value of Pensions			
Loans and Advances by the State Government	XXXV	17, 18, 23 24, 32, 85-86	
Education			
		98, 99-103 104, 105-106	

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, SRI M.—cont.			
Budget, 1966-67, Voting—cont.			
Labour including Factories	XXXV	245, 251, 252, 257, 316-324	
State Legislature	XXXV	364, 365, 371, 372, 400, 419, 426, 429-446	
Elections			
Head of State, Ministers and Headquarters Staff			
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	518, 527	
Buildings (Lease and Rent Control) Second Amend- ment Bill, 1962	XII	271	
Buildings (Lease and Rent Control) Amendment Bill, 1963	XIII	498-499	
Burma Repatriates, financial assistance (A.M.)	XXXIV	170-171	
Business of the House, change in order (M)	III V	123 521, 817-818	
	X	532	
	XI	18	
	XIII	637	
	XIV	57	
	XV	356-357	
	XVI	546, 604	
	XVII	90	
	XVIII	413	
	XXI	332-333	
	XXV	516	
	XXVI	244-246	
	XXVIII	10	
	XXIX	737	
	XXXI	648	
	XXXII	202	
	XXXV	129-130, 446-447	
	XXXIX	931	
Bus Routes, Nationalization (R)	VI	415-418, 420	
Calling Attention Statement, delay	VIII	315	
Central Jail, Madras alleged torture in—Point of Information	V	796-799	
Ceylon Nationals of Indian Origin Repatriation (A.M.)	XXXVII	228, 230-231	
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	14-21, 24, 39	
City Hotels, rise in price of foodstuffs (A.M.)	XXXV	128-129	

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, SRI M.—cont.			
Budget 1964-65, Voting—cont.			
Elections	XIX	14, 15, 16 97-100	
Head of State, Ministers and Headquarters Staff			
State Legislature			
Jails	XXI	298-300	
Labour including Factories	XX	16, 18 67-70	
Police	XX	219, 223 256	
Budget, 1965-66—			
Presentation	XXVI	14-41	
G.D.	XXVII	757-786	
Budget, 1965-66, Voting—			
Administration of Justice	XXIX	62-69, 70	
Community Development Project, etc.	XXVIII	166	
Public Works—Grants-in-Aid			
District Administration and Miscellaneous			
Pensions	XXVII	263, 264 320-339	
Other Miscellaneous Contributions and Assignments			
Commuted Value of Pensions			
Loans and Advances by the State Government			
Miscellaneous			
Education	XXVII	182 239-250	
Labour including Factories	XXVII	105, 109 156-162	
Police	XXVII	399-406, 407	
State Legislature, Elections, Head of State, Ministers and Headquarters Staff	XXVII	13, 71-81	
Budget, 1966-67—			
Presentation	XXXIV	20-60	
G.D.	XXXIV	600, 630-661	
Budget, 1966-67, Voting—			
District Administration and Miscellaneous	XXXV	130, 131, 132, 140, 201, 205- 219	
Pensions			
Miscellaneous			
Other Miscellaneous Compensation and Assign- ments			
Commuted Value of Pensions			
Loans and Advances by the State Government	XXXV	17, 18, 23 24, 32, 65-86 93, 95-103 104, 106-108	
Education			

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, SRI M.—cont.			
Budget, 1966-67, Voting—cont.			
Labour including Factories	XXXV	245, 251, 252, 257, 316-324	
State Legislature	XXXV	364, 365, 371, 372, 400, 419, 426, 429-446	
Elections			
Head of State, Ministers and Headquarters Staff			
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	518, 527	
Buildings (Lease and Rent Control) Second Amend- ment Bill, 1962	XII	271	
Buildings (Lease and Rent Control) Amendment Bill, 1963	XIII	498-499	
Burma Repatriates, financial assistance (A.M.)	XXXIV	170-171	
Business of the House, change in order (M)	III V	123 521, 817-818	
	X	532	
	XI	18	
	XIII	637	
	XIV	57	
	XV	356-357	
	XVI	546, 604	
	XVII	90	
	XVIII	413	
	XXI	332-333	
	XXV	516	
	XXVI	244-246	
	XXVIII	10	
	XXIX	737	
	XXXI	648	
	XXXII	202	
	XXXV	129-130, 446-447	
	XXXIX	931	
Bus Routes, Nationalization (R)	VI	415-418, 420	
Calling Attention Statement, delay	VIII	315	
Central Jail, Madras alleged torture in—Point of Information	V	796-799	
Ceylon Nationals of Indian Origin Repatriation (A.M.)	XXXVII	228, 230-231	
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	14-21, 24, 39	
City Hotels, rise in price of foodstuffs (A.M.)	XXXV	128-129	

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
City Municipal Corporation (Amendment) Bill, 1965.	XXX	348, 563-565, 570-573
	XXXI	30, 81-91, 95, 96, 97-99, 107, 109
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964 ..	XVI	546, 557-560, 561
Church of South India, alleged unrest in Vellore over lease of land to (A.M.)	XXXIII	594, 704
Committees—		
Committee to reduce prices, prevent hoarding, etc., and arrest adulteration (R)	XV	521
Estimates—Association of Council Members (R)	I	553-555
	XIII	499
	XXXI	761
Estimates—election (M)	I	55-56
	XIII	35
	XXV	38-39
	XXX	143
House—election (M)	I	56-57
	X	102
	XX	281
	XXXIV	244
Privileges—election (M)	I	56
	XI	530-531
	XX	281-282
	XXXIV	244
Public Accounts—, Association of Council Members (R)	I	555-556, 499
	XIII	791
	XXXI	54-55
	I	36
	XIII	144
	XXX	
Subordinate Legislation—, Association of Council Members (R)	I	58
	XII	136
	XXI	639
	XXVIII	507
	XXXVII	245
	XXXI	17-18
Communists, arrest in Tuticorin (A.M.)		
Constitution (Thirteenth Amendment) Bill, 1962— Ratification (R)	VI	271-272
Constitution (Fourteenth Amendment) Bill, 1962— Ratification (R)	VI	255-257, 268-271
Constitution (Fifteenth Amendment) Bill, 1963— Ratification (R)	XIII	36-38, 50, 59-64

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Constitution (Sixteenth Amendment) Bill, 1963— Ratification (R)	XIII	64-68, 225-239
Contingency Fund (Amendment) Bill, 1965 ..	XXV	94, 97, 99
Corporation of Madras—		
Detention of Mayor and Deputy Mayor, state- ments due to—(C.A. St.)	V	799, 801-803
Purchase of lorries by, Point of information ..	XVI	704-705
Craft Instructors, reversion (C.A. St.)	VIII	13-14
Crops, failure in Kanyakumari District (A.M.) ..	XXXII	361
Cyclone, Coimbatore and Madurai districts (St.) ..	I	640-642
Cyclone havoc and relief measures, statement by Chief Minister (Discussion)	XL	828-834
Cyclone, havoc caused (C.A. St.)	XL	615-618
Cyclone, relief to fishermen and other victims (A.M.)	XL	225-228
'Daily Thanthi', alleged lawlessness in the office, (A.M.)	XXXIII	592, 593
'Daily Thanthi', alleged misreporting (P.M.) ..	V	793-795
	III	327-328
Dam across Cauvery (A.M.)		
Death of a person in police custody at Tiru- mangalam (A.M.)	XV	256-257
Death of school children in Sivakasi after taking mid-day meals (C.A. St.)	XVI	368-369
	XV	460
D.E.E. 1959-60, Presentation		
D.E.E., 1959-60, Voting—		
Administration of Justice	XV	593
Capital Outlay on Irrigation	XV	594
Capital Outlay on Public Health	XV	595
Capital Outlay on Public Health	XV	594
Civil Works—Establishment and Tools and Plant.	XV	594
Civil Works—Works	XV	593
Elections		
General Sales Tax and other Taxes and Duties, Administration	XV	593
	XV	594
Harijan Uplift	XV	593
Irrigation	XV	593
Police	XV	592
Stamps Administration		

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.E.E., 1959-60, Voting— <i>cont.</i>		
Stationery and Printing	XV	594
D.E.E., 1960-61, presentation	XV	460
D.E.E., 1960-61, Voting—		
Capital Outlay on Irrigation	XV	596
Capital Outlay on Public Health	XV	596
Civil Works—Works	XV	596
Head of State, Ministers and Headquarters Staff ..	XV	595
Labour including factories	XV	595
Land Revenue	XV	595
Road Transport Schemes	XV	596
Stamps Administration	XV	595
D.E.E., 1961-62, presentation	XXIV	241-242
D.E.E., 1962-63, Voting—		
Administration of Justice	XXXII	753
Capital Outlay on Public Health	XXXII	755
Community Development Projects, etc.	XXXII	753
Irrigation	XXXII	754
Jails	XXXII	753
Khadi	XXXII	753
Medical	XXXII	753
Motor Vehicles Acts—Administration	XXXII	752
Other Miscellaneous Contributions and Assignments.	XXXII	755
Pensions	XXXII	754
Public Works—Establishment and Tools and Plant.	XXXII	754
Public Works—Works	XXXII	754
Road Transport Schemes	XXXII	754
D.E.E., 1963-64, presentation	XL	228-229
D.E.E., 1963-64, Voting—		
Administration of Justice	XL	519
Agriculture	XL	520
Capital Outlay on Forest	XL	522
Capital Outlay on Road Transport Schemes	XL	522
Community Development Projects, etc.	XL	520

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.E.E., 1963-64, Voting— <i>cont.</i>		
Commuted Value of Pensions	XL	522
Famine Relief	XL	521
Forest Department	XL	522
Head of State, Ministers and Headquarters Staff ..	XL	519
Irrigation	XL	520
Medical	XL	519
Pensions	XL	521
Public Works—Establishment and Tools and Plant.	XL	521
Public Works—Works	XL	520
Road Transport Schemes	XL	521
State Legislature	XL	519
Stationery and Printing	XL	521
Welfare of Scheduled Tribes, Castes and Other Back-ward Classes	XL	520
Defence of India Rules and detention of D.M.K. Members (A.M.)	XXX	32-33
Delay in furnishing information by departments, Point of Order	XXV	518
"Dinamani" Sub-Editorial (Privilege Matter) ..	XV	259-260
"Dina Thanthi Case", Report of Committee of Privileges	XIII	158
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	282-290
District Development Councils (Amendment) Bill, 1965	XXX	348, 555-556, 561-563, 954, 961
District Municipalities Bill, 1966	XXXIX	636
District Police (Amendment) Bill, 1963	XIII XIV	323-325, 357-362, 363, 364
Division after application of Guillotine, Point of Order	XXXVIII	198, 229-230
Dravida Munnetra Kazhagam—		
Agitation, Police action (Dis. S.D.)	V	523-524
Chief Minister's attack on—in a public speech, Point of Order	XXV	510
Members, absence from House	V	162, 163

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Dravida Munnetra Kazhagam—cont.		
Members of the House, functioning in view of the Party's announcement to burn a part of the Constitution (Privilege Matter)	XV	747-748
Picketing and arrest of some Members of D.M.K. Legislature party, alleged violence by Police (A.M.)	IV	456-459, 462-463 426-427
Picketing, Point of Information	IV	
Drought conditions in Thanjavur district (A.M.) ..	XXXIV	170
D.S.G. (First), 1962-63—		
G.D.	VII	491-502
Presentation	VII	14-18
D.S.G. (First), 1962-63, Voting—		
Agriculture	VII	520
Animal Husbandry	VII	520
Capital Outlay on Forests	VII	525
Capital Outlay on Industrial Development	VII	524
Capital Outlay on Irrigation	VII	524
Capital Outlay on Public Health	VII	523-524
Capital Outlay on Public Works	VII	524
Capital Outlay on Schemes of Government Trading	VII	525
Community Development Projects	VII	521
Co-operation	VII	520
District Administration and Miscellaneous	VII	518
Education	VII	519
General Sales Tax and Other Taxes and Duties—		
Administration	VII	517-518
Head of State, Ministers and Headquarters Staff ..	VII	518
Industries	VII	520
Irrigation	VII	521-522
Labour including Factories	VII	522
Land Revenue Department	VII	517
Loans and Advances by the State Government ..	VII	525
Miscellaneous	VII	523
Motor-Vehicles Acts, Administration	VII	517

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (First), 1962-63, Voting—cont.		
Pensions	VII	523
Police	VII	519
Public Health	VII	519
Public Works—Establishment and Tools and Plant	VII	522
Public Works—Grants-in-aid	VII	522
Public Works—Works	VII	522
Road Transport Schemes	VII	522-523
State Legislature	VII	518
Stationery and Printing	VII	523
Welfare of Scheduled Tribes, Castes and other Backward Classes	VII	521
D.S.G. (Final), 1962-63—		
Presentation	XI	443-445
G.D.	XI	537-539
D.S.G. (Final), 1962-63, Voting—		
Administration of Justice	XII	33-34
Agriculture	XII	35
Capital Outlay on Agriculture	XII	43-44
Capital Outlay on Forests	XII	45
Capital Outlay on Industrial Development	XII	44
Capital Outlay on Irrigation	XII	45
Capital Outlay on Public Health	XII	42
Capital Outlay on Public Works	XII	45
Capital Outlay on Schemes of Government Trading	XII	45
Cinchona	XII	36
Community Development Projects, etc.	XII	37
Co-operation	XII	36
District Administration and Miscellaneous	XII	33
Education	XII	34
Elections	XII	32
Famine Relief	XII	41
Fisheries	XII	35
Forest Department	XII	42

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, Sri M.—cont.			
D.S.G. (Final), 1962-63, Voting—cont.			
General Sales Tax and other taxes and duties— Administration	XII	31	
Head of State, Ministers and Headquarters staff ..	XII	32	
Industries	XII	36	
Irrigation	XII	39	
Jails	XII	34	
Khadi	XII	36	
Labour including Factories	XII	37	
Medical	XII	34	
Miscellaneous	XII	41	
Motor Vehicles Acts—Administration	XII	30, 31	
Other Miscellaneous Contributions and Assign- ments	XII	42	
Pensions	XII	41	
Police	XII	34	
Public Health	XII	35	
Public Works—Establishment and Tools and Plant	XII	39, 40	
Public Works—Works	XII	39	
Road Transport Schemes	XII	40	
Stamps Administration	XII	32	
State Legislature	XII	32	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XII	37, 38	
D.S.G. (First), 1963-64—			
Presentation	XIII	153-157	
G.D.	XIII	536-550	
D.S.G. (First), 1963-64, Voting—			
Agriculture	XIII	639	
Animal Husbandry	XIII	640	
Capital Outlay on Industrial Development	XIII	643	
Capital Outlay on Irrigation	XIII	643	
Capital Outlay on Public Works	XIII	643	
Capital Outlay on Road Transport Schemes	XIII	643-644	
Community Development Projects, etc.	XIII	640	

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, Sri M.—cont.			
D.S.G. (First), 1963-64, Voting—cont.			
District Administration and Miscellaneous ..	XIII	638	
Education	XIII	639	
Fisheries	XIII	640	
Forest Department	XIII	642	
General Sales Tax and other taxes and duties— Administration	XIII	637	
Head of State, Ministers and Headquarters staff ..	XIII	638	
Industries	XIII	640	
Irrigation	XIII	641	
Medical	XIII	639	
Police	XIII	638	
Public Health	XIII	639	
Public Works—Establishment and Tools and Plant..	XIII	641	
Public Works—Grants-in-aid	XIII	641-642	
Road Transport Schemes	XIII	642	
Stationery and Printing	XIII	642	
Welfare of Scheduled Tribes, Castes and other Back- ward classes	XIII	641	
D.S.G. (Second), 1963-64—			
Presentation	XVI	32-35	
G.D.	XVI	502, 526- 530, 531	
D.S.G. (Second), 1963-64, Voting—			
Agriculture	XVI	541	
Animal Husbandry	XVI	541	
Capital Outlay on Industrial Development	XVI	544	
Capital Outlay on Irrigation	XVI	544	
Capital Outlay on Public Health	XVI	544	
Capital Outlay on Public Works	XVI	545	
Community Development Projects, etc.	XVI	542	
District Administration and Miscellaneous	XVI	540	
Education	XVI	541	
Famine Relief	XVI	543	
Fisheries	XVI	541	

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (Second), 1963–64, Voting—cont.		
Forest Department	XVI	544
Head of State, Ministers and Headquarters staff ..	XVI	531, 538–540
Industries	XVI	542
Labour including Factories	XVI	542
Loans and Advances by the State Government ..	XVI	545
Medical	XVI	541
Miscellaneous	XVI	543
Other Miscellaneous Contributions and Assignments.	XVI	544
Public Health	XVI	541
Public Works—Establishment and Tools and Plant..	XVI	543
Public Works—Grants-in-aid	XVI	543
Public Works—Works	XVI	543
Stationery and Printing	XVI	543
Welfare of Scheduled Castes, Tribes and other Back- ward Classes	XVI	542
D.S.G. (Final), 1963–64—		
Presentation	XXI	242–243
G.D.	XXI	413–420
D.S.G. (Final), 1963–64, Voting—		
Administration of Justice	XXI	502
Agriculture	XXI	503
Animal Husbandry	XXI	503
Capital Outlay on Agriculture	XXI	507
Capital Outlay on Forests	XXI	509
Capital Outlay on Industrial Development ..	XXI	508
Capital Outlay on Irrigation	XXI	508
Capital Outlay on Public Works	XXI	508
Capital Outlay on Schemes of Government Trading.	XXI	509
Cinchona.. .. .	XXI	504
Community Development Projects, etc.	XXI	504
Commuted value of Pensions	XXI	509
Co-operation	XXI	503–504

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (Final), 1963–64, Voting—cont.		
District Administration and Miscellaneous ..	XXI	502
Education	XXI	502
Fisheries	XXI	503
Forest Department	XXI	507
General Sales Tax and other taxes and duties— Administration	XXI	501
Head of State, Ministers and Headquarters staff ..	XXI	501–502
Irrigation	XXI	505
Jails	XXI	502
Labour including Factories	XXI	504
Medical	XXI	503
Miscellaneous	XXI	506
Motor Vehicles Acts—Administration	XXI	500–501
Other Miscellaneous Contributions and Assignments.	XXI	507
Pensions	XXI	506
Public Works—Establishment and Tools and Plant.	XXI	505
Public Works—Grants-in-aid	XXI	505–506
Public Works—Works	XXI	505
Road Transport Schemes	XXI	506
Stationery and Printing	XXI	507
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	XXI	504–505
D.S.G. (Second), 1964–65—		
Presentation	XXIV	242–245
G.D.	XXIV	325, 355–361
D.S.G. (Third), 1964–65—		
Presentation	XXV	43–46
G.D.	XXV	297–308
D.S.G. (Third), 1964–65, Voting—		
Agriculture	XXV	312
Animal Husbandry	XXV	313
Appropriation to the Contingency Fund	XXV	319
Capital Outlay on Agriculture	XXV	315

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (Third), 1964–65, Voting—cont.		
Capital Outlay on Consumers' Co-operatives ..	XXV	316
Capital Outlay on Industrial Development ..	XXV	316
Capital Outlay on Irrigation	XXV	316
Capital Outlay on Public Works	XXV	316
Capital Outlay on Road Transport Schemes ..	XXV	316
Capital Outlay on Schemes of Government Trading	XXV	317–318
Community Development Projects, National Extension Service and Local Development Works.	XXV	313
Co-operation	XXV	313
District Administration and Miscellaneous ..	XXV	311
Education	XXV	312
Famine Relief	XXV	316
Fisheries	XXV	313
General Sales Tax and other Taxes and Duties Administration	XXV	311
Head of State, Ministers and Headquarters staff ..	XXV	311
Industries	XXV	313
Irrigation	XXV	314
Jails	XXV	311
Labour including Factories	XXV	314
Land Revenue Department	XXV	310
Loans and Advances by the State Government ..	XXV	319
Medical	XXV	312
Miscellaneous	XXV	315
Motor Vehicles Acts—Administration	XXV	311
Police	XXV	312
Public Health	XXV	312
Public Works—Establishment and Tools and Plant.	XXV	314
Public Works—Grants-in-aid	XXV	315
Public Works—Works	XXV	314
Road Transport Schemes	XXV	315
Stationery and Printing	XXV	315
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXV	314

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (Final), 1964–65—		
Presentation	XXIX	13–15
G.D.	XXIX	407–409
Voting—		
Administration of Justice	XXIX	421
Agriculture	XXIX	422
Animal Husbandry	XXIX	422
Capital Outlay on Consumers' Co-operatives ..	XXIX	425
Capital Outlay on Industrial Development ..	XXIX	426
Capital Outlay on Irrigation	XXIX	426
Capital Outlay on Public Works	XXIX	426
Capital Outlay on Road Transport Schemes ..	XXIX	426
Capital Outlay on Schemes of Government Trading.	XXIX	426
Cinchona	XXIX	423
Community Development Projects, etc.	XXIX	423
Co-operation	XXIX	422
District Administration and Miscellaneous ..	XXIX	421
Education	XXIX	424
Famine Relief	XXIX	422
Fisheries	XXIX	425
Forest Department	XXIX	420
Head of State, Ministers and Headquarters staff ..	XXIX	423
Industries	XXIX	424
Irrigation	XXIX	421
Jails	XXIX	423
Khadi	XXIX	423
Labour including Factories	XXIX	420
Land Revenue Department	XXIX	427
Loans and Advances by the State Government ..	XXIX	421
Medical	XXIX	425
Miscellaneous	XXIX	420
Motor Vehicles Acts—Administration	XXIX	425
Other Miscellaneous Contributions and Assignments.	XXIX	425

B—cont.		Volume.	Page.
Subject.	(1)	(2)	(3)
BHAKTAVATSALAM, SRI M—cont.			
D.S.G. (Final), 1964-65—cont.			
Voting—cont.			
Police	XXIX	421	
Public Health	XXIX	422	
Public Works—Establishment and Tools and Plant.	XXIX	424	
Public Works—Grants-in-aid	XXIX	424	
Public Works—Works	XXIX	424	
Registration Department	XXIX	420	
Stamps—Administration	XXIX	420	
Stationery and Printing	XXIX	425	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	423	
D.S.G. (First), 1965-66—			
Presentation	XXX	447-450	
G.D.	XXX	664-670	
Voting—			
Agriculture	XXX	672	
Animal Husbandry	XXX	672	
Capital Outlay on Agriculture	XXX	674	
Capital Outlay on Industrial Development	XXX	674	
Capital Outlay on Irrigation	XXX	674	
Capital Outlay on Public Health	XXX	674	
Capital Outlay on Public Works	XXX	674	
Capital Outlay on Schemes of Government Trading	XXX	674	
Compensation to Zamindars	XXX	673	
Co-operation	XXX	672	
District Administration and Miscellaneous	XXX	671	
Education	XXX	671	
Head of State, Ministers and Headquarters staff	XXX	671	
Industries	XXX	672	
Irrigation	XXX	673	
Labour including Factories	XXX	672	
Loans and Advances by the State Government	XXX	675	
Medical	XXX	671	

B—cont.		Volume.	Page.
Subject.	(1)	(2)	(3)
HAKTAVATSALAM, Sri M—cont.			
D.S.G. (First), 1965-66, Voting—cont.			
Miscellaneous		XXX	673
Motor Vehicles Acts—Administration		XXX	670
Police		XXX	671
Public Health		XXX	672
Public Works—Establishment and Tools and Plant		XXX	673
Public Works—Grants-in-aid		XXX	673
Public Works—Works		XXX	673
D.S.G. (Second), 1965-66—			
G.D.		XXXII	770-773
Voting—			
Administration of Justice		XXXII	774
Agriculture		XXXII	775
Animal Husbandry		XXXII	776
Capital Outlay on Industrial Development		XXXII	778
Capital Outlay on Irrigation		XXXII	778
Capital Outlay on Public Works		XXXII	778
Capital Outlay on Road Transport Schemes		XXXII	778
Capital Outlay on Schemes of Government Trading		XXXII	779
Co-operation		XXXII	776
District Administration and Miscellaneous		XXXII	774
Education		XXXII	775
Elections		XXXII	775
Fisheries		XXXII	774
General Sales Tax and Other Taxes and Duties Administration		XXXII	774
Head of State, Ministers and Headquarters staff.		XXXII	776
Industries		XXXII	776
Irrigation		XXXII	773
Land Revenue Department		XXXII	779
Loans and Advances by the State Government		XXXII	775
Medical		XXXII	777
Miscellaneous		XXXII	777
A. 198—10			

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
HAKTAVATSALAM, SRI M.—cont.			
D.S.G. (Second), 1965-66 Voting—cont.			
Motor Vehicles Acts—Administration	XXXII	773	
National Emergency	XXXII	777	
Other Miscellaneous Contributions and Assign- ments	XXXII	778	
Police	XXXII	775	
Public Health	XXXII	775	
Public Works—Establishment and Tools and Plant	XXXII	777	
Public Works—Grants-in-aid	XXXII	777	
Public Works—Works	XXXII	776	
Road Transport Schemes	XXXII	777	
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXII	776	
D.S.G. (Final), 1965-66—			
Presentation	XXXVIII	29-32	
G.D.	XXXVIII	270-277	
Voting—			
Administration of Justice	XXXVIII	278	
Agriculture	XXXVIII	279	
Animal Husbandry	XXXVIII	280	
Capital Outlay on Agriculture	XXXVIII	283	
Capital Outlay on Consumers, Co-operatives ..	XXXVIII	283	
Capital Outlay on Industrial Development ..	XXXVIII	283	
Capital Outlay on Irrigation	XXXVIII	284	
Capital Outlay on Public Works	XXXVIII	284	
Capital Outlay on Road Transport Schemes ..	XXXVIII	284	
Capital Outlay on Schemes of Government Trad- ing	XXXVIII	284	
Cinchona	XXXVIII	280	
Community Development Projects, etc. ..	XXXVIII	280	
Commuted Value of Pensions	XXXVIII	284	
Co-operation	XXXVIII	280	
Education	XXXVIII	279	
Famine Relief	XXXVIII	282	

B—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
BHAKTAVATSALAM, SRI M.—cont.			
D.S.G. (Final), 1965-66, Voting—cont.			
Fisheries	XXXVIII	279	
Forest Department	XXXVIII	283	
General Sales Tax and other Taxes and Duties— Administration	XXXVIII	278	
Head of State, Ministers and Headquarters staff ..	XXXVIII	278	
Industries	XXXVIII	280	
Irrigation	XXXVIII	281	
Jails	XXXVIII	278	
Labour including Factories	XXXVIII	280	
Land Revenue Department	XXXVIII	277	
Loans and Advances by the State Government ..	XXXVIII	285	
Medical	XXXVIII	279	
Miscellaneous	XXXVIII	282	
Motor Vehicles Acts—Administration	XXXVIII	277	
Other Miscellaneous Compensations and Assign- ments	XXXVIII	283	
Police	XXXVIII	279	
Public Health	XXXVIII	279	
Public Works—Establishment and Tools and Plant	XXXVIII	281	
Public Works—Grants-in-aid	XXXVIII	281	
Public Works—Works	XXXVIII	281	
Registration Department	XXXVIII	278	
Road Transport Schemes	XXXVIII	282	
State Legislature	XXXVIII	278	
Stationery and Printing	XXXVIII	282	
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVIII	281	
D.S.G. (First), 1966-67—			
Presentation	XXXIX	128-131	
G.D.	XXXIX	681-689	
Voting—			
Agriculture	XXXIX	691	
Animal Husbandry	XXXIX	691	
Capital Outlay on Industrial Development ..	XXXIX	693	

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (First) 1966-67—Voting—cont.		
Capital Outlay on Public Works	XXXIX	693
Capital Outlay on Schemes of Government Trading	XXXIX	693
Community Development Projects, etc.	XXXIX	691
Co-operation	XXXIX	691
Education	XXXIX	690
General Sales Tax and other taxes and Duties—Administration	XXXIX	689
Head of State, Ministers and Headquarters staff.	XXXIX	690
Industries	XXXIX	691
Irrigation	XXXIX	692
Labour including Factories	XXXIX	692
Loans and Advances by the State Government ..	XXXIX	694
Medical	XXXIX	691
Miscellaneous	XXXIX	693
Police	XXXIX	690
Public Works—Establishment, Tools and Plant	XXXIX	692
Public Works—Grants-in-aid	XXXIX	692
Registration Department	XXXIX	690
Stationery and Printing	XXXIX	693
Welfare of Scheduled Tribes Castes and Other Backward Classes	XXXIX	692
D.S.G. (Second), 1966-67—		
Presentation	XL	229-231
G.D.	XL	459-519
Voting—		
Agriculture	XL	523
Capital Outlay on Consumer's Co-operatives ..	XL	525
Capital Outlay on Industrial Development ..	XL	525
Capital Outlay on Irrigation	XL	525
Capital Outlay on Public Works	XL	526
Capital Outlay on Schemes of Government Trading	XL	526

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
D.S.G. (Second), 1966-67, Voting—cont.		
Community Development Projects, etc. ..	XL	524
Co-operation	XL	523
Education	XL	523
Fisheries	XL	524
Irrigation	XL	524
Labour including Factories	XL	522
Land Revenue	XL	526
Loans and Advances by the State Government ..	XL	523
Medical	XL	525
Pensions	XL	523
Police	XL	523
Public Health	XL	524
Public Works—Grants-in-aid	XL	524
Public Works—Works	XL	525
Stationery and Printing	XIV	152-153
Educational Institutions, admissions (St) ..		
Educational Pattern (M)—	XII	290-301, 302, 304, 315-317 326, 328, 403, 405, 406, 414, 421, 424, 439, 465-480.
Electrical Goods manufacturing companies at Salem and Erode, fasting by workers (A.M.)	XXXIX	631-632
Essential articles, reduction of price and prevention of blackmarketing and adulteration (R)	XVI	722-729
Farewell speech	XL	868-873
Fire accidents and Crimes in Usilampatti (A.M.) ..	XXXIX	785-786
Fire accidents and Crimes in Usilampatti area (C.A. St)	XXXIX	930-931
Fire accidents in Tindivanam (A.M.)	XXXIX	632-633
Five-Year Plan (Third) Mid-term appraisal (M) ..	XVII	27-30 151-160

B—cont.		
Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, Sri M.—cont.		
Five-year Plan (Fourth) Draft Outline— Presentation	XXX	34-41
Five Year Plan (Fourth), Draft Outline (M)— ..	XXXI	613-645, 647
Food Poisoning, admission of pupils in Government Hospital, Kumbakonam (C.A. St.) .. .	XI	17
Food situation in the State (R) .. .	XL	689-690
Food situation, opposition decision to go on fast (St). Food situation, Thanjavur district (C.A. St.)..	XXIV	286-293
Gift Goods (Unlawful Possession) Amendment Bill, 1966 .. .	XL	614
Gold Control Regulations, plight of Goldsmiths (C.A. St) .. .	XXXIII	355
Gold control Rules and Consequent unemployment of workers (A.M.) .. .	IX	20-22
Government Estate, Madras, failure to maintain sani- tary conditions around (A.M.) .. .	VII	118-121
Government servants, enhancement of dearness and compensatory allowances (C.A. St.) .. .	XXXIII	52-53
Governor's Address (M) .. .	XVI	471-472
	I	277, 301, 439-461
	VII	32, 148, 168, 169, 189, 380- 400.
	XVI	472-500
	XXV	577-597
	XXXIII	655, 662, 663, 743, 747-775
Governor's (Address point of information) .. .	I	42, 43
Governor's Address, point of order .. .	I	59-60
Hanumanthappa, Sri T. Secretary, Madras Legis- lative Assembly, appreciation of service of (M) ..	XXIV	197-199
Harijan workers, distress due to closure of tanneries at Ranipet, Pernampattu and Vaniyambadi (A.M.) ..	XXIV	230
Higher Elementary Schools, collection of fees (C.A. St.) .. .	XXIX	465-466
Hindi, alleged failure of Government to prevent becoming union official language, (A.M.) .. .	XX	345

B—cont.		
Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, Sri M.—cont.		
Hindu Religious and Charitable Endowments (Amend- ment) Bill, 1965 .. .	XXX	414-416
Hindu Religious and Charitable Endowments (Second Amendment) Bill, 1965 .. .	XXXII	249, 366- 367
History of Tamil Nad, Publication (R) .. .	XXXII	662-666
Home Guard Bill, 1963 .. .	VIII	96-97, 158 168, 169 -171, 172 173.
I.L.C. department, delay in sending a notification (Privilege matter) .. .	II	18-19, 20
I.L.C. department, delay in sending a notification (P.M.) .. .	III	445
Indian Army Personnel, stationing in some places (A.M.) .. .	XXVI	687-689
Indo-Pakistan conflict, impact on resources of State Government (St.) .. .	XXXII	94-104
Industrial Disputes (Madras Amendment) Bill, 1963 ..	XI	531
	XII	217-218
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1962 .. .	VI	148-149, 272-275 277, 283- 288.
Industries Minister, speech made in a public meeting (Privilege matter) .. .	XXX	139-141
Integration of Tamil-speaking area of Kerala with Madras (A.M.) .. .	XL	44-46
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963 .. .	XV	630-634
Kerosene, shortage (A.M.) .. .	XXXII	162-163
Kothandaram Weaving Mills, Madurai lock-out (C.A. St.) .. .	II	549-550
Land Revenue (St.) .. .	XL	41-44
Land Revenue and Water-cess (Surcharge) Bill, 1965.	XXXII	717-732 737, 749- 751, 752.
Land tax and other taxes based on it, abolition (R) ..	XL	669-674
Land Tenure Acts, alleged delay in implementation (P.M.) .. .	XXV	514
Leader of the House, remarks in 'Murasoli' about (Privilege Matter) .. .	IV	26

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Legislative Council, separate constituency for Elementary School Teachers (R)	XXXI	172, 178-184, 188.
Legislature meeting, Chief Minister's announcement of date before publication of Governor's notification (Privilege Matter)	XXXIX	117, 118 236-237 238
Library Committee, election to (M)	I	57-58
Liquor (Licence and Permit) Rules, 1960 (M)	II	554
Local Authorities (Extension of Term of Office of Members) Bill, 1962	VI	255 425-429, 433-435
Lower Bhavani Project, failure to announce date of release of water (A.M.)	XXXIX	928-929
Madras (Added Territories) Extension of Laws Bill, 1963	XVI	604 605-606.
Madras Penitentiary incident, information re	V	392
Madras Penitentiary incident, newspaper report, clarification	V	264, 265-266.
Madras University (Amendment) Bill, 1965	XXXII	708-709 901-903, 905-906.
	XXXIII	54, 297-305 314, 338-341, 351-355.
Madurai University Bill, 1965	XXX	349-352 408-414
	XXXII	39 168-171 178 182-183 199-202
'Malai Murasu' alleged misreporting (P.M.)	III	211
'Malai Murasu case', report of Committee of privileges, approval (M)	VII	516
Mambalam-Kodambakkam Railway lines, fish plates removal (C.A. St.)	XXIV	556-557
Mandapam Camp, Acquirement of buildings in (A.M.)	XXVIII	10
M.B.B.S. Course, alleged irregularities in selection of candidates for admission	XXXII	244-245
Meenakshisundareswarar Devasthanam, Madurai, dismissal of a temple servant (Privilege Matter) ..	XXXVII	517, 519 520, 521-522

B—cont.

BHAKTAVATSALAM, SRI M.—cont.

Subject. (1)	Volume. (2)	Page. (3)
Member of the Legislature, alleged bad treatment by the Director of Harijan Welfare (Privilege Matter) ..	XXI	496-499 797
Minister, clarification re-alleged interference by ..	III	448-449 456-457
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	IV V	29 586-589 706-710 712-713 716-717 719-720
Motor Vehicles (Taxation of Passengers and Goods) Act, 1952, Amendment to Schedule (M)	XIII	499-500
Motor Vehicles (Taxation of Passengers and Goods) (Amendment) Bill, 1962	V	272, 721-722 806-811, 815-817
Motor Vehicles (Taxation of Passengers and Goods) Amendment Bill, 1966	XXXIX	357, 358 972-974 977-978 234
Nallasivam Sri K. R., conduct of	XXXIX	
'Nathigam' case, report of Committee of Privileges (M)	XXXII	839
National Defence Fund, contribution (St.)	VI	83
National Flag, absence in Fort St. George Flag Mast, point of order	XL	343
National Languages, declaration of all the languages mentioned in the Eighth Schedule as (R)	XXXI	203-206, 207
'Nava Mani' and 'Nathigam' Cases, report of Committee of Privileges, approval (M)	XXIX	851
'Navamani' Case, report on, approval (P.M.)	XXXI	759
'Nava Mani' Publication in (P.M.)	XXVI	246-247 250, 255
N.C.C. Training, language of Commands (St.)	XXXV	472-473
Neyveli Lignite Corporation, non-implementation of Bonus Act for workers (A.M.)	XL	778-779
No-Confidence Motion against the Ministry (M)	XXXIX	33, 34, 36 527, 560
No-Confidence Motion (Point of Order)	XXVI	10, 13, 156, 159, 160

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
No-Confidence Motion, Point of Order, <i>re</i> precedence.	XXXIX	36, 128
No-Confidence motion and motion disapproving Food Policy of Ministry (M)	XXIV	575, 609 621, 622 625, 686 687, 695 698 740-765, 772, 775, 776
No-Confidence Motion, Premature Publication of contents in the Press, Point of propriety ..	XXXIX	28-29
Obituary Reference—		
Bavanthrai Mehta, Sri and Srimathi	XXXII	1-4
Jawaharlal Nehru, Sri (R)	XXII	1-7
Kennedy, Mr. J. F. (R)	XV	661-663
Lal Bahadur Shastri, Sri (R).. .. .	XXXIII	1-5
Maharajah Krishnakumar Sinhji Bhavsinhji, (R) ..	XXIX	815-816
Rajendra Prasad, Dr. (R)	VIII	187-189
Subbaroyan, Dr. P. (R)	VI	1-7
Official Languages of Indian Union, recognition of all Fourteen Languages (R)	XIII	348-356
Official Language Policy, discussion (M)	XXIX	536-540 597-608 951-970
Opposition (Main) Party Members, absence (St.) ..	IV	346-347
Opposition Party Leaders Statement to Press (Privilege Matter)	XXVI	256-257 259
Opposition Party Members fast, board with reflection casting slogan, placing in Fort St. George (P.M.) ..	XXIV	475
Ordinance, issue after summoning of the Assembly (Privilege Matter)	XXX	345-347
Paddy and Rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	651-657
Paddy, fall in price (Dis. S.D.)	X	70-71
Paddy Procurement in Tiruchirappalli district (Dis. S.D.)	XL	802-808
Paddy, sale in Thanjavur district (A.M.)	XXIV	228

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Pakistani aggression, condemnation and solemn dedication to Defence efforts (R)	XXXII	41-59C 60, 74
Palmyrah trees, enhancement of tax (A.M.) ..	XXIX	464-465
Panchayat elections in Singanallur Panchayat Block, stay of (A.M.)	XXV	346
Panchayat Presidents. postponement of election (A.M.)	XXVI	261
Part Inam Estates in Pudukkottai, wrong classification (A.M.)	XXXVIII	232-234
Payment of Bonus Act, 1964, implementation of Supreme Court's Judgment (A.M.)	XXXIX	786
Payment of Salaries and Removal of Disqualification Act, 1951, amendment of (R)	XVI	737-739
Payment of Salaries and Removal of Disqualifications (Amendment) Bill, 1962	V VI	818, 819 821 90-91 93-94
Payment of Salaries and Removal of Disqualifications (Amendment) Bill, 1964	XX XXI	16 141-144
Payment of Wages (Madras Amendment) Bill, 1963 ..	XIII XIV	400 63-64
Point of Order, notice for consideration of a Bill ..	XL	339
Police—		
Beating of a person at Madurai (A.M.)	VII	122-123
Police firing in Urappanur, Tirumangalam taluk (A.M.)	XI X	15-16 107, 108 401
Police, indiscriminate arrest (A.M.)	IV	574-575
Policemen, presence within presincts of the House (Privilege Matter)	XV	745
Power cut (A.M.)	II	21-22
Power cut (C.A. St.)	II	455-459
Prisoners released on parole, point of clarification ..	XXI	38

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Private Educational Institutions (Regulation) Bill, 1966	XXXIX	474, 936–938, 943–945
	XL	47–49, 69–72, 223, 237–238, 239–240, 243, 244, 246, 250–251, 253–256
Proceedings of the House, statement re conduct of ..	XXVII	447–448
Processions near the Assembly, prohibition (A.M.) ..	XXIV	33, 34, 35, 36
Procurement, alleged harassment of agriculturists (A.M.).	XL	613
Procurement of paddy in Erode area against Rules (A.M.)	XXX	137–138
Prohibitory Order in Fort St. George area, promulgation (A.M.)	XL	36–39
Prohibitory Orders in Neyveli (C.A. St.)	XXXVI	356–357
Prohibitory Orders, Promulgation (A.M.)	XV	120
	XXX	546–553
	XXXIX	110–111
Prohibitory Orders Promulgation and arrest of D.M.K. Party men (A.M.)	XV	114–118
Propriety of making comments to the Press on the Governor's address (P.M.)	XXV	39–42
Prosecution of a Member for forwarding to Chief Minister a petition containing allegedly false accusations (Privilege Matter)	XXXV	353–355 359–360, 361, 362
Public Buildings (Licensing) Bill, 1964	XXIV	250–251 257, 258 260, 261
Public Service Commission, Examination in Tamil (R).	XIII	293–298 301
Public Service Commission Report, consideration (M).	VI	163–169 170–171
Questions and answers—		
Delay in furnishing answers	VIII	515–516
Main—Answering in Tamil	II	158
Questions, language of answers	XXVI	557
Supply of full information in answers	XXXIV	19–20
Time-limits	I	476

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Rajangam, Sri M., M.L.A.—		
Alleged treatment meted out to—		
while in Police custody (Privilege Matter) ..	XXVI	695
Rameswaram and Dhanushkodi, damages caused due to cyclone and heavy rains (C. A. St.) ..	XXV	23–33
Raw films, cut in import (A.M.)	III	121
Refugees in Coimbatore district, Police firing on (C.A. St.)	XXV	36–37
Rice—		
Failure to supply to Madras City (A.M.) ..	XVII	25
Scarcity (A.M.)	XL	335–336,
Scarcity in Madras (A.M.)	XXIV	127–129
Supply in Madras City (A.M.)	XXIV	226–227
Supply of inferior quality ration rice in Madras City (A.M.)	XL	614
Rules framed by the R.D.&L.A. and Revenue departments, delay in placing on the table of the House (Privilege Matter)	XXX	340–341
Rules under Panchayats Act, 1958, Amendment (M).	VI	176–179
Scholarship forms for children of political sufferers and Ceylon repatriates, Non-availability (C.A. St.).	XV	458–459
Schools and Colleges, difficulties in admission to High Schools and the Pre-University Course (C.A. St.)	IV	117–118
Scott Christian College, Nagercoil, Police firing on students (C.A. St.)	XXV	33–35
Self-immolation, statement	XXIX	427–428
“Shouting of Slogans” case, approval of Privileges Committee's Report (M)	XXIX	739, 743 756, 759
Somasundaram Mills, Coimbatore, lock-out (A.M.).	XXXIV	569–570
Southern Structurals Limited, Pattabiram, Lock-out (A.M.)	XXV	511
Speaker and Deputy Speaker, election of	I	19–21

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
S.S.L.C. Books, delay in despatch (A.M.)	XXX	553-555
S.S.L.C. Examination question papers, Leakage (A.M.)	XX XXI	472-475 21-22
Stamp (Increase of Duties) Bill, 1962	V	583-584
State Administration Report and Budget of State Electricity Board, delay in placing on the table of the House, Point of information	IX	22-23
State Legislature (Continuance of Use of English Language) Bill, 1964	XXIV	52 180, 193
Statement under Rule 82 by Chief Minister, notice, (Point of order)	XL	45-47
Steel, establishment of Steel Plant at Salem (A.M.).	XL	333-334
Steel Plant, inclusion in the Fourth Plan (A.M.) ..	XL	39-41
Sugar quota to family card merchants in Madras City, allotment (A.M.)	XXXI	577-578
Suspension of Rule 23 (M)	VIII XVII XXXII	14 27 167
Suspension of rule (41) (3) (M)	XXV XXXII XXXIII XXXIX XL	20-22 835 702 929 779
Tamil, Constitution of Board for popularisation ..	XII	280-284
Tamil Medium Courses in Arts Colleges, poor response (C.A. St.)	XIII	399-400
Tamil Pandits (unqualified) in aided elementary Schools (C.A. St.)	XXIX	340-341
'Tamil Seithi' case, Committee's Privileges Report approval (M)	XXI	801
"Tamil Seithi" Publication in (P.M.)	XX	185-186
Tanneries in North Arcot district, strike by workers (C.A. St.)	III	122
Teacher-Pupil ratio, hardships due to fixation (C.A. St.)	XI	108-109

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
BHAKTAVATSALAM, SRI M.—cont.		
Teacher-Pupil ratio in Elementary Schools, fixation (R).	XVI	757-760
Teachers (Secondary G ase) in Tiruttani Taluk, Reversion (C.A. St.):	VI	382-383
Teachers, uniform dress (D.S.D.)	XVI	635-636
Text Books—	III	213
High Standard and non-availability (C.A. St.) ..	III	329
Supply to School children (C.A. St.)	I	640
Text Books for Madras Corporation Schools, non-availability (A.M.) (C. A. St.)	II III	159 213
Textile Mills—		
Alleged entry in Coimbatore and beating of workers by Police (A.M.)	XV	121-123
Failure to prevent closure (A.M.)	XXXVII	512-513
Lathi Charge on workers of—in Coimbatore (C.A. St.)	XV	590
Refusal of some managements to give bonus to workers (A.M.)	XV	258
Theft, dacoity, etc., at Tindivanam (C.A. St.) ..	XII	266
'The Hindu' alleged distorted reporting (Privilege matter).	XXXVII	236-237 238
Three language formula, non-adherence (C.A. St.) ..	XV	126-127
Tiruchirappalli, exclusion from air service (A.M.) ..	XIII	151-152
Tiruvalluvar Day, declaration as Public Holiday (R) ..	XV	508-513
Townships, Constitution (R)	VII	412-414 421-424
Transferred Territory—Jenmikaram Payment Abolition Bill, 1964	XXIV	246-247
Transferred Territory Luxury Tax on Tobacco (Validation) Bill, 1966	XXXIX	126, 934 936
Transport Workers' Strike, Madurantakam, Action of Police (A.M.)	XIII	274-276

B—cont.

Subject. (1)	Volume. (2)	Page. (3)
SHAKTAVATSALAM, Sri M.—cont.		
Umanath Sri, Member of Parliament, Detenu (C.A. St.)	XXXV	242-245
Umanath, Sri (M.P.), Detenu, Statement re (Privilege Matter)	XXXVI	245-249 254-256
Umanath, Sri (M.P.) Order served on (D.S.D.)	XXXVII	184, 185 199-207
Union Public Service Commission Examinations, Inclusion of Tamil as one of the media (R)	XXXI	133-141 146-148
University (Amendment) Bill, 1962	XII	274-275 276
Unparliamentary Expressions use in House, Point of Order—	XXV	244
U.P.S.C. examination, Hindi Medium for (A.M.)	XXI	392-393
U.P.S.C. Examinations, recognition of only certain languages as media (C.A. St.)	XL	336-338
Urappanur, Prevention of recurrence of clash in (A.M.)	XVII	23-24
Urban Land Tax Act, invalidation by High Court (A.M.)	XXXVIII	447
Valparai Panchayat, Constitution as Township (R).	X	532-533
Vidur Reservoir, damage caused by breach (A.M.)	XL	333
'Viduthalai' Report in (P.M.)	IX	517-518
Walk-out by some opposition members after Speaker's ruling (Points of Order)	XV	250-255
"We Tamils" movement, distribution of knives to supporters (C.A. St.)	IV	348

BHUVARAHAN, Sri G.—

Budget, 1962-63, Voting—		
Registration	IV	637-638
Stationery and Printing	IV	657-662

Budget, 1963-64, Voting—**Elections—**

Head of State, Ministers and Head-quarters staff.	IX	379
Pensions		
State Legislature		

B—cont

Subject. (1)	Volume. (2)	Page. (3)
BHUVARAHAN, Sri G.—cont.		
Budget, 1963-64, Voting—cont.		
Registration	X	545, 573-581
Stationery and Printing		
Budget, 1964-65, Voting—		
Fisheries	XXI	301 327, 332
Jails	XXI	288-298
Registration Department	XXI	250-255
Stationery and Printing	XXI	442-449
Budget, 1966-67, Voting—		
Fisheries	XXXVIII	33,96, 111-123
Stationery and Printing		
Jails	XXXVIII	32, 63-68
Registration	XXXVIII	32, 43-47
D.S.G. (Final) 1966-67, G.D.	XL	478
Indian Registration (Madras Amendment) Bill, 1966.	XL	528, 628 631-632
Nylon yarn to fishermen, shortage in supply (C.A. St.)	XXXII	707-708
Panchayats (Amendment) Bill, 1965	XXXII	306-307 408-416
Rameswaram Township, Constitution (R)	XXXIII	396-398

C**CHAIR—****Announcements—**

Agricultural Income-tax (Amendment) Bill, 1963	XIV	61
Annamalai University, election of members to Senate.	VII XXXII	11, 516 40
Arrest and release of Sri R. Nallamuthu, M.L.A.	XV	579-580
Arrest of some members of the D.M.K. Legislature Party	IV	431, 455 575
Arrest of Sri P. V. Sriramulu	XV	515
A. 158-15		

Subject. 1)	C—cont.	Volume. (2)	Page. (3)
CHAIR—cont.			
Announcements—cont.			
Board of Industries, election to	XXXII	40-41	
B.O.H.	I	141	
	II	453-454	
	IV	317	
	VI	83	
	VII	11-12	
	VIII	313.	
		511-513	
	IX	518	
	XV	127-128	
	XVIII	100-102	
	XXIII	102	
	XXV	37-38	
	XXX	141-143	
	XXXII	93-94	
Buildings Lease and Rent Control (Amendment) Bill, 1963	XIV	64	
Buildings Lease and Rent Control (Amendment) Bill, 1965	XXXI	464	
General Sales Tax (Amendment) Bill, 1963 ..	X	533	
General Sales Tax (Second Amendment) Bill, 1963	XIV	57	
General Sales Tax (Amendment) Bill, 1965 ..	XXV	515	
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XIV	57	
Committees—			
Public Buildings (Licensing) Bill, 1964, passed by Council with amendments	XXIX	467	
Business Advisory, nomination to	V	165	
	XXI	499	
	XXVIII	428	
Estimates, election to	XIII	635-636	
	XXII	581	
	XXV	515	
	XXXI	760	
Estimates, nomination of Members	XIV	153	
Government Assurances, nomination to	XXI	639	
House, election to	XXI	797-798	
Privileges election to	XXI	798-800	

Subject. (1)	C—cont.	Volume. (2)	Page. (3)
CHAIR—cont.			
Announcements—cont.			
Committees—cont.			
Public Accounts, election to—,	XXII	580-581	
	XXXI	760-761	
Public Accounts, nomination of Members.. ..	XIV	153	
Rules, nomination to	XXI	500	
State Library, election of Kumari D. Sulochana, M.L.A.	I	383	
Subordinate Legislation, association of Council Members	XII	394	
	XXIX	400-407	
Subordinate Legislation, nomination to	XXI	638	
	XXVIII	507	
Conviction of Sri S. J. Ramasamy	XVIII	353	
Expunction of Objectionable Matter	XXVI	337	
Hanumanthappa Sri T. Secretary, Legislative Assembly, laying down office	XXIV	40-41	
Homage to martyrs in the struggle for India's freedom, adjournment of the House for the ceremony	VII	115-116	
Hours of sitting of the Assembly on 22nd March, 1965	XXVIII	272	
Land Improvement Board, election of Members ..	VII	412	
	XV	750-751	
Legislative Assembly Department, economy on account of National Emergency	VII	12	
Letter from Sri T. Hanumanthappa, former Secretary, Madras Legislative Assembly	XXV	599	
Loss of life and damage to property due to cyclone in Dhanushkodi (A.M.)	XXV	19	
Panel of Chairmen	VI	84	
	VII	12	
	XIII	35	
	XXX	34	
Police firing on students of Scott Christian College, Nagercoil (A.M.)	XXV	19-20	
Privilege matter to be taken up the next day ..	XV	458	
Release of Sri T. P. Alagamuthu	V	120	
Relief to ryots in cyclone—affected districts (A.M.) ..	XXV	20	

C—cont.						
Subject, (1)					Volume, (2)	Page, (3)
CHAIR—cont.						
Condolence Resolution—						
Subbaroyan, Dr. P.					VI	113
Rajendra Prasad, Dr. (R)					VIII	190-191
Kennedy, Mr. J. F. (R)					XV	661' 665-666
Jawaharlal Nehru, Shri (R)					XXII	17
Maharaja Krishnakumar Sinhvji Bhasinhji, (R) ..					XXIX	815, 817
Obituary References—						
Lal Bahadur Sastri Sir (R)					XXXIII	11
Balvantharai Mehta Sir and Srimathi (R) ..					XXXII	1-4
Annamalai Muthuraja, Sri G.					I	45-46
Kaleswara Rao, Sri A.					I	45-46
Srinivasan, Sri P. S.					I	45-46
Muthu Thevar, Sri N. R. M.					I	467
Saptharishi Reddiar, Sri K. C.					I	467
Purushothamdas Tandon, Sri					III	143
Roy, Dr. B. C.					II	143
Lazar, Sri S.					VI	1
Roche Victoria, Sri J. L. P.					VI	1
Jeevanandam, Sri P.					VII	1
Shankar, Sri M. G.					VII	1
Varadachari, Sri K.					VII	1
Palani Pillai, Sri P.					VIII	1
Subbaraj, Sri A. S.					VIII	1
Pandian, Sri R. S. K.					XIII	1
Mangala Gounder, Sri M. P.					XIII	121
Veerappa Chettiar, Sri R. S., M.L.A. and Dasappa, Sri H. C., Union Minister for Industry and Supply					XXV	1
Langley, Mr. W. K. M.					XXX	105
Mounaguruswamy Naidu, Sri N.					XXX	105
Palaniswami Gounder, Sri V. C.					XXX	105
Shanmugasundaram, Sri V.					XXX	105
Dr. Honi Jehagiv Bhaba and others, (R) ..					XXXIII	11

C—cont.						
Subject, (1)					Volume, (2)	Page, (3)
CHAIR—cont.						
Rulings and Observations—						
Adjournment Motions—						
<i>Non-availability of text-books prescribed for Madras Corporation Schools.</i> Ruled that there was no need for the adjournment motion as the Minister concerned had agreed to make a statement if a 'calling attention notice' on the subject was given						
					II	15
Members desirous of moving an adjournment motion should give three copies of the same to the Secretary in advance, instead of raising it suddenly on the floor of the House						
					II	35
Cut in import of raw films—Ruled out of order on the ground that the motion related to a matter which was dealt with by the Central Government and the responsibility of the State Government was very limited, almost 'nil'						
					III	1
Construction of dam by Mysore Government across the Cauvery—Consent withheld on the ground that the Motion did not relate to a matter of recent occurrence and the matter was only in the proposal stage and the Member who gave notice of it was advised to put a short notice question if he considered it necessary ..						
					III	3
Situation arising from discontent among students of the Polytechnic at Virudhunagar as a result of failure of management to redress their grievances—Consent to raise the matter withheld.						
					III	5
At the stage of considering whether an adjournment motion is admissible or not, a Member should confine himself to explaining how the subject comes within the scope of an adjournment motion and not go into the details of the Motion itself						
					IV	4
Arrest of some Members.—Consent refused on the ground that the arrests had been made in the course of the ordinary administration of the law.						
					IV	4
<i>Alleged violence by Police in connection with the Picketing by the Dravida Munnetra Kazhagam.</i> —Consent withheld on the grounds that the Minister had already made a statement on the matter and the matter might come up (before courts) in the regular course of trial or investigation under ordinary procedure of law						
					IV	46

Under the heading 'Rulings and Observations, the entries and sub-headings are not strictly arranged alphabetically; they are arranged according to Volumes of Debates.

C—cont.

Subject. (1)	Volume. (2)	Pages. (3)
CHAIR—cont.		
Rulings and observations—cont.		
Adjournment Motions—cont.		
<i>Indiscriminate arrest by the Police.</i> —Consent refused on the grounds that arrests which were made in the course of the ordinary administration of the law and it was a matter for investigation and judicial decision	IV	5
Arrest of some Members of the D.M.K. Legislature Party was ruled out of order, as the subject matter was one concerning the ordinary administration of law and order.. .. .	V	1
A Member, who gave notice of an adjournment motion, while explaining to the House as to how the matter was an urgent one, could briefly explain some salient points and not go into the matter in detail at that stage	VII	116-1
<i>Unemployment of workers consequent on issue of Gold Control Rules.</i> —Consent withheld on the ground that the matter was not fit for raising as an adjournment motion	VII	1
<i>Alleged indiscriminate beating of a person by Police.</i> —Consent withheld on the ground that the matter in question came under the day-to-day administration and as there were certain procedures for investigation by officers concerned and also as there was not sufficient material placed before the House	VII	123
Police firing in Urappanur, Tirumangalam taluk— RULED out of order on the ground that sufficient time had been allotted for a Short Notice Question on the same subject and the Members would have an opportunity to discuss the subject when the Appropriation Bill was considered	XI	107
Non-supply of 14 carat gold for the jewellery industry— Not pressed by the Member at the suggestion of the Minister to the Member to put a short notice question on the subject	XIII	31
Exclusion of Tiruchirappalli from Air Service— RULED out of order on the grounds (1) the Indian Airlines Corporation was running the service, (2) the direct responsibility was that of the Government of India and (3) the Corporation itself was expected to consider the matter in future	XIII	161-162

CHAIR—cont.

Rulings and Observations—cont.

Adjournment Motions—cont.

Action of the Police in the Transport Workers' Strike at Madurantakam.—RULED that as the Minister was prepared to answer a Short Notice Question on the subject, it was not of so much importance as to be taken up as an adjournment motion ..

XIII 276

Action of the Management of B. and C. Mills in not taking back 32 of its employees.—Consent withheld on the grounds—

- (1) that the motion did not relate to a matter which had happened all of a sudden ..
- (2) that it should be definite and should not relate to something which may or may not happen
- (3) 'fast' could never be the subject-matter of an adjournment motion

XIV 27

Only after the Chair had admitted an adjournment motion, the House could express its opinion on it

XV 112

Promulgation of prohibitory orders and arrest of D. M. K. Partymen.—Consent withheld on the ground that the matters raised did not involve more than the ordinary administration of law

XV 119

Promulgation of Prohibitory orders.—Consent withheld as there was no material for its admission

XV 120

Promulgation of Prohibitory Orders.—Consent withheld on the ground that the matter did not relate to a sudden happening and also that the Member had an opportunity to refer to it during the discussion on the Governor's Address (which was commencing on that day)

XVI 26

While consent was withheld to an Adjournment Motion seeking to discuss the promulgation of an order under Section 144, Criminal Procedure Code, the Speaker observed that every order under Section 144, Criminal Procedure Code, could not be brought up before the House in the form of an Adjournment Motion and that the Legislature could not sit as an Appellate Court to question that order

XXXII 163-165

Alleged entry by the Police into three Textile Mills in Coimbatore and beating the workers.—Consent withheld as it related to only ordinary administration of law

XV 123

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Adjournment Motions—cont.		
<i>Failure to settle dispute between cane growers and the Cauvery Sugars Ltd., Tiruchirappalli district.—</i> Consent withheld as there was nothing to warrant it	XV	125
<i>Death of a person in Police custody at Tirumangalam.—</i> Consent withheld on the grounds that the matter was old and had not been brought before the House earlier when it was in session ..	XV	257
<i>Refusal of management of some textile mills to give bonus to their workers and declaration of lockout—</i> Consent withheld on the grounds that re-course could be had to the procedure and agencies prescribed under the Industrial Disputes Act for the settlement of such disputes and there was no need to bring the matter to the notice of the House before the matter had been dealt with by those agencies	XV	258
<i>Strike of the students of the Pachaiappa's and Veterinary Colleges—</i> Consent withheld	XV	401
<i>Demonstration of City College students and obstruction to a Member by Police Officers while entering Assembly premises.—</i> Consent withheld on the ground that the matter did not come under an adjournment motion	XVI	26
<i>Arrest of D.M.K. volunteers and failure to protect D.M.K. Councillors of Madras Corporation and failure to protect political leaders in Madras City against rowdy elements.—</i> Consent withheld on the grounds that, if the volunteers were unlawfully detained, they could have recourse to the Court of Law and hence did not involve more than the ordinary administration of law, and there was no clear evidence before the House to show that there was any failure on the part of the Government so specific as to attract the provisions of an adjournment motion ..	XVII	22, 23
<i>Failure to supply adequate rice to Madras City.—</i> Consent withheld, as there was no case for admitting it	XVII	25
<i>Additional dearness allowance to public servants.—</i> consent withheld on the ground that it was not an important and urgent matter which had created such a situation as to warrant the adjournment of the business of the House	XVII	89

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Adjournment Motions—cont.		
<i>Shooting of Sri Arjunan, Coimbatore.—</i> Opposition Members through Adjournment Motions insisted on a judicial enquiry instead of an enquiry by a Joint Collector ordered by the Government. The Speaker stated that as the matter was of definite importance, and was also a sensational one, he had allowed a short discussion at that stage contrary to the usual practice. However, he held that it was not a matter to be considered under an adjournment motion, and hence withheld his consent	XXIV	239-241
<i>Absence of the Chief Justice from Madras High Court.—</i> On an adjournment motion, a Member pointed out that consequent on the continued absence of the Chief Justice from the High Court, there was a breakdown of administration of justice and in view of the fact that 'administration of justice' was in the State List and the House voted the Demand relating to that subject, the House must discuss the matter. Overruling some points of order raised in regard to the Chair's allowing the Member to raise the subject on the floor of the House instead of in the Speaker's Chamber, the Speaker observed that while he was free to disallow the motion in his Chamber, there was nothing to prevent him from taking the House into confidence and asking the Member to speak on the matter. However, the Chair withheld consent to the motion as no point in support thereof had been made out and the Member had failed to prove with authentic and documentary evidence that there had been a breakdown of administration of justice because of the absence of the Chief Justice	XXIV	405-409
<i>While consent was withheld to raise a subject as an adjournment motion, the Speaker observed that the right to give notice of an adjournment motion was often misused for discussion of even individual matters and matters which were not of public importance and that such notices deserved to be rejected in his Chamber itself without being brought to the notice of the House</i>	XXXIV	243
<i>Repatriation of Ceylon Nationals of Indian origin—</i> Consent withheld on the ground that the subject-matter relating to another country, was to be considered only in the Parliament, despite the fact that the House was directly interested in the problem	XXXVII	230-231

C—cont.

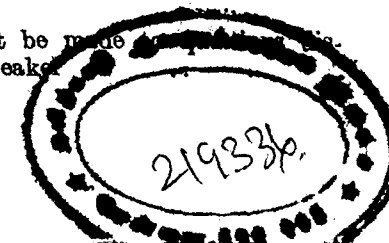
Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observation—cont.		
Adjournment Motions—cont.		
Bills.—		
Members whose names had been proposed for a Select or Joint Select Committee on a Bill should not take part in the discussion on the Bill— <i>vide</i> convention followed in Lok Sabha	I	489
Members could speak on the clauses of a Bill when it is taken up for clause-by-clause consideration and not during the General discussion on the Bill	X	538
First reading stage—During the first reading stage of a Bill Members should confine their remarks only to the salient points	XIV	41
Notice.—The Speaker had the power to waive notice and small Bills should not be postponed indefinitely to some other dates	XIV	287
It was in order for the Government to bring forward one Bill to amend two Acts which dealt with allied subjects	XV	275
When an amending Bill for extending the provisions of the main Act to certain areas was under consideration, suggestions for amending the main Act were out of order	XV	277-279
After a Minister had replied to the first reading of a Bill, Members had no right of making a second speech under the pretext of asking for clarification.	XV	647
Amendment.—Minister has got the right of final reply even if a Member speaks for a second time on his amendment in the first reading stage of a Bill after the Minister's reply	XVI	560
Budget (Electricity)—		
Amendment.—No amendment can be moved when there is no Motion before the House	I	566
Calling Attention Notice—		
Members should only read the notice calling the attention of the Minister, and not make a speech	I	639
Members calling attention under rule 41 of the Assembly Rules should only read the notice calling attention of the Minister concerned and not make a speech or statement	II	264, 549
Members should only read the notice and not make a speech	IV	348

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Calling Attention Notice—cont.		
A member, who has given a calling attention notice, should simply read it and not make a speech on it	V	509, 800
No question could be asked after the Minister had made a statement	VII	620
No point of clarification or information would be allowed after a Minister had replied to a calling attention notice	XIII	400
Members should only read the notice and not make a speech or seek clarification on the statement made by the Minister	XV	125, 126
On a motion moved by the Leader of the House and carried unanimously, Rule 41 (3) was suspended in so far as it required that not more than one matter should be raised during the same day and the Speaker allowed the raising of three matters on that day	XXV	20-22
When a member calls the attention of a Minister to a matter of urgent public importance under rule 41, he should only read the notice circulated to the Members and not make any speech..	XXXI	579
Calling Attention Statement—		
There shall be no debate and no question seeking clarification can be put on a Calling Attention Statement	V	272
No question seeking clarification can be asked on a Calling Attention Statement made by a Minister	VIII	31
Immediately after the statement by a Minister, neither questions should be put nor clarification of doubts sought	IX	21-22
No point of information can be raised on the statement by a Minister in response to a Calling Attention Notice under Rule 41	IX	439
As there could not be more than one statement under rule 41 on the same day, there having been one statement under rule 41 on that day a Calling Attention Statement under rule 41 was converted into a statement on a matter of public importance under rule 82 of the Assembly Rules. If objection was taken to such conversion a		

C—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
CHAIR—cont.			
Rulings and Observations—cont.			
Calling Attention Statement—cont.			
copy of the statement under rule 41 would be sent to the member direct, in which case other members would not have the opportunity of knowing it	XIV	109	
Debates—			
No matter should be raised after the election of the Speaker and before the Governor addressed the first meeting of the new Legislature ..	I	43	
Governor's Address— <i>Meaning of "at the commencement" in Article 176</i> —Constitutional provision (Article 176) is not violated, when the Governor does not address the House immediately at the commencement of the first session after a General Election. The expression "at the commencement" occurring in Article 176 of the Constitution means "within a reasonable time", and even in the United Kingdom the Queen addresses the Parliament only a week after the election of the Speaker	I	60	
There is nothing wrong for Members making maiden speeches to refer to their notes	I	220	
Matters <i>sub judice</i> should not be referred to ..	I	411	
Members desirous of taking part in any discussion should give their names to the Chair in advance. If names were given at the last hour and it was not possible for the Chair to give them a chance the Chair could not be held responsible for it ..	IV	74	
When a Minister who held the floor was not yielding, a Member cannot ask for any clarification	IV	299	
Frequent interruptions—Deprecated	IV	304	
Interruptions were parliamentary, but they had to be allowed after considering how they would be interpreted	V	631	
When a Minister was replying to a debate, if any Member thought that he was making a wrong statement, the Member could get the permission of the Chair and point out the incorrectness, if any, and avoid exchanging words and pointing out the incorrectness then and there	IV	458	
No debate on a Minister's statement will be allowed	IV	459	

C—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
CHAIR—cont.			
Rulings and Observations—cont.			
Debates—cont.			
<i>Interruptions, Relevancy, Repetition etc.—</i>			
Members should confine their remarks to the subject under discussion and avoid irrelevant remarks	IV	480,350 504	
A member should speak on the motion before the House and not about amendments which are not before the House	VI	262	
Members should confine their remarks to the subject under discussion	IX	25	
While speaking on a particular Demand for Grant, Members should confine their remarks only to the subject-matter of the Demand under discussion and should not refer to matters relating to other Demands	V	49	
<i>Repetition.</i> —Should be avoided	IV XI	639 460	
Members should confine their remarks to the subject under discussion	VII	23	
Central subjects such as 'Foreign Policy' should not be discussed in the State Legislature	VII	193	
Members should confine their remarks to the subject-matter under discussion	VIII	143	
Reference to the taxation measures of the Central Government should be made only in Parliament and not during the general discussion on the State Budget	VIII	351	
Reference to Defence Budget should be made only in Parliament and not during the general discussion on the State Budget	VIII	446	
<i>Speeches—Time-limit.</i> —It will be against the rules and regulations for a member to exceed the time allotted to him	IX XI	144 393	
Clarification of doubts can be sought only after the Minister finished his reply, and not in the middle	IX	313	
Reference should not be made to questions not allowed by the Speaker	IX	373	



Subject. (1)	C—cont.	Volume. (2)	Page. (3)
CHAIR—cont.			
Rulings and Observations—cont.			
Debates—cont.			
Chair has discretion to allow a member to interrupt another member's speech on a point of information.		IX	383
Reference to pending cases in Law Courts should be avoided		IX	534
Members should not side track the issue but speak to the point		X	72
Members should not dilate upon the same point but should refer to new points		X	76
If an hon. Member raised a certain point after the conclusion of the speech of the Hon. Minister, the Hon. Minister would necessarily have to reply to it and therefore the hon. Member could give notice of a short notice question		X	372-373
Members should not digress from the subject under discussion		XI XV	221 372
A Member should not cast an aspersion on Court.		XII	139
Serious allegations in regard to the conduct of an enquiry (enquiry by the R.D.O. regarding police firing in Urappanur) without verification—Deprecated		XII	140-141
A Member should not make any charge against another Member or Minister		XII	170
Government should be referred to as 'Government' and not 'You' because 'You' will always refer to the Chair		XII	325
Interruptions—Too many interruptions during a Minister's speech deprecated, as the Members would be given an opportunity to say what they had to say at the end of the speech		XII	472
Interruptions—When a Minister was replying to a point of order, it was not in order for the Member who raised the point of order to interrupt him in the middle		XV	117
Personal explanation—Cannot be allowed after the Minister's reply		XII	480
The mover of a substantive motion had the right of reply		XIII	299

Subject. (1)	C—cont.	Volume. (2)	Page. (3)
CHAIR—cont.			
Rulings and Observations—cont.			
Debates—cont.			
Supplementary Demands—Members should confine their remarks to the specific subjects covered by the Supplementary Demands and avoid reference to general things		XI XIII	532 510, 511 518, 525
Personal references should be avoided		XVI	548
Relevancy—Members should speak on the subject (Budget) before the House and not about persons not present in the House or grievances not related to the Budget		XVIII	88, 330
Members should be sure of the facts whenever they made a statement on the floor of the House ..		XIX	603
In the course of the discussion on the Demand—'Administration of Justice', when a Member remarked that in the name of expeditious disposal of cases, there was a tendency to dismiss the cases the Chair observed that the manner of disposal of cases and the way of rendering justice were matters to be decided by Judges and were not within the province of the Legislature		XXIV	374
Reference to persons not in the House, even if it be in appreciative terms, should be avoided and should not be made a debatable point		XXVII	111
News or comments reported in the newspapers should not form the basis of any responsible speech to be made in the House		XXXIII	206
Members should not make vague allegations and they should take full responsibility for any statement that they make on the floor of the House.		XXXIV	449
Quotation from Documents. —Whenever a Member reads or quotes from a book in his speech, he should furnish a copy of the book or at least details about it to the Minister to enable him to answer the Member's points		V	643, 645
Quotation from extracts. —In the course of a speech, when a Member read out extracts from a letter said to be received by him, a Minister remarked that it looked as if the Member was not reading out from the original letter but was reading from his own script. The Chair wanted the Member to place the letter on the Table of the House. The Member did not do so, but requested permission of			

C—cont.

Subject, (1)	Volume, (2)	Page, (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Debates—cont.		
the Chair to read the letter. The Chair thereupon observed that if the Member was not prepared to place the letter on the Table of the House, it was not proper for him to read it	XL	145
Quotation from newspapers.—When Members quote from newspapers, they should take responsibility for their accuracy	XXXVI	530-532
After a Minister had replied to a debate, it was not in order for a Member to rise, under the pretext of seeking clarification, and introduce new points which did not arise in the course of the debate	XXXVII	103
Decorum—		
(Insinuating) reference to individual officers should be avoided	I	206
Members should conduct themselves in the Chamber in such a manner that they do not make noise and disturb the proceedings. (Ruling given when a Member raised a point of order whether a Member can sleep in the Assembly.)	I	228
Members should be moderate and polite while speaking about other Members	I	260, 276
A Member should not use ambiguous expression which might give room for doubting another Member (of having committed a crime)	I	291
(Insinuating) reference like "smoker" by one Member against another is out of order	I	330
Members should address the Chair as "Mr. Speaker" and "Deputy Speaker" and not as "Dear Mr. Speaker"	I	586
Talks across the table should be avoided	II	325
	IV	100
	VII	106
	XIII	75
No one should pass between the Chair and a Member who is speaking	II	335, 447
	V	294
In connection with a story referred to by a Member regarding fisherwomen, the Chair remarked that it is out of date and it is not suited to the taste of the society in its present stage of development' and suggested that Members might avoid referring to such things in future	III	123

C—cont.

Subject, (1)	Volume, (2)	Page, (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
Members should address the Chair (in the absence of the Speaker or the Deputy Speaker) as 'Chairman' and not as 'Temporary Chairman'	III	266
A Member should not attack other Members individually or even collectively	III	288
It was not in order for a Member to be standing and conversing with another Member	IV	216
Personal references should be avoided	IV	471, 599
	IX	377
Insinuating reference to Members of a party should be avoided	V	17
Members should use respectable language while speaking about other parties	V	44
Objectionable expression.—The expression "செலித சண்ட" (rowdiness) should not be used with reference to the Opposition Parties	V	44
Members should not use such language which would create a wrong impression in the minds of the other Members of the House	V	269
Members should not make personal allegations about others	V	313
It would be better if Members did not mention the names of officers while referring to matters relating to their departments	V	319
Members should not speak about persons or leaders not present in the House, but they could refer to their policies	V	658
A Member should not refer to the Members of the Public Service Commission or attack the Commission	VI	157
Members' Seats.—A Member, who desires to make any observation on any matter before the House, should rise from his allotted seat and address his remarks from that place. A Member, who is not speaking, should keep to his seat and not move about unless it is very essential, as the dignity of the House would be affected by constant moving	VI	205
Members should not question the judgments of Courts	VII	
A. 158-14		

Subject. (1)	Volume. (2)	Page (3)
C—cont.		
CPAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
It is not decent for a Member to attack another Member	VII	284
Proceedings of other Legislatures need not be referred to	VII	634
Personal attacks against those not present in the House should be avoided	VIII	563
It is for the Chair to rule whether a particular remark is relevant or irrelevant, and it is not for a Member to pass a judgment over that	IX	380
Visitors' Gallery.—Visitors in the Visitors' Gallery should maintain silence, as otherwise they will be asked to vacate the Gallery	IX	391
Members desirous of rising on a point of order or information or clarification can do so only with the permission of the Chair	IX	445
Officers should not be referred to by their names	IX	536
Objectionable expressions—The use of the expression “கண்முடித்தனம்” (reckless)— deprecated	X	452
	X	85
A Member belonging to the same party should be addressed as ‘Honourable Friend’ and a Member of the Opposition Party as ‘Honourable Gentleman’ or as ‘Hon. Member belonging to the Opposition’	X	134
Insinuating reference to individual persons should be avoided	X	116–117
Reference to a Member as “நபர்” (person) should be avoided	X	134
When the Chair is on its legs Members should resume their seats	XVIII	69
	XV	590
	X	134
	XII	480
Clapping of hands—Deprecated	XIII	173
	XI	201
To say that a there was “கொண்டுவ” (struggle) among Ministers” is not desirable	XVIII	403
	XII	303
A simile quoted by a Member considered derogatory to the dignity of the House	XII	306

Subject. (1)	Volume. (2)	Page (3)
C—cont.		
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
Drinking of water within the House is permissible.	XII	326
A Member should not ask another Member who is speaking, to sit down	XII	327
Insinuations against persons who were either in the House or outside should be avoided	XIII	185
Members should keep up the standard of debate in the House	XIII	202
It was indecorous to say that the President of the Republic was sent out as he could not speak Hindi	XIV	77
Challenge could not be allowed in the House	XIV	201
Members should not directly address the Ministers	XV	117
Members should observe the rules of the House, feel their responsibility and keep orders in the House	XV	117
Members should not criticise or question the ruling of the Chair	XV	119
Walk-out after Speaker's ruling—Speaker's ruling should always be obeyed. A walk-out in protest against his ruling was an unbecoming way of making a protest and was therefore not in order.	XV	250–255 353–354
There should be no discussion across the Table and Members should address the Chair	XV	517
Reference to what has happened in another House (Parliament of Ceylon) and what a Member has stated there should be avoided	XV	570
Members should not indulge in a wordy duel	XVI	2
Reference to a Member's constituency in derogatory terms—Deprecated	XVI	65
The expressions ‘நீங்கள்’ (you), ‘உங்கள்’ (your), ‘உங்களுக்கு’ (to yourself) refer to the Chair and should not be used when the reference was not to the Chair	XVI	75, 315 381
	XVI	281
Member should maintain silence in the House		
Members should keep up the standard of debate in the House and avoid disparaging and undignified statements	XVI	472

C—cont.

Subject. (1)	Volume. (2)	Pages. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
Disparaging remarks against another Member— Deprecated	XVI	717
Personal reference to persons not present in the House should be avoided	XVIII	69
A Member should abide by the rules of the House and should not talk when another Member has to clarify certain points	XVIII	219
A Member should not make a personal charge (against a former Chief Minister not present in the House)	XVIII	317
A Member while speaking should not use the Presi- dent's name for influencing a debate (Rule 67 of the Assembly Rules)	XVIII XII	371-372 395
Personal references should be avoided	XVIII	389
Reference to a living person as dead—Deprecated.	XVIII	426
Personal attacks and retorts should be avoided ..	XIX	17
Members should refrain from converting the Legis- lature into a public platform and indulging in retorts	XIX	29
Sleeping in the House—Deprecated	XIX	518
Reference to Officers by name either for praise or for condemnation should be avoided	XX	204, 237
Discussion about the Officers of the Governments of other States should be avoided	XXIV	128
Reference to persons who are not in the House should be avoided	XXIV	616
Criticism of Governments of other States should be avoided	XXIV	628
Taking a serious view of the personal attacks and casting aspersions against parties indulged in by some Members, the Chair warned that if the Members persisted in such a practice, he would be constrained to take serious action	XXV	347
Shouting of slogans. —Shouting of slogans by Mem- bers while the House was in session was rebellious and undesirable for the Members of a democratic institution. It would be construed		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
as a disorderly act and would bring the House into contempt and ridicule. Members would do well to refrain from indulging in such a practice so that the reputation of the House might be enhanced and its dignity, decorum and usefulness might be preserved	XXVI	155
On some Members of the Opposition shouting while taking exception to certain remarks made by a Minister, the Chair deprecated such shout- ing on the part of the Members and warned that he would have to ask those Members who conti- nued to shout, to withdraw from the House ..	XXVII	426
On 15th March 1965, the Speaker read out extracts from the proceedings of the House relating to 13th March 1965 in which some points of order had been raised against an unparliamentary expression used by a Minister and certain remarks were made against the Chair by some Members, and observed that the Leaders of Parties might discuss and evolve suitable conventions which might serve as guidance for the conduct of the business of the House. He assured his co-ope- ration with any committee that might be formed for the purpose of ensuring Parliamentary prac- tices to be strictly observed by the Members ..	XXVII	444-452
Exhibition of 'iddlies'. —While seeking the per- mission of the Chair for the admission of an adjournment motion to discuss the rise in price of foodstuffs in hotels in Madras City, a Member exhibited two "iddlies" (rice cakes) and said that the price of "iddli" had gone up and con- tended that the Government had failed to main- tain the price level.		
The Chief Minister took exception to the Member's exhibition of "iddlies" in the House and point- ed out that it was an abuse of privilege of the House.		
The Chair ruled that it was wrong for a Member to exhibit such objects on the floor of the House and that too without the permission of the Chair. The Chair also ruled that if any Member wanted to exhibit any material object in the House, in future, he must obtain the permission of the Chair	XXXV	126-129
Defiance of Chair. —On 2nd August 1966, after the Speaker withheld his consent to raise an adjourn- ment motion to discuss the conditions of scarcity		

C—cont.

Subject. (1)	Volume. (2)	Pages. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
of foodgrains and famine in the districts of Coimbatore, Salem, Madurai and Tiruchirappalli, the Member who gave notice of the adjournment motion was standing, persistently demanding that the Minister should give an assurance that fair price shops would be opened in those areas. In spite of repeated requests by the Chair, the Member refused to resume his seat and said that until he got the assurance he wanted, he would not resume his seat. The Speaker, thereupon, directed the Member to resume his seat or else, to withdraw from the House. The Member withdrew from the House.		
On 3rd August 1966, the Member expressed regret for his conduct on the previous day, and the matter was dropped	XXXIX	113-116 234
Allegations against Officers. —While making allegations against Officers, Members should make sure that there was substance in them and they should take full responsibility for the allegations.	XXXIX	162
Defiance of Chair. —On 5th August 1966, when the Chair called the Leader of the Opposition to reply to the discussion on the "No-Confidence Motion", a Member belonging to the Forward Block rose. The Chair requested him to resume his seat as the Leader of the Opposition had already been called to speak. Both the Leader of the Opposition and the Member were standing. The Member said that he would resume his seat provided he was assured that he would be given an opportunity to speak. The Speaker said that it was wrong for the Member to defy the order of the Chair. He added that though he would not make a promise, the request of the Member would be considered after the Leader of the Opposition finished his speech. The Member, then resumed his seat.		
After the speech of the Leader of the Opposition, the Member requested the Speaker to let him known the reasons for not allowing him to take part in the discussion on the No-Confidence Motion even though he had expressed his desire to speak on behalf of the Forward Block.		
The Speaker made the following observations :—		
In the first instance, it was not necessary for the Chair to disclose the reasons for not allowing any Member to take part in a debate.		

C—cont.

Subject. (1)	Volume. (2)	Pages. (3)
CHAIR—cont.		
Rulings and Observations—cont.		
Decorum—cont.		
Secondly, in the particular debate, after the Leader of the House had spoken, only the mover of the motion had the right of reply and no other Member could take part in the discussion.		
Thirdly, many others who had sought permission to speak were also not allowed to take part in the discussion.		
Fourthly, the Forward Block had not been recognised as a Party so far as the Legislative Assembly was concerned.		
The Chair appealed to the Members that in the interests of successful functioning of parliamentary democracy, they should make themselves thoroughly conversant with the rules of procedure and should strictly abide by the rules and not defy the Chair	XXXIX	562-564, 576-578
Exhibition of articles in the House. —No Member could exhibit any article in the House except with the previous permission of the Chair ..	XXXIX	676
Delay in intimation of arrest of a Member. —A Member raised a point of privilege regarding his arrest and detention in the Tiruchirappalli Jail after he was let on bail by a Court and also the failure of the police authorities to intimate to the Speaker the fact of his arrest immediately. His arrest and detention while on bail were illegal and delay in intimation of his arrest to the Speaker was a violation of the rules.		
The Leader of the House stated that there was no <i>prima facie</i> case of breach of privilege.		
The Leader of the Opposition and the Leader of the Swatantra Party expressed the view that the matter should be referred to the Committee of Privileges.		
The Speaker strongly disapproved the conduct of the Police for the long delay in reporting the arrest and administered a warning to the officers concerned. He also impressed on the Government the need to give necessary instructions to their officers not to repeat such violations of the rules.		
As for the propriety of the arrest, the Chair held that it could not be discussed as a matter of privilege and hence, the matter need not be referred to the Committee of Privileges	XXXIX	119-124, 235

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Rulings and Observations—		
<i>Delay in intimation of arrest of a Member.—</i>		
Demands for Grants—		
If the convention of moving only one cut motion for one Demand is broken, it will lead to difficulty but in special cases two cut motions can be moved	III	831
Demands for Supplementary Grants—		
Members should speak only on the subjects covered by the Supplementary Demands	XVI	510
Division—		
During division, Members should occupy their respective allotted seats and not leave the House until the division was over	XV	412
Voting—A Member said that he did not exercise his Vote in a division in his block under the mistaken impression that he belonged to a different block and requested the Speaker to include him in the list of 'Ayes' after the voting in his block was over. The Speaker ruled that his request could not be allowed	XVI	500-502
During division, Members should not instruct each other	XIX	518
During division on an amendment to a Bill, a Member was seen neither fully sitting nor fully standing when his name was called. Thereupon, the Chair held that in future, if a Member was seen neither fully sitting nor fully standing, he would be considered 'as neutral'	XXIII	287
Admissibility after application of Guillotine— On 26th March 1966, the last day of the days allotted for the Voting on Demands for Grants, at the time appointed for applying the guillotine, the Chair put to vote the cut motion on a Demand which was then under discussion and declared it lost. Immediately a Member demanded a poll. The Chair rejected this request on the ground that no division could take place after the guillotine was applied.		
On 28th March 1966, the same Member rose on a point of order and stated that the rules regarding guillotine and closure were applicable only to the closure of the discussion and they did not specifically exclude or take away the inherent or substantive right of a Member to demand a division. He contended that the denial of the right to demand a division was denial of a fundamental right. He also stated that the voting on the cut motion on the previous day by voice vote rejecting the		

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Demands for Grants—cont.		
demand for division was defective and vitiated the voting on the Demand and therefore the Budget itself. Further, the commencement of the application of the guillotine at 1.7 p.m. instead of at 1 p.m. was irregular and against the rules of procedure.		
The Leader of the Legislature Communist Party and the Deputy Leader of the Dravida Munnetra Kazhagam Legislature Party expressed the view that the demand for division on the previous day should have been conceded.		
The Hon. Leader of the House expressed the view that it was not in order for a Member to raise a point of order on the ground of an irregularity that was alleged to have taken place the previous day, and under Article 212 of the Constitution 'the validity of any proceedings in the Legislature of a State shall not be called in question on the ground of any alleged irregularity of procedure'.		
The Chair endorsed the view expressed by the Hon. Leader of the House and observed that when an irregularity was committed in the House, it was only for the House to regularise it and not for any Court of Law to interfere in that. The Chair, however, reserved its ruling on the point of order raised by the Member	XXXVIII	198, 227-230
Admissibility after application of Guillotine—		
Revising an earlier decision given on 26th March 1966 that a division could not be allowed after the guillotine was applied, the Chair held that in the absence of definite guidance from the House of Commons on the subject and also in the absence of any definite prohibition under the rules, a division was to be allowed if a Member wanted it even after the guillotine was applied.		
The Chair also held that any cut motion already moved before guillotine was applied would be put to vote, but cut motions not moved before the guillotine, would not be allowed to be moved.		
The Chair added that according to Lord Campion, guillotine was a division-saving form. In a democracy, when several Demands were to be taken up in the course of several days, the Leaders of Parties who were Members in the Business Advisory Committee took a decision as to which were all the important Demands for discussion and voting, and those Demands were taken on different days and a division was allowed and voting was done if wanted. Comparatively, minor Demands		

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Demands for Grants— <i>cont.</i> which were not included on the different dates for discussion and for which discussion and voting might not be necessary, were taken up on the last day, so that they might be put in at the time guillotine was applied. That decision was taken in the Business Advisory Committee. So, it was prudent and better not to ask for division after guillotine was applied, though it was not specifically prohibited in the rules	XL	48-49
Dress— No rule is prescribed for dress regulation	I	61
Expression of insinuation— The expression “அமைச்சருக்கு வேண்டிய கண்காட்சி” in the sentence “as bridges are not constructed where they are needed and are constructed where they are not needed, it is not known whether such bridges are constructed because of the fact that the contractors are the Ministers’ favourites.”—Held to be an insinuation and hence deprecated	XXXIII	456
Expunction— Disparaging reference to leaders of parties not present in the House and retort by a Member of the party whose leader was adversely commented upon—Expunged from the Official Proceedings and Members advised to keep up the standard of debate in the House	XVI	472
Remarks reflecting on the conduct of a Court of Justice—Expunged from the official proceedings.	XVIII	315
Governor’s Address— Meaning of “at the commencement” in Article 176— Constitutional provision (Article 176) is not violated when the Governor does not address the House immediately at the commencement of the first session after a General Election. The expression “at the commencement” occurring in Article 176 of the Constitution means “within a reasonable time”, and even in the United Kingdom the Queen addresses the Parliament only a week after the election of the Speaker	I	60
Allegation that the Governor’s Address led to the inference that he supported the ruling party— Deprecated	XVI	67-68
Scope of discussion.—As the Address was a statement of policy of the Government, Members might either praise or criticise the policies contained in the Address. But, they should not criticise the		

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Governor’s Address— <i>cont.</i> Governor. Their speeches should not reflect on the conduct of the Governor and his name should not be used for influencing the debate	XVI	155-157
Half-Hour Discussion— Members desiring half-hour discussion on any question should give notice of their intention to ask for the discussion	XV	319
Request for half-hour debate can be made only after the Members put questions, get clarifications and are not satisfied with the answers and some probe is required in the matter	XV	578
Request negatived on the ground that fifteen minutes had been allowed for supplementaries on a short notice question on the subject	XV	743
Member’s places— At the time of putting a supplementary question and voting, a Member should be in his allotted seat	VI	147, 425
Members— Question re alleged assault by the Police, on an M.L.A. After the Minister had answered a few supplementary questions, the Speaker observed— “The Government will make further enquiries in the matter”	XV XIX	426 518, 562
Members should sit in the seats allotted to them		
Motions expressing want of confidence in the Ministry.— With reference to motions given notice of by some Members expressing want of confidence in the Ministry, at the time of the budget discussion, the Chair ruled them out of order on the following grounds :— (1) Criticism of the Government with reference to law and order situation or any laws in administration could be made during the budget discussion. (2) Members had opportunities to vote down the Government by moving cut motions. (3) Non-availing of the above opportunities, ignoring the exigencies of the financial business and insisting on moving a Censure Motion would be construed as misuse of the privilege of Members and as being against the interests of the proper functioning of an infant democracy as ours	XXVI	157
Newspapers— Reading of extracts from newspapers is not allowed. However, there is nothing improper in reading an extract from the editorial of a newspaper by a		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Newspapers—cont.		
Member in support of his reference to the manner in which questions and answers were dealt with in the House	XII	188-189
Newspaper reports cannot be made the subject matter of a point of order	XII	216
Objectionable expressions—		
The word "suppressed" should not be used	I	301
The expression 'Even Ministers are speaking irresponsibly'—Deprecated	III	256
Characterization of a Member's speech as 'Kathakalakshepam' by another Member—Deprecated	VII	217
The expression 'uncivilized people' with reference to villagers—Deprecated	XI	306
Use of the word 'சத்தியமாக' (swear) in the statement நான் சத்தியமாக கட்சி பிரதி கட்சி ரீதியில் பேசவில்லை (I swear that I do not speak for this party or that party) was considered not desirable	XII	321
Use of the expression 'அடிமை புத்தி' (slavish mentality) deprecated, as it is not in keeping with decorum of the House	XII	528
On objection being taken to the use of the expression "brute majority" with reference to the ruling party, the Chair observed that though the expression was used in Parliament, he would like the Members to keep good taste in the proceedings	XIV	338
Use of the expression 'ஒரு சொஸைட்டி நிலத்தை அரசாங்கமே அபகரித்துக்கொண்டு' (Government having taken the land belonging to a society forcibly)—Deprecated	XV	13
The use of the expression 'தில்லு முல்லு' (Deceit)—Deprecated	XVIII	79
'பேமாசடி' (Fraud) in the expression 'fraud on the Constitution'—Held not in order	XXIII	68
On a Minister taking exception to the use of the expressions 'வக்கு இல்லை', 'துப்பு இல்லை' 'வெட்க மில்லையா?' by a Member, the Chair observed that the Members should remember that they were representatives of the people and should speak with a feeling of responsibility and use words and expressions which are in keeping with the dignity of the House and refrain from casting aspersions on others.	XXIV	696
Members were advised not to use the word 'rowdies.'	XXVI	456-459
The expression "அரசு அன்று கொன்றால் தெய்வம் நின்று கொல்லும்" used by an Opposition Member at the conclusion of his speech that was directed against the Chief Minister—Deprecated	XXVII	360

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Objectionable expressions—cont.		
The use of expression "முதலமைச்சர் அவர்கள் துவாச முன்வ போல எல்லா வக்கில்கள் மீதும் சாபம்" Deprecated	XXX	629
It is better that a Member avoids the use of expressions like 'அமைச்சர் அவர்களின் காதில் போட்டு வைக்கிறேன்'	XXXI	298
During the general discussion on the Budget, a Member stated that even after three Five-Year Plans, if the food production had not reached the expected targets, it only revealed that there could not be a more disgraceful plan. On a Minister's objection to the use of the word 'கேவலம்' (disgraceful) the Chair asked the Member to refrain from the use of that word	XXXIV	448
The expression "கையாலாகாதவர்கள்" used by a Member to describe those who could not do anything by themselves but who indulged in criticism without understanding the work of the departments—Held to be not unparliamentary	XXXVI	386-387
Use of the word 'Fellows' in the sentence—"Instead of promoting the senior people of the district as Tahsildars, some fellows are imported to our district"—Deprecated	XXXVIII	243
Parliamentary Conventions—		
After announcing that leave was granted for a No-confidence Motion against the Ministry and Motion disapproving the policy of the Ministry, the Chair drew the attention of the House to the publication of the No-Confidence Motion in the newspapers and observed that it would be better if the Members followed the parliamentary convention—which was followed in the Lok Sabha also—of not giving publicity to a question or motion before the same was brought before the House, as by such premature publication the matter would lose its charm and importance	XXIV	32
During the third reading of a Bill under consideration, when a Member made certain general observations, a Minister pointed out that according to parliamentary convention, during the third reading Members should confine their remarks to any changes that might have been made in the Bill during its second reading. Thereupon the Chair observed that the Members' remarks during the third reading should not be too general	XXIV	195
Resolution—When the discussion on a non-official resolution was resumed, the Leader of the Opposition spoke on it. After the conclusion of the speech of the Leader of the Opposition, the Leader of the Communist Group and some other Members rose to		

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Parliamentary Conventions—cont.		
speak. Following the convention that no Member may speak after the speech of the Leader of the Opposition, the Leader of the Communist Group and the other Members were not permitted to speak, and the Minister was called upon to reply.	XXXI	133
Order of speeches—		
When a Member sought the permission of the Chair to speak after the Leader of the Opposition concluded his speech, a Minister drew the attention of the Speaker to a convention followed in the House that after the speech of the Leader of the Opposition no other Member used to speak, but only a Member of the Treasury Bench replied. The Chair, agreeing with the Minister, called on the Leader of the House to reply to the debate	XXXII	717
Parliamentary Etiquette—		
It was desirable that Members refrained from referring to the ruling of the Speaker of the Lok Sabha in support of their case and thus avoid entering into arguments for or against it	XXXVII	196
Parliamentary Procedure—		
<i>Admissibility of identical motions.</i> —With reference to a No-confidence Motion given notice of by the Leader of the Communist (Legislature) Party, the Speaker observed that in the light of the earlier decision of the House, granting leave for the No-confidence Motion given notice of by the Leader of the Opposition, the motion was inadmissible according to rule 72 which laid down that a motion must not raise a question substantially identical with one on which the House had given a decision in the same Session.		
The Leader of the Communist (Legislature) Party pointed out that rule 72 only referred to the 'decision' given by the House and contended that granting of leave for a motion was not a 'decision', as 'decision' meant 'decision by vote'.		
The Leader of the House stated that granting of leave was also a decision. He opposed the admission of identical motions as that would lead to practical difficulties in the discussion and also voting.		
The Chair observed that even though a 'No-confidence Motion' and a Motion of Disapproval of the policy of the Government' were both taken up simultaneously for discussion in the House on an earlier occasion, it did not appear to him to be the correct procedure. In the interests of clear and pointed debate on the subject before the House, the Chair held that the correct procedure was to admit only one motion, as had been done in the Lok Sabha and refused permission to the Member to seek leave of the House for his motion	XXXIX	32, 33, 124

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Personal Explanation—		
There can be no debate on a personal explanation by a Member	XVI	265-266
Petitions—		
If a Member refers to the petition in the course of his speech and says 'I have received a petition like this, and I request the Government to investigate this', then it is part of the proceedings of the House and nobody can pursue the matter outside the House. But, if it is given by the Member to the Minister without the knowledge of the House, it cannot form part of the proceedings in this House	XXXV	362
Point of Elucidation—		
A Member could seek elucidation on another Member's speech only when that particular Member was speaking and not when some other Member was speaking.	IV	70
Points of Information—		
After a Minister's reply to a debate and when the Chair was about to put the Motion to vote, no point of information would be allowed	XIII	239
A Member was not entitled to raise a point of information in the course of a Minister's reply to a Debate	XIII	353
There could be no debate on a point of information	XVI	705
Points of Order—		
It was not in order for one Member to request another Member to withdraw a particular word	I	178
A Member raising a point of order should say what exactly the point of order was and not make a speech.	II	262
Ruled that the statement made by the Hon. the Deputy Leader of the Opposition that a few Harijans somehow managed to get elected as M.L.As. need not be objected to, as he meant that from a large community only a few Harijans were elected as M.L.As.	X	247
When an hon. Member said that the Opposition Members were raising points of order only to give wide publicity to their own parties, the Chair ruled that clearing of doubts in the speech of an Hon. Minister need not be objected to	X	253
When two Lady Members objected to the remarks of a Male-Member of the House when he quoted a stanza about women that 'when one woman speaks, the wide world will shake, when two women speak, the Heavenly objects will fall, when three women speak, the waves will tremble and if many women speak, what will happen to the world', the Chair ruled that it was not a derogatory statement and that it only enhanced prestige of the womenfolk	X	338-339

C—cont.			
Subject.	(1)	Volume.	Page.
		(2)	(3)
CHAIR—cont.			
Points of Order—cont.			
Newspaper reports cannot be made the subject matter of a point of order		XII	216
Ruling reserved for the next meeting day ..		XII	290
Originating of the discussion on 'Educational Pattern' in the Council—Ruled out as there was no objection to the Council discussing the matter first since the subject did not come under the purview of Article 198, 199 or 207 of the Constitution		XII	392-393
Ex-Chief Minister's failure to make a statement on his resignation—Held not a point of order		XV	253-254
Minister's absence from the House—During the discussion on a Demand for Grant, it was in order for the concerned Minister to be absent from the House with the permission of the Chair on some other important business, especially when other Ministers were present in the House		XX	35
Rejection of an amendment to the Madras Contingency Fund (Amendment Bill) 1965—On 19th January 1965, after the Leader of the House introduced the Madras Contingency Fund (Amendment) Bill, 1965 and moved that the Bill be taken into consideration and also made his introductory speech, a Member rose on a point of order and stated that the rejection of his amendment to reduce the size of the fund to Rs. 3 crores from Rs. 5 crores as provided in the Bill on the ground of absence of Governor's recommendation was not in order. The Member contended that though the House could not increase the amount, it had every right to reduce the amount and that the right of the House was sought to be encroached upon by the rejection of his amendment. He also stated that a Bill for the establishment of a contingency fund was not a Money Bill. The Bill gave power to transfer money from the Consolidated Fund to the Contingency Fund and it did not relate to the actual spending of money but it related to the vesting of powers. He also pointed out that the power of custody was created under Article 199 (1) (c) but the power to transfer was created under Article 267. The Leader of the House expressed the view that inasmuch as they had enacted the law under Articles 199 (1) (c) and 267 which referred to these matters, there was no doubt about the position that the Bill was a Money Bill. Agreeing with this view, the Chair overruled the point of order raised by the Member ..		XXV	96-97
Alleged attack on the D.M.K. by the Chief Minister in a public speech.—Raising on a point of order, a Member represented that the Chief Minister had cast aspersions against the D.M.K. in a public meeting. Holding that it was not a point of order, the Chair observed			

C—cont.			
Subject.	Volume.	Page.	
(1)	(2)	(3)	
CHAIR—cont.			
Point of Order—cont.			
that the remarks reported to have been made by the Chief Minister outside the House in a public meeting could not be brought before the House	XXV	509-510	
<i>Admission of a Condolence Resolution.</i> —On 1st March 1965, as soon as the House met, the Speaker announced that the House would take up questions and answers. Immediately, the Leader of the Opposition rose on a point of order and stated that it was the duty of the Chair to allow the condolence resolution that he had given notice of. Thereupon the Chair observed that as he had to follow the rules and conventions of the House, he would have to satisfy himself whether the resolution conformed to the rules before allowing it to be moved on the floor of the House and in any case he could not be expected to allow a resolution given notice of all on a sudden without examining its admissibility according to the rules	XXVI	1	
<i>Motion expressing want of confidence in the Ministry.</i> —On 1st March 1965, after the question hour the Speaker announced that all motions given notice of by Members would be taken up the next day and called upon the Chief Minister to present the Budget for 1965-66. Accordingly, the Chief Minister rose to present the budget and no sooner had he spoken a few words in the course of his budget speech, than some Members rose raising points of order. They contended that as motions expressing want of confidence in the Ministry given notice of by them were pending and as they had questioned the very right of the Chief Minister to present the Budget, it was fair and proper that the No-Confidence Motions should be disposed of before the Chief Minister was allowed to present the Budget. The Speaker held that inasmuch as the date for the presentation of the Budget had been fixed by the Governor, any other business could not be allowed to be transacted at the time the Budget was presented. The Speaker added that he had not given his consent to move the Motion. So, he could not allow any motion to be moved just then	XXVII	10-1	
<i>Moving of a Privilege Motion by the Minister for Industries who was not a Member of the Assembly.</i> —On 2nd March 1965, a Member rose on a point of order and stated that the Motion of Privilege moved by the Minister for Industries on the previous day regarding the shouting of slogans by some Members was not in order on the following grounds :—			
(1) The Minister for Industries was not a Member of the Legislative Assembly and according to the Assembly Rules, only a Member of the Assembly could move such a motion.			

C—cont.					
Subject.			Volume.	Page.	
(1)	(2)	(3)			
CHAIR—cont.					
Point of Order—cont.					
(2) According to the rules, a Privilege Motion could be raised only after giving due notice of the same to the Speaker in writing in advance and it could not be moved all on a sudden without giving such notice.					
(3) In the light of the ruling of the Chair, the previous day, viz., all motions given notice of by Members would be taken up the next day as such motions could not be allowed to be moved at the time the budget was presented, the motion moved by the Minister for Industries should similarly have been postponed instead of being put to vote and carried.					
The Minister for Industries explained that under Article 177 of the Constitution, he was perfectly in order in moving the Privilege Motion. He added that if any breach of privilege was committed in the presence of the Speaker, it was open to any Member to draw his attention immediately to that fact. In the present case, he stated that he first drew the attention of the Chair and only on the advice tendered by the Chair, he moved the motion. Hence, he stated that the motion moved by him and accepted by the House was in order and no point of order would lie.					
Thereupon, the Speaker ruled—					
(1) Under Article 177 of the Constitution, the Minister for Industries—though he was not a Member of the Assembly—had every right to move the Motion of Privilege as he had every right to take part in the proceedings of the House, except exercising his vote.					
(2) The ruling given by him on the previous day with regard to postponement of consideration of other motions, would not be applicable to the present case as the moving of a privilege motion was called for immediately, when a breach of privilege committed inside the House while it was sitting and the consequent disturbance of the proceedings were brought to his notice. In the present case, the shouting of slogans indulged in by some Members while the House was sitting constituted a gross breach of privilege of the House.					
Under rule 192, the proceedings of the House on the previous day relating to the moving of the Motion of Privilege by the Minister for Industries and the passing of the same by the House were also confirmed by the Chair.					
Propriety of making comments to the Press on the Governor's Address.—With reference to the point raised by the Leader of the House in the previous sitting relating to the comments made by Leaders			XXVI	147-155	

C—cont.			123		
Subject.			Volume.	Page.	
(1)	(2)	(3)			
CHAIR—cont.					
Point of Order—cont.					
of Opposition Parties on the Governor's Address, the Chair observed that though in England such comments were made on the Speech from the Throne, they were made in the name of the parties and not individually by the leaders of parties. He added that when a similar matter was raised in 1954 by the then Leader of the House, the then Speaker had ruled that the practice of making comments to the Press was not a breach of privilege. With reference to the instant case, the Chair observed that it was a matter of convention and propriety and that the Leader of the House and the Leaders of the Opposition Parties might sit together and evolve a suitable convention which might serve as a guidance			XXVI	337	
Defective and incomplete Report of Committee of Privileges—					
After the motion for approving the recommendations of the Committee of Privileges in its report on the case of shouting of slogans by certain Members in the Chamber, had been moved by the Leader of the House, a Member raised a point of order stating that the report was defective and incomplete inasmuch as the statement filed by Sri V. Krishnamoorthi did not form part of the report. The Member further stated that by withholding this statement, the Committee had committed contempt of the House. The Leader of the House pointed out that the Committee of Privileges was expected to follow the procedure adopted by a Select Committee, and that it was for the Committee to decide whether the statement filed by Sri V. Krishnamoorthi should form part of its report or not. Thereupon, the Speaker held that there was neither a point of order nor a breach of privilege			XXIX	736-742	
Precedence for No-confidence Motion.—The Speaker overruled a point of order raised by a Member that the House should not discuss any other matter before the disposal of the No-confidence Motion for which leave had been granted by the House			XXXIX	36-37	
Absence of National Flag at Fort St. George Flag Mast.—During the discussion on the Madras Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966, a Member raised a point of order that the National Flag did not fly on the Flag Mast at Fort St. George, since that morning and wanted to know the reasons for the same. The Chief Minister stated that on account of the storm such a situation had arisen and assured the House					

C—cont.		Volume. (2)	Page. (3)
Subject. (1)			
CHAIR—cont.			
Point of Order—cont.			
that though the Military Authorities were directly concerned in the matter, the State Government also would take necessary steps to do the needful. The Minister for Industries pointed out that only when there was a breach of the rules, a point of order would lie. But, in the present case, as there was no breach of the rules, the Chair held that the Member was not in order in raising the issue as a point of order	XL	61-64	
Point of Propriety—			
<i>Breach of Convention in premature publication of contents of No-confidence Motion in the Press.</i> —On 1st August 1966, the Leader of the House drew the attention of the Chair to the publication of the contents of a No-confidence Motion given notice of by the Leader of the Opposition in the Press, even before the House gave leave to it and stated that it was breach of a convention established by the House in the past.			
The Leader of the Opposition stated that he had not disclosed the contents of the No-confidence Motion to press correspondents or to anyone. Both he and the Leader of the Communist Party suggested that the Chair might cause an enquiry to be made into the matter and announce its result to the House later. The Chair agreed with the suggestion.			
On 9th August 1966, the Chair announced that before he proceeded with the enquiry into the matter, the Secretary, Legislative Assembly Department, informed him that when the Press correspondents met him, he gave them some general information. Apart from that, it was not possible to fix responsibility on anyone, as the file was not treated confidentially and it passed through several people. The Chair, however, assured the House that in future such matters would be treated as confidential and suggested that the matter might be dropped.	XXXIX	28-31 971-972	
Privilege—			
Parliamentary privilege should not be administered in a way which would fetter or discourage free expression of opinion or criticism, however prejudiced or exaggerated such opinion or criticism may be	XV	260	
Privilege Matters—			

C—cont.		Volume. (2)	Page. (3)
Subject. (1)			
CHAIR—cont.			
Privilege Matters—cont.			
<i>Department—Consideration postponed till the House took up the Labour Demand for consideration</i>	II	16	
<i>Press interview by Chief Minister at Madurai regarding Budget proposals and publication of news in the Press about Government's Educational Policy before it was first announced in the House—</i>			
Ruled that the mere statement of the Chief Minister during the Press interview that 'there would be new taxation proposals in the Budget to be presented at the next session of the Legislature' would not amount to a budget disclosure and hence, would not constitute a breach of privilege.			
Ruled that there was no breach of privilege in the publication of the news about the Educational Policy in the Press on the grounds (1) the news had been published long ago and that too, when the House was not sitting (2) the news had not been published by the Minister, but it was only a report of a staff reporter based on the information obtained from a Government officer and (3) it was for the Government to decide and determine which matter was important and when it was important	II	263-264	
<i>Publication of an alleged, distorted version of the Proceedings of the House in the 'Malai Murasu'.</i> —Consideration postponed	II	662	
<i>Delay in placing a notification on the table of the House.</i> —In view of the explanation by the Hon. the Leader of the House that delay could be avoided by modifying the existing procedure with regard to placing the notification on the table of the House, the Speaker observed that it was not necessary to pursue the matter but, at the same time, he made it clear that the fact that the Court did not invalidate that notification because it was not placed before the House in time, was not a proper explanation for not placing it before the House in time. On the other hand, he pointed out that the responsibility was all the more greater, because there should be some check by the Assembly as provided by the rules.	III	446	
<i>Remarks in the 'Murasoli' about the Leader of the House.</i> —Dropped on the Editor of the Paper—who was also a Member of the House—expressing regret and the Chair expressing the hope that			

C—cont.					
Subject. (1)	Volume. (2)	Page. (3)			
CHAIR—cont.					
Privilege Matters—cont.					
the regret would be published prominently in that paper and that there would not be a repetition of such remarks	IV	27-28			
<i>Comments in the 'Bharatham' about a Member's speech regarding the use of the words 'Malam-pinju' by another Member.</i> —Ruled that there was no <i>prima facie</i> case of breach of privilege as both the expressions 'Malai pinju' and 'Malam-pinju' meant 'stone' according to the dictionary and also common usage and the newspaper had only stated that the Member need not have split up the word 'malam' from the expression 'malam-pinju' and also attributed a different meaning to it	IV	29			
<i>Publication in the 'Janasakthi' relating to a privilege matter dealt with by the House.</i> —Consideration postponed	IV	117			
Privilege matter regarding absence of Members of the main Opposition Party, viz., the D.M.K. Legislature Party raised by a member was ruled out of order	V	269			
Incorrect report published in 'Dinathanthi' regarding disturbances in the Madras Penitentiary—Ruled that there was a <i>prima facie</i> case of breach of privilege to be investigated by the Committee of Privileges	V	795			
<i>Arrest and detention of a Member.</i> —Ruled that the arrest and detention of a Member under the Defence of India Rules did not involve a matter of privilege, as the officers concerned had not committed any breach of privilege of the House or its Members	VII	620-622			
<i>Forwarding of communications addressed to the Speaker by a Member under detention.</i> —Ruled that the action of a Jail Superintendent in sending the letters given to him by a Member under detention, to the Home Department for being forwarded to the Legislature Department did not involve a matter of privilege, as the rules relating to forwarding of such communications under the Security Prisoners' Rules applicable to all prisoners including the Members of the Legislature, had not been violated	VII	622-624			
<i>Report of the proceedings of the Assembly in the 'Viduthalai' relating to a question about State Transport.</i> —Ruling reserved for the next day.	IX	433-437			
RULED that there was no <i>prima facie</i> case of breach of privilege on the grounds that nothing of material value had been omitted resulting					

C—cont.					
Subject. (1)	Volume. (2)	Page. (3)			
CHAIR—cont.					
Privilege Matters—cont.					
in the creation of a wrong impression, that the publication was not distorted and that the statement need not be given any importance..					
RULED that criticising a party could not be held to be objectionable as the path of criticism was a public way. As long as improper motives were not attributed to a Member, the House need not proceed any further. Appealed to the Press to use dignified language and avoid fanciful or irresponsible epithets while publishing proceedings of the House	IX	516-517			
Prorogation of the Assembly—As the Governor was empowered under the Constitution to prorogue the Assembly and that function was non-justiciable and could not be challenged on any ground, HELD that the advice of the Ministry to the Governor to prorogue the Assembly despite the Speaker having summoned it to meet on a particular day—did not interfere with the sovereignty of the House and hence, no <i>prima facie</i> case of breach of privilege had been made out	XIII	34, 152, 153			
If the urgency for the promulgation of the Ordinance had not arisen all on a sudden, the procedure adopted, viz., Ministry's advice to the Governor to prorogue the Assembly despite the Speaker having summoned the House to meet on a particular day, could have been avoided	XIII	153			
Sub-editorial in the <i>Dinamani</i> —Held no <i>prima facie</i> case of breach of privilege had been made out as the editorial had only welcomed certain observations made in a seminar, viz., there was a tendency to enact legislation without proper study and thought, and as it was only a general and not definite observation and not directed against the Madras Legislature or its Members there was no imputation of mala fides	XV	260			
Non-communication of information about arrest of a Member—					
Consent refused on the ground that the delay was not great and the question of attending the House with absolute immunity did not arise as far as the criminal charge or preventive arrest was concerned.	XV	589			
Members wishing to raise a matter of privilege should give notice of the same to the Chair..	XV	590			
Presence of policemen within the precincts of the House—Ruling postponed to the next sitting..	XV	745			

C—cont.		
Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
D.M.K. Members' functioning in the House vis-a-vis their party's announcement to burn a part of the Constitution—Ruling postponed to the next sitting.	XV	749
News item in the 'Broadway Times'—Matter referred to the Committee of Privileges	XVI	26-29
Arrest of some Members.—As the intimation of the arrest of the Members had been made to the Speaker within a reasonable time, as the Members had been arrested in the Legislators' Hostel which had not been included within the definition of 'Precincts' of the House, as the acts said to have been committed by them had no relation to the work that they did in the House, as the Members could not claim any privilege when they offended or violated the laws of the land and as they had been arrested under the penal law for having committed a criminal offence, HELD that there was no <i>prima facie</i> case of breach of privilege	XVI	372-373
Functioning of D.M.K. Members of the House in view of the the Party's announcement to burn a part of the Constitution.—HOLDING that the matter did not involve any breach of privilege on the grounds that a member could function as a member as long as he continued to be a Member and the proposed act of these Members did not amount to vacation of the membership or incurring any disqualification, the Chair made the following observations.—		
Burning the Constitution was an offence under an Act passed by the Legislature. Nobody had freedom of speech to state in the House that he would burn a Constitution as it would amount to his saying that he would break the law of the land. While the Members had freedom of speech within the House, which itself was subject to the provisions of the Constitution and Rules of Procedure, that freedom did not apply to the speeches made outside the House. The Chair could not take cognizance of the act complained of as it had no connection with the work of a legislator as a legislator and the Members were answerable to such acts in the same way as other citizens and are subject to the law of the land.		
Moreover, definite procedures had been laid down for amending the Constitution, but burning a part		

C—cont.		
Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
of the Constitution would not amount to amending the Constitution and was not the proper way of doing it	XX	13-15
Publication in the 'Tamil Seithi'—The 'Tamil Seithi' in its issue dated 14th March 1964, published an article under the caption 'சட்ட மன்றம் பொழுது போக்குமடமா? A Member raising a privilege issue stated that the article cast aspersion against the Members and the House and lowered the dignity of the House in the eyes of the public and that it amounted to a breach of privilege of the Members and the House. The Chair ruled that a <i>prima facie</i> case of breach of privilege had been made out and the matter might be referred to the Committee of Privileges	XX	185-186
Alleged bad treatment to a Member by the Director of Harijan Welfare—		
▲ member complained that the Director of Harijan Welfare, whom he approached for ascertaining the reasons for refusal of scholarship to a student insulted him by asking him to get out and said that this affected the privilege of the Members of the House. After explaining the circumstances relating to the incident, the Chief Minister said that at a conference attended by himself the Director of Harijan Welfare, the Member and another Member who was present at the time of the incident, both parties regretted the incident and parted in a cordial atmosphere. The Chair held that the matter did not involve a question of privilege	XXI	390, 499 797
Placing of a Board near the entrance to Fort St. George containing a slogan casting reflection on the fasting by Opposition Members.—On a privilege motion given notice of, some members of the Opposition drew the attention of the Hon. Speaker to the planting of a board near the entrance of the Secretariat with the words 'Once a session, it will do good to go without food' and stated that it amounted to ridiculing the Members who observed fasting for one day and wounding their susceptibilities and so, they said that it affected the dignity of the House. They requested that the matter should therefore be referred to the Committee of Privileges. The Leader of the House pointed out that inasmuch as fasting within the precincts of the House was not a parliamentary and legitimate duty of a Member, they could not claim any parliamentary privilege, and hence the question of breach of a privilege which did not actually exist would not arise. Thereupon the Chair held that as there		
A. 158-17		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
was no <i>prima facie</i> case of breach of privilege there was no need to refer the matter to the Committee of Privileges	XXIV	470-476
<i>Propriety of making comments to the Press on the Governor's Address.</i> —On 19th January 1965, the Leader of the House raised a matter of privilege regarding certain comments reported to have been made by the Opposition members to the Press on the Governor's Address before they actually expressed their views on the floor of the House during the discussion on the Governor's Address and pointed out that it was not in keeping with the parliamentary traditions and conventions. The Leaders of the Dravida Munnetra Kazhagam, Communist and Swatantra Parties expressed the view that there was nothing unparliamentary in expressing their views to the Press on the Governor's Address and such comments had been made on the Queen's Address to the British Parliament. The Leader of the House stated that irrespective of whether such a practice was followed in England or not, they could establish a tradition or convention by which such comments were avoided. The Chair postponed his ruling to a later date	XXV	39-43
<i>Delay in implementation of certain Acts.</i> —Raising a matter of privilege regarding the inordinate delay on the part of the Executive in implementing four land tenure Acts passed by the Legislature which had received the assent of the President, a Member pointed out that such delay undermined the faith of the public in the Legislature and hence the matter should be referred to the Committee of Privileges. The Leader of the House expressed the view that the matter could not be considered as a privilege matter. The Chair held that it was not a matter of privilege inasmuch as the Member could ascertain the reasons for the delay from the Government and he could also raise the matter during the budget discussion ..	XXV	514
<i>Obstruction in the pathway to the Assembly Chamber by the Police.</i> —On 3rd March 1965, a Member brought to the notice of the Chair that as he was proceeding to the Assembly Chamber from the Lounge, the Commissioner of Police was also just entering the Lobby and immediately the white clad Police rushed and formed a cordon around him and obstructed the pathways making it difficult for the Members to wade through the passage. The Member requested the Chair to take suitable action in the matter. The Chair observed that necessary instructions would be given in the matter	XXVI	255-256

C—cont

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
<i>Statement to the Press by Leaders of Opposition Parties regarding the discussion in the Business Advisory Committee.</i> —On 3rd March 1965, the Leader of the House raised a matter of privilege regarding certain views expressed to the Press by the Opposition Members with reference to the business of the Legislative Assembly as decided in the Business Advisory Committee and pointed out that it was not proper on their part to have rushed to the Press, as the only forum on which they could discuss the same was the House itself. The Leader of the Opposition and the Leader of the Communist Party expressed the view that they never meant any disrespect to the House by their expressing certain views to the Press. The Speaker reserved his ruling.		
On 4th March 1965, the Speaker observed that as a proper convention or procedure must be evolved in regard to this matter, he did not refer it to the Committee of Privileges.		
In that connection, the Speaker made the following observations:—		
“According to May, the publication of proceedings of committees or of draft reports of committees before they have been reported to the House will constitute a breach of privilege.		
It is a well established parliamentary practice that the proceedings of the Committees of the House or the evidence tendered before them must be treated as premature confidential and are not to be disclosed.		
Though there had been no premature disclosure in the present case, it was not in order and it would not be conducive for the committees to function freely and effectively if the proceedings in their entirety were disclosed”	XXVI	256-260, 239
<i>Walk-out by Members of Opposition Parties.</i> —With reference to a privilege motion given notice of by a Member regarding the walk-out by some Members of the Opposition immediately after the Chair had disallowed no-confidence motions given notice of by them, the Chair withheld consent to it on the ground that walk-out had been recognised as a parliamentary form of protest	XXVI	261
<i>Arrest and Detention of a Member of the House and non-communication of reasons for the arrest to the House.</i> —Ruled that the matter did not constitute a breach of privilege on the following grounds—		
(1) Every Member of the House was subject to the ordinary law and if his arrest had been necessi-		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
tated according to law, it would not involve a breach of privilege,		
(2) Arrest of a Member in order to effect preventive detention was lawful.		
(3) The reasons for the arrest of the Member had been communicated to the Speaker	XXVI	433
<i>Alleged ill-treatment to a Member of the House while in Police custody.</i> —On a Member raising a matter of privilege regarding the alleged ill-treatment meted out to a Member while in police custody and after hearing the Member, the Leader of the Opposition, the Leader of the Communist Party and the Leader of the House, the Speaker reserved his ruling ..	XXVI	689-696
<i>Editorial in the Daily 'Nam Nadu'.</i> —On a matter of privilege raised by a Member relating to certain disparaging references made about his speech in the editorial of the newspaper, the Leader of the Opposition who was the editor of the paper expressed regret for the publication. Appreciating the sentiments expressed by the Leader of the Opposition, the Speaker observed that the matter might be dropped in spite of the fact that there was a <i>prima facie</i> case of breach of privilege	XXVI	698
<i>Publication in the 'Nathigam'.</i> —Raising a matter of privilege regarding an article published in the 'Nathigam', a Member pointed out that it infringed the rights and privileges of Members, lowered their dignity in the eyes of the public and also questioned the ruling of the Chair, and hence it constituted a breach of privilege. The Chair held that a <i>prima facie</i> case of breach of privilege had been made out and that the matter might be referred to the Committee of Privileges	XXVII	101-102
<i>Alleged ill-treatment meted out to a Member while in Police Custody.</i> —On the matter of privilege raised by a Member on 8th March 1965 regarding the ill-treatment meted out to a Member while in Police custody, the Speaker, after taking into consideration the denial by the Chief Minister of any assault or ill-treatment and after quoting precedents of the House of Commons, held that inasmuch as the arrest and custody had taken place on criminal charges and as the facts of the case did not make out any ill-treatment or assault, no <i>prima facie</i> case for referring the matter to the Committee of Privileges had been made out	XXVII	102-105
<i>Publication of the proceedings of the Assembly in 'Thenral Thirai' against the direction of the Chair.</i> —On a		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
matter of privilege regarding the publication in 'Thenral Thirai' of the part of the proceedings of the House violating the direction of the Chair not to publish the same, the Speaker observed that the matter be dropped as the paper had apologised to him. The Speaker also added that the House had a right to prohibit the publication of its proceedings in the Press at any time	XXVIII	104-105
<i>Publication in 'Nava Sakthi'.</i> —With reference to a privilege matter re. the publication of misleading headlines in 'Nava Sakthi' the Speaker, while observing that the headlines were misleading, incorrect and would create a wrong impression in the minds of the readers and that there was a <i>prima facie</i> case, agreed with the suggestion of the Leader of the Opposition and observed that the paper be asked to apologise and publish a correction in the paper.	XXVIII	428
<i>Publication in 'Nava Sakthi'.</i> —With reference to a privilege matter re. the publication of misleading headlines in 'Nava Sakthi' raised on 23rd March 1965 the Chair observed that the matter might be dropped as the paper had expressed regret and also had published a correction	XXIX	463
<i>The case of shouting of slogans by certain Members in the Chamber.</i> —With reference to the report of the Privileges Committee presented on 29th March 1965 and approved by the House on 1st April 1965, the Chair directed that the member (Sri V. Krishnamoorthi) be suspended from the service of the House for the day (3rd April 1965), as he was not prepared to exercise his option to tender apology to the House ..	XXIX	512
<i>Speech by the Minister for Industries at a public meeting.</i> —Raising a matter of privilege, a Member stated that the reported statement of the Minister at a public meeting to the effect that some Opposition party members, without studying the connected papers, criticised at random without relevance to the subject and did not give facts and figures to support the statements, was likely to undermine the prestige of the members of the Opposition parties in the eyes of the public and also cast a reflection on the level of debates held in the House and hence the matter should be referred to the Committee of Privileges.		
The Leader of the House, quoting a precedent from the House of Commons, expressed the view that inasmuch as the reference of the Minister was of a general nature and did not refer to the conduct of any particular member, it could not be considered as a privilege matter.		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
The Minister for Industries stated that in a discussion about democratic socialism, any criticism made about the rights, privileges, duties and responsibilities, etc., of the Members of the Legislature was a <i>bona fide</i> one and hence it would not involve any breach of privilege.		
The Chair withheld consent to the matter being raised as a privilege, as no <i>prima facie</i> case of breach of privilege was made out and as the criticism in question was a <i>bona fide</i> one meant for improving the value of discussion in the House.	XXX	138-141
<i>Delay in placing the Rules framed by certain departments on the table of the House.</i> —Raising a matter of privilege, a Member stated that though the rules framed by the Rural Development and Local Administration and the Revenue Departments were published prior to and in March 1965 when the Assembly was sitting, the Departments failed to have them placed on the table of the House before the adjournment of the House at the end of the Budget session, but only sent them to the Legislative Assembly Department after a delay of two to three months. He added that persistent delay on the part of the departments in placing the rules on the table of the House amounted to gross indifference to the statutory obligation to the House and therefore, it constituted contempt of the House.		
The Leader of the House expressed the view that it could not be considered as a privilege matter.		
The Speaker observed that, according to the statutory provision it was imperative on the part of the Government to lay the rules framed pursuant to delegated or subordinate legislation on the table of the House as directed in the Act, and necessary that strict conformity to the provisions of the statute was observed.		
The Speaker, reiterating his earlier ruling in 1962 when a similar matter was raised, observed that though there seemed to be no justifiable or acceptable reason, in the present case, for the delay in placing the rules on the table of the House, he did not want to precipitate the matter as the Legislature and the Executive were only two wings of the State. However, he impressed on the Ministers that they might issue suitable directions and see that the departments under their control placed the rules framed pursuant to delegated legislation with the least possible delay on the table of the House and avoid such		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
complaints and that the departments might realise the gravity involved in such cases ..	XXX	337-341, 443-445
<i>Issue of Ordinance after the summoning of the Assembly.</i> —Raising a matter of privilege, a Member pointed out that after the notification summoning the Assembly to meet on 27th July 1965 was issued on 30th June 1965, an Ordinance in which there was no reference about the existence of any emergency, had been issued on the 17th July 1965 and that it amounted to disregard of the House and hence was a breach of privilege of the House.		
The Leader of the House pointed out that the term 'session' meant "from the date of the first meeting of the Assembly or the Legislature till the date of prorogation, or dissolution" and according to that definition the House could not be considered to be in session on 17th July 1965 as the House was not actually sitting on that day. Further, as there was real urgency which necessitated the issue of the Ordinance before the commencement of the session, no breach of privilege would arise.		
The Chair held that there was no breach of privilege as the House was not in session on the 17th July 1965 when the Ordinance was issued and it was for the Governor to satisfy himself regarding the existence of any emergency before issuing the Ordinance	XXX	341-347
<i>Publication of expuned portions of Assembly proceeding in "Nava Sakthi".</i> —A member raised a matter of privilege regarding the publication of certain words ordered to be expunged by the Chair, in "Nava Sakthi". The Chair warned the press that they had no authority or right to publish the words which had been ordered to be expunged; however, as it appeared that the mistake had been committed out of inadvertence, the matter might be dropped with a warning that such mistakes should not recur	XXXV	17
<i>Prosecution of a Member for forwarding to Chief Minister a petition containing allegedly false accusations.</i> —On 10th March 1966, a Member raised a matter of privilege in regard to the prosecution of another Member for forwarding to the Chief Minister a petition containing allegedly false accusations against police officials. He explained that the presentation of a petition to a Minister in the House "formed part of the proceedings of the House" and in the present case, the con-		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
cerned Member had not himself written the said petition to the Chief Minister, but had only forwarded it with his endorsement, and in doing that he had only discharged his duty as a legislator and so he should be protected from legal action. Quoting precedents from the Andhra Legislature and the House of Commons, the Member pointed out that such attempts on the part of the Government to keep the Members under such threats of prosecution even in the discharge of their duties as legislators, viz., forwarding letters and petitions from the citizens to the concerned Ministers, jeopardized their rights and privileges and constituted a breach of privilege of the Members and hence the matter should be referred to the Committee of Privileges.		
The Chief Minister contended that under the existing provisions of the Constitution, the matter would not come under privileges.		
The Leader of the Swatantra Legislature Party and the Deputy Leader of the Opposition pointed out that the matter raised was one affecting the day to day duties of the Members in disposing of the letters and petitions that they received from their constituencies and therefore should be referred to the Committee of Privileges.		
The Hon. Speaker reserved his ruling with the observation that only if a Member referred to a petition in the course of his speech and wanted the Government to investigate into the matter, it could be considered to be part of the proceedings of the House, and not otherwise		
Chief Minister's statement re. Sri Umanath, M.P.— On 9th March 1966, a Member raised a matter under rule 41 of the Assembly Rules, regarding a motion of contempt against the Madras Government in the Lok Sabha on the ground that a Member of Parliament was restrained from proceeding to New Delhi by imposing a new condition in the order of parole served on the member who was in detention under the Preventive Detention Act. The Chief Minister said in the course of his statement that no fresh order was issued by the Government of Madras and that no such order was served on Sri Umanath, M.P. on parole.	XXXV	347-362
On 15th March 1966, another Member raised a matter of privilege against the Chief Minister and stated that on 9th March 1966, the Chief Minister placed before the House facts which were		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
incorrect and not true and withheld facts which the House had a right to know and thereby had deliberately misled the House inasmuch as a fresh order was served on Sri Umanath on 2nd March 1966 by the Sub-Inspector of Police, Uraiyur, conveying the Government's direction that the member should not go to Delhi. He, therefore, pointed out that the Chief Minister was liable for breach of privilege and contempt of the House.		
The Chief Minister, in his reply, accepted that the Sub-Inspector of Police had served a communication on Sri Umanath on the 2nd March 1966, on a message in wireless from the Deputy Secretary, Public Department, but he contended that that communication was not an order of the Madras Government or by any competent authority, but only a clarification of the already existing conditions of parole. He also stated that at the time when he replied to the notice under Rule 41 on 9th March, he was not aware of the order of clarification served by the Sub-Inspector or the message of the Deputy Secretary and maintained that there was no ground for a motion for breach of privilege.		
The Member who gave notice of the privilege motion contended that what was served on the Member of Parliament was a new order. He read from May's Parliamentary Practice several passages about the privilege of Members of the House and also referred to 'Mr. Profuma case' in the House of Commons.		
On 17th March 1966, the Chair observed that he would like to follow the ruling in 'Mr. Profuma case', viz. "that the House may treat the making of a deliberately misleading statement as a contempt". But, in the present case, in the absence of materials to indicate that the Chief Minister was in possession of the fact of the order of clarification on 9th March and he wilfully suppressed it before the House, the Chair held that the omission was not deliberate with the intention to mislead the House and as such, there was no <i>prima facie</i> case of breach of privilege.	XXXVI	241-256 489-491
Alleged distorted reporting in THE HINDU.—Raising a matter of privilege, a Member pointed out that the newspaper 'The Hindu' did not publish the fact that the Opposition Members had accepted the challenge thrown by the Minister on the reference of a matter to the Privileges Committee and stated that it was a suppression of fact.		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
The Leader of the House expressed the view that inasmuch as the newspaper did not publish, anything distorted or misleading and that there was only an omission to mention the acceptance by the Members, of the challenge thrown by the Minister, it could not be considered as a privilege matter.		
The Chair observed that though there was a qualified acceptance of the challenge of the Minister by the Members, it could not be construed as a regular and direct acceptance. However, the newspaper which had given the caption 'Challenge' should have indicated that there was a qualified acceptance of the challenge and failure to indicate this was an omission. The Chair expressed the hope that the newspaper would not commit such mistakes in future, and held that it was not necessary to refer the matter to the Committee of Privileges	XXXVII	231-239
<i>Prosecution of a Member for forwarding to the Chief Minister a petition containing allegedly false accusations.</i> —On the matter of privilege raised by a Member on 10th March 1966 in regard to the prosecution of another Member for his forwarding to the Chief Minister a petition containing allegedly false accusations against the Police officials (Vol. XXXV—pp. 347-362), the Chair held that there was no <i>prima facie</i> case for referring the matter to the Committee of Privileges, with the following observations :— “Parliamentary privilege is the sum of peculiar and special rights which are exemptions from the ordinary law of the land.....” From the history of the House of Commons in England, it was found that with the growth of Parliamentary democracy and realisation of the rights of the citizens and also the maturity of political wisdom, several of the privileges had been curbed and even in 1704, they had resolved not to create any new privileges. In India, a Non-Official Bill called 'The Parliamentary Privilege Bill' brought forward in 1959 to define parliamentary privileges, was rejected by the Lok Sabha. Though the Members enjoyed absolute privilege in certain respects, they were not to exercise it in an unguided fashion or in an uncontrolled manner. If absolute privilege was created for letters and petitions written or forwarded by the Members containing allegations and accusations against		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
others outside the House and if those were not genuine, the persons accused might be seriously affected and in such cases, it was not fair to restrict or deny their rights to go before a court of law.		
Though the specific case need not go before the Committee of Privileges, it could consider this question in a general manner or a Committee of eminent politicians or the Commonwealth Parliamentary Association or the Presiding Officers might consider this question in greater detail and evolve a healthy parliamentary tradition	XXXVII	239-243
<i>Dismissal of a temple servant of Meenakshi Sundareswarar Devasthanam, Madurai.</i> —On 24th March 1966, a Member raised a matter of privilege in regard to the dismissal of a Temple servant of Meenakshi Sundareswarar Devasthanam, Madurai. The Member stated that the Executive Officer framed charges against the temple servant for had presenting a petition containing allegations against the administration of the temple to the Member who, in turn presented it to the Chief Minister. The Member pointed out that that action of the Executive Officer amounted to an unwarranted interference with his work and reflected on his action as a Member of the House, and hence a breach of privilege had been committed and, as such, the matter should be referred to the Committee of Privileges.		
The Chief Minister contended that the Government Servants and also those on a par with them, should conform to rules and regulations in their conduct and service and they should not bring political influence in the affairs of the administration. He added that in the present case, the charge was only against the servant; and the personal rights of the Member were not involved; hence, there was no breach of privilege		
The Chair reserved its ruling	XXXVII	2-522
On the matter of privilege raised by a Member on 24th March 1966 regarding the dismissal of an employee of Meenakshi-Sundareswarar Devasthanam, Madurai, on his presenting a petition to the Member, the Chair held that there was no <i>prima facie</i> case for referring the matter to the Committee of Privileges, after citing— (1) the ruling of the Speaker of the British House of Commons on a point of privilege raised by Mr. Geoffrey Cooper regarding the dismissal of		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege Matters—cont.		
certain employees on the charge that they made contact with a Parliament Member and made some allegations against the management, to the effect that "privilege could not extend to a case of that kind and no parliamentary privilege was actually involved when there were no Parliamentary duties in any way", and		
(2) the ruling of the Deputy Speaker of the Madras Legislative Assembly on a matter of privilege raised by a Member regarding the framing of charges by the District Educational Officer against a teacher on the basis of his contact with the Member, to the effect that "such facts did not constitute breach of privilege".		
The Chair, however, endorsed the view expressed by the Speaker of the British House of Commons that it was necessary that such matters were discussed by the Members and the Government in order to avoid Members' contact or their correspondence with others being made the basis of a similar charge	XXXVIII	28-29
<i>Announcement of date of meeting of the Legislature before publication of Governor's notification.</i> —On 2nd August 1966, a Member raised a matter of privilege on the propriety of the Chief Minister's announcing to the Press the date of summoning of the Assembly before the publication of the Governor's notification summoning the Assembly. He stated that the announcement had been made disregarding the Constitutional function of the Governor and the right and privilege of the Members to know the date of the meeting in the first instance and hence a breach of privilege had been committed by the Chief Minister.		
The Chief Minister stated that the date of the meeting was settled in consultation with the Speaker and the advance announcement of the date was made in the Press in the hope that it would benefit the Members and enable them to adjust their programme. He added that the date was announced only after the Governor had approved it, and in any case, there was no breach of privilege.		
The Leader of the Opposition and the Leader of the Communist Party expressed the view that the Members should know the date of the meeting before the public was informed of it.		
On 3rd August 1966, the Chair held that no question of privilege arose, and added that it was always		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Privilege matters—cont		
by the respective machineries according to the normal procedure	XXXIX	116, 119, 236-237.
<i>Advance announcement by a D.M.K. Member to the Press re: No-confidence Motion.</i> —The Speaker withheld his consent to a matter of privilege raised by a Congress Member against a D.M.K. member for giving a news item to the Press that the D.M.K. Party was going to bring forward a No-Confidence Motion in the House	XXXIX	235
Privilege Motions.—		
<i>Publication of an alleged distorted version of the proceedings of the House in the Malai Murasu.</i> —Held that a <i>prima facie</i> case of breach of privilege had been made out and referred to the Committee of Privileges	III	212
<i>Publication in the "Broadway Times", dated 24th January and 7th February 1964.</i> —Held that a <i>prima facie</i> case of breach of privilege had been made out and referred to the Committee of Privileges	XVII	89, 301
<i>Improper conduct of some Members.</i> —A Privilege Motion moved by the Minister for Industries (Sri R. Venkataraman, a member of the Legislative Council) regarding the conduct of some Members in shouting improper slogans while staging a walk-out from the House, on the Chair refusing to allow a No-confidence motion to be moved by them, was referred to the Committee of Privileges	XXVI	13
<i>Publication in the 'Nava Mani' relating to the Walk-out in the Legislative Assembly.</i> —Referred to the Committee of Privileges	XXVI	255
Proceedings of the House.—		
<i>Misreporting in the Press.</i> —On a Member drawing the attention of the Chair to the misreporting of his speech in the <i>Indian Express</i> , the Chair asked the Paper to publish the correct version	XXXIX	634
Procedure—		
<i>Bills.</i> —A motion that a Bill as amended by a Select Committee be circulated for eliciting public opinion was held out of order on the ground that there was no provision in the Rules to do so, at that stage ..	VIII	20
<i>Expunction.</i> —When a Member wants to raise a point re:expunction of certain matters referred to in the House he should first of all put in writing under which rule he is raising the matter before the House	X	101-102

C—cont.

Subject. (1)	Volume. (2)	Pages. (3)
CHAIR—cont.		
Procedure—cont.		
No Member should raise any matter in the House without prior intimation to and permission of the Speaker	V	507
When a ruling had been given on a matter and it had been disposed of, it was not desirable to raise the same matter over and over again	V	631
Statement by a Minister.—Members should not ask questions on a statement made by a Minister under Rule 82 of the Assembly Rules, at the time the statement is made	V	798
Motion for consideration of the Report of the Public Service Commission need not be put to the vote of the House	VI	171
An amendment given notice of by a Member to a motion regarding ratification of the Constitution (Fourteenth Amendment) Bill, 1962, was disallowed on the ground that the House had powers either to ratify or not to ratify the Constitution Amendment Bill, and that there was no other stage where an amendment could be moved. But Members were not prevented from expressing their opinion on the motion for ratification	VI	257, 265
There is no provision in the Rules for circulating a Bill for eliciting public opinion after a Select Committee had considered it and submitted its report to the House	VIII	18
Right of audience.—On finding that a Member was not present in the House when called to speak, the Chair mentioned the initials of another Member. Just then, the Member whom the Chair originally called, entered the House. Immediately, a Minister rising on a point of procedure observed that according to the procedure followed by the British House of Commons, when a Member was in his seat and rose to speak when called by the Chair, he had the right of audience and hence, the Member whose initials the Chair stated must be allowed to speak first. Thereupon, the Chair observed that inasmuch as he had just stated the initials of the Member and not his full name, the Member who was originally called by him would have precedence	XI	329-330
No fresh matter other than the one on the Agenda should be raised without the prior permission of the Chair	XII	333
On the Chair announcing the programme of business of the House as decided by the Business Advisory Committee, a Member moved an amendment for		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Procedure—cont.		
the allotment of a day for discussing a particular subject. Thereupon, the Chair observed that no motion had been moved under Rule 197 agreeing with the allocation of time proposed by the Business Advisory Committee, and in the absence of such a motion, the amendment for allocation of time for discussion of an additional subject was out of order	XXII	66
Government amendments to Bills reported on by a Select Committee.—In the course of the discussion on the Madurai University Bill, 1965, as reported on by the Joint Select Committee, the Leader of the House moved an amendment, to a Clause. Thereupon some members of the Opposition, rising on a point of order, stated that as the particular amendment was neither considered in, nor agreed to by, the Joint Select Committee, was inadmissible. The Leader of the House maintained that if the Government thought it necessary to bring forward an amendment, they could do so at any stage. Drawing the attention of the members to the relevant rules and also reiterating an earlier ruling to the effect that the Government can move amendments to a Government Bill as reported on by the Select Committee, even though those amendments have not been moved by them in the Select Committee, the Chair held that the amendment was in order	XXXII	282-284
Prorogation of The House.—		
Governor's authority in proroguing the House cannot be questioned	XIII	33
Questions and answers—		
Questions will be included in the list of questions when answers are ready	I	476
Even though the Member who gave notice of the question was absent, the answer was read out for the benefit of the other Members	XII	339
Catching the eye of the Chair—If a Member had caught the eye of the Chair, he would have been allowed to put his supplementary. It was, however, not in order for a Member to say that he was deliberately not allowed to put his supplementary	XV	677
Non-utilisation of one full-hour for Questions—Point of order overruled	XVI	263
Delay in receipt of Answers—Point of order overruled	XVI	367

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Questions and Answers—cont.		
Announcing the postponement of some questions, the Chair deprecated the practice of Personal Assistants to Ministers and not the Ministers writing to the Speaker requesting for postponement of the questions to be answered by their respective Ministers..	XXII	19
The Chair deprecated the tendency of Members developing a debate on every question and advised the members to utilise the question hour for the limited purpose of eliciting information	XXVI	130
Supply of full information—On a Member's complaint that full information was not supplied by Ministers when questions were put, the Chief Minister denied the allegation and said that full information was collected and furnished to them as far as possible. Thereupon, the Speaker pointed out that while he had no authority to direct a Minister to give answers, it was the duty of the Ministers to look into the matter and give all relevant information ..	XXXIV	19-20
A Minister of this State cannot answer a question relating to the defect, if any, in the administration or procurement in another State	XXXVII	120
Supplementaries—		
Members should put their supplementaries in the form of a question and not make a speech	II	12, 149, 150 344
	III	5
	V	782
	VI	224
	VIII	402
	X	522
	XI	513-519
	XIII	17, 269
Questions should be specific	II	252
	VI	212
	XVII	6
	XVIII	397
	IX	422
	X	388
A supplementary casting aspersions against a Member of the House was disallowed by the Chair	II	535
Ministers of the State Government could not be expected to answer for what the Union Ministers might have said	II	656

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Questions and Answers—cont.		
Supplementaries—cont.		
A member should put his supplementary only after due verification and should take full responsibility for the accuracy of the statement contained in it ..	IV	211
Should not be based on rumours	IV	211
Should relate to the main question	XVI	679
Questions should not be long	V	6
	X	393
	XV	435
Should not be in the nature of an explanation ..	V	25
Questions based on newspaper reports, which were sometimes baseless, could be avoided ..	V	373
Question regarding the punishment to be awarded to persons guilty of stone-throwing was ruled out of order on the ground that the authority for imposing the punishment was the Court and not the Government	V	603
Question should be brief and should refer to one point only	VI	81
A Member should put a supplementary question only from his allotted seat and not from any other seat	VI	147
Imaginary questions will not be allowed	VI	218
Questions should be relevant to the main question.	VII	407
It is desirable to avoid supplementaries about particular Blocks, when the main question is of ageneral nature	IX	330
Supplementaries containing derogatory references to lady Members should be avoided	IX	343
It is not necessary for a Minister to answer a supplementary question relating to another State.	X	181
There is no rule that simply because one is a Minister, he should give an account of his land holdings ..	X	379
Members should put supplementaries to the point.	X	386
A Minister can say that he cannot give a reply to a supplementary, if he thinks that it cannot be replied	X	394
A. 158—19		

C—cont.

Subject. (1)	Volume. (2)	Page (3)
CHAIR—cont.		
Questions and answers—cont.		
Supplementaries—cont.		
Should not be too general	X	390
Should have a bearing on the subject-matter raised in the main question	XV	320
When a Minister was answering a supplementary question, Members should hear the answer fully instead of interrupting him in the middle of his answer	XI	90
Should not be based on the talks that the Members might have had with officers or on the opinion of the officers	XI	91
Members should put only one question at a time ..	XI	816
Should be general and should not refer to individuals	XI	302
Should be direct	XI	515
Even if a Minister is prepared to answer a supplementary relating to a question which has already been disposed of, it is not desirable to allow him to do so	XII	15
A question which has already been answered should not be put again	XII	29
A Member must take the permission of the Chair before he puts his supplementary. He cannot simply stand and put questions	XII	127
Should be relevant to the main question	XII	348
Cannot be based on newspaper reports	XIII	11, 19
Should relate to things which are certain	XV	546
While Members could ask for a reply from a Minister on any facts it was not in order for them to put the statement made by one Minister to another Minister and ask for a reply	XIII	13, 37
Should not contain insinuations	XV	352
Members should not put hypothetical questions	XIII	15
Members should only put supplementaries and not offer any explanation	XIII	130
Should be definite and not vague	XIII	383
Members should not base their supplementary questions on surmises; they should take the responsibility to place the facts	XIII	483
	XIII	479
	XIII	494
	XIII	611

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Questions and answers—cont.		
Supplementaries—cont.		
Should pertain to the main question, should be of general interest and should not relate to any particular individual	XIII	614
Members should not interrupt a Minister in the Middle of his reply to a supplementary	XV	38
Should relate to the main question	XIV	353
	XV	417
	XIX	132
Members desiring to put supplementaries should be quick	XV	425
When a matter is <i>sub judice</i> , Members should not ask supplementary questions	XVI	676
Questions should be brief	XVIII	106
Should be based on facts and not on newspaper reports	XIX	134
Members should put questions only for eliciting and not for giving information	XIX	460
The Chair had the right to disallow any supplementary question even without informing the member who had put it	XIX	577
The Chair disallowed supplementary questions relating to the tour of the Governor on the ground that the tour was fixed by the Governor and not by the Government, and as such, the House could not discuss whether it was necessary or unnecessary	XXXVIII	6 7
Recognition of Parties in the House—		
Recognition of Forward Block—A Member rose on a point of order with reference to an observation made by the Speaker the previous day, namely, that the Forward Block had not been recognised as a party in the House and stated that in the Legislator's Diary issued by the Legislative Assembly Department, reference to the Forward Block as a party had been made.		
The Speaker observed that "though the Member may belong to that Party, it has not been recognised as a party in the House"	XXXIX	635-636
Reference to officers by designation—It would be a healthy convention to refer to officers by designation and not by name	XXXIX	
Right of reply—		
The mover of a substantive motion has got the right of reply	VI	420

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Role of the Press—		
On the Leader of the House pointing out that some newspapers had published certain remarks made by Members in the House in glaring headlines, the Chair observed that as the role of the Press, was very vital and important for the growth of democracy, it was essential that the Press—whatever the privileges or freedom of the Press might be—felt its own responsibility in the matter and refrained from publishing certain matters in headlines when Members went wrong as that would harm the cause of democracy	XXV	348
Ruling—		
A member should not canvass against the ruling of the Chair	VI	258
Chair's ruling should not be characterised as unreasonable	XVI	426-427
Service of Summons on Members—		
Referring to the receipt by him of a summons from a Magistrate to be served on a Member, the Chair observed that in spite of a specific rule to the effect that legal processes should not be served within the precincts of the House without the permission of the House and in spite of the fact that service of summons on Members within the precincts of the House would amount to a breach of privilege of the House, he had received the summons. He added that the Presiding Officer (Speaker) should not be used for the purpose of serving summons on Members and so, he returned the summons to the Magistrate and hoped that the Government would draw the attention of the Magistrate to the orders issued by them in regard to the matter	I	259-260
Statement by Minister—		
Decision of Members of the Opposition to go on fast—		
When the Leader of the House was making a statement on a matter of public importance, viz., decision of the Opposition Members to go on fast, a Member of the Opposition raised a point of order that inasmuch as it was only a decision of the Opposition Members which had not yet been implemented, it could not be construed as a matter of public importance or a matter of recent occurrence on which the Leader of the House could make a statement. The Speaker held that the Member could not question the Chief Minister's making the statement as it related to a matter of public importance and allowed him to make the statement	XXIV	286-289

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHAIR—cont.		
Suspension of Member—		
With reference to the recommendation of the Committee of Privileges in its report on the case of shouting of slogans by certain members in the Chamber, the Chair directed the suspension of the member (Sri V. Krishnamoorthy) from the service of the House for the day (3rd April 1965), as he was not prepared to exercise his option to tender apology to the House	XXIX	817
Unparliamentary expressions—		
"Lie"—Held unparliamentary	I	119-128
The expression 'ஒப்பாரி வைப்பது' (singing an elegy) Held unparliamentary	II	320
The expression 'புத்திசாலித்தனமல்ல' (Not wise)—Held not unparliamentary	IV	627
To refer to the exchange of remarks between a Member and a Minister as குஸ்தி போட்டார்கள் (indulged in a wordy duel or crossed swords), held unparliamentary and the Member concerned withdrew the expression	V	164
The word "conspiracy" held not unparliamentary ..	VIII	438
Use of the expression 'காட்டுமிராண்டித்தனமாக இருந்த உங்களை' (You who were barbarous)—HELD unparliamentary	XIII	172, 173, 174.
Use of the word 'பொய்' (False) in the expression "பொய் போட்டு, திருட்டு போட்டு போடுகிறவர்களை" (those who cast false votes). Held not unparliamentary	XV	375-376
The expression 'ஈனத்தனமான' (Mean) in the context, 'The burning of the Constitution is a mean act.'—Held not unparliamentary	XVI	204
The expression 'சாக்கடை மொழி' (filthy language) in the context filthy language should be avoided in election speeches.—Held not unparliamentary	XVI	317
In the course of the discussion on a motion expressing want of confidence in the Ministry, an opposition Member expressed the hope that the Congress Members would vote on the Motion without selling their conscience. (மனச்சாட்சியை விலைக்கு விற்காமல் ஒட்டு அளிப்பார்கள் என்று நம்புகிறேன்.) On a Minister objecting to the use of the expression 'மனச்சாட்சியை விலைக்கு விற்காமல்' the Chair directed the Member to withdraw those words and, accordingly, the Member withdrew those words	XXIV	693-694

Subject. (1)	C—cont.	Volume, (2)	Page. (3)
CHAIR—cont.			
Unparliamentary Expressions—cont.			
Use of the expressions 'அற்பத்தனமான', 'வெட்கமற்ற', 'துரோகி' (mean-minded, shameless and traitor). Deprecated		XXV	244-245 309-310
The words 'thara kuraivu' (தரக் குறைவு) held to be not unparliamentary when they were used impersonally		XXXV	17
The words "சுண்ணைக் கெட்ட தன்மை" (thick-skinned)—held to be unparliamentary ..		XL	682
Urgent Matter of Administration.—			
<i>Agricultural situation in Thanjavur district—</i>			
On 1st February 1966, the Chair disallowed the notice under Rule 57 on the following grounds :—			
(1) It raised more than one definite issue and was hence hit by Rule 59 (i) ;			
(2) it lacked urgency : and			
(3) the Member would have an opportunity to raise the matter in the course of the discussion on the Governor's Address			
		XXXIII	292-293
VISTRORS GALLERY—			
Visitors in the Visitors' gallery should maintain silence, as otherwise they will be asked to vacate the gallery		IX	191
Voting—			
Members should be in their seats at the time of voting. The action of a Member in not occupying his allotted seat at the time of voting was deprecated ..		VI	425
Motion for consideration of the Report of the Public Service Commission was not put to the vote of the House, but talked out		VI	171
Walk-out—			
Speaker's ruling should always be obeyed. A walk-out in protest against his ruling was an unbecoming of making a protest and was therefore not in order		XV	250-255, 353-354
Was recognised as a parliamentary form of protest ..		XXVI	260
CHEEMAICHAMY, SRI K.—			
Accommodation Control, allotment of houses ..		XXI	782
Agricultural College, Madurai		XIX	132
		XXVII	92-97
		XXXII	6-7
Agricultural Lands, acquisition		XV	711-712

Subject. (1)	C—cont.	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.			
Agriculturists, bonus		XXXVIII	128-131
Statistics		XV	416-417
Anti Bindi agitation, arrest of students		XXIX	704-705
Anti-Hindi Agitation at Madurai, number arrested and convicted		XVII	2902-291
Arrests in Madurai under Section 54 Cr. P.C. ..		XXXVIII	422-423
Artesian Wells, Ramanathapuram district		XV	82-83
Arts College, Ramanathapuram		XXIX	820-821
Auto-rickshaws, licences		XXX	579-580
Baby Food Factory, Establishment at Ootacamund ..		XXIII	233-234
Big Kanmoi Irrigation Works, Ramanathapuram ..		II	643
Bridge across Garuda river, construction		XXII	635
Bridge in Etivayal village, widening		XXI	628
Budget (Revised), 1962-63 (GD)		II	383-387
Budget, 1963-64, (G.D.)		VIII	421-424, 52.
Budget, 1963-64, Voting—			
Agriculture	}	IX	460-462, 495.
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading ..			
Capital Outlay on Irrigation, Irrigation		XI	243-245
District Administration and Miscellaneous, Land Revenue Department		XI	458-459
Budget, 1965-66 (G.D.)		XXVI	380-386
Budget, 1965-66, Voting—			
Agriculture	}	XXVIII	352-355
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading ..			
Irrigation—			
Capital Outlay on Irrigation	}	XXVIII	184-186
Public Works—Works			
Public Works—Establishment and Tools and Plant ..			
Capital Outlay on Public Works			

C—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
CHEEMAICHAMY SRI K.—cont.			
Budget, 1965–66, Voting—cont.			
Medical	XXVII	460–462	
Public Health			
Capital Outlay on Public Health			
Budget, 1966–67 (G.D.)	XXXIV	188–192	
Burma and Ceylon repatriates, tea plantations ..	XXXI	460–461	
Burma Repatriates settlement in Andaman Islands ..	XXXIX	628–629	
Bus accident, Poomparai	XVI	138	
By-election in Aruppukkottai Constituency, arrests ..	XXIII	435	
Cashew cultivation, acreage in East Ramanathapuram.	XVII	288–289	
Cashew plantations, East Ramanathapuram district.	VI	484–485	
Cement Factories—			
Licences	XXXI	730–731	
Ramanathapuram district	XIV	235	
Central Jail, Madurai	XVI	3–4	
Ceylon Immigration Prohibition of India Fisher- men to enter Katcha Theevu	XL	108–109	
Chank Industry, East Ramanathapuram district— starting	XXII	546	
Children's literature, award of prizes	XXXIV	325–326	
Cholera, Madurai and Ramanathapuram districts ..	XX	1	
College students, undertaking	XXXV	344	
Colony for low income group, Madurai Municipality ..	XL	218	
Communist Party Offices, search by police	IX	223–224	
Congress Party Offices, Madurai, police protection ..	XXXII	134–135	
Co-operative Societies, Ramanathapuram district ..	XVIII	211–212	
Corruption cases—			
Details	XXVII	1–4	
Retired officials	XXIV	207–209	
Crops—			
Damages caused by heavy rains	XIX	119–122	
Failure in East Ramanathapuram district (C.A.) ..	XXIII	251	

C—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
CHEEMAICHAMY, SRI K.—cont.			
Cyclone in December 1964, damage caused	XXIX	459–461	
Dairy and Milk Project, Madhavaram	XXXII	150–152	
Defence of India Rules, arrest of M.L.As.	VIII	304	
Dental Surgery, Professors	XXV	504	
Devasthanam lands, leasing	IV	110	
Dharmapuram Mutt Adheenakarta's North Indian Pilgrim tour, prohibition	IV	107–108	
Diesel oil, shortage	XXX	330–335	
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	253, 257–259	
District Munsifs, recruitment and selection	XX	461	
District Publicity Officers, benefits	IV	435	
Drinking water-supply—			
Madurai City	XXXIV	13–14	
Sivaganga	XXXII	827	
Tiruvadanai taluk	XXXI	751–752	
D.S.G. (First), 1964–65 (G.D.)	XXII	595–598	
D.S.G. (Third), 1964–65 (G.D.)	XXV	271–273	
D.S.G. (First), 1966–67 (G.D.)	XXXIX	650–653	
D.S.G. (Second), 1966–67 (G.D.)	XL	475–477	
Earth Tremors in Tambaram	XL	107–108	
East Ramanathapuram, water from Vaigai reservoir ..	XXXI	342–343	
Electricity Board Budget	XXII	183–185	
Elementary schools, particulars	XXXIV	568	
Employment Exchange, Ramanathapuram district ..	XI	3–4	
Erskine Hospital, Madurai	XVI	677–680	
Cancer Ward	XXIV	28–29	
Special Wards	XXXII	822–823	
Steam laundry	XXXI	459	
Explosives, advisory committee for prevention of accidents in godowns	XXVI	231	

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.		
Fair price shops, Ramanathapuram district	XL	322
Family cards, enforcement in Major Panchayats of Thanjavur district	XL	321-322
Family Planning—		
Expenditure for calendar	VI	43
Sterilization	IV	559-560
Fertiliser factory, public sector	XXXV	223-224
Fertilizers, allotment	XXXI	569-570
Fishermen—		
Death	XVII	4
Shooting by Ceylon patrol party	XXIV	445-447
Fishing industry, Ramanathapuram district	XIX	460-462
Fishing rights (lease), Vandiyur tank, Madurai ..	XXXVIII	322
Five-Year Plan (Fourth), Draft outline (M)	XXXI	247-255
Flood Control Board and Technical Advisory Committee meetings	XXV	494
Foodgrains, lifting of control	XXXIX	769-770
Forest (East Ramanathapuram district), denudation..	VI	484
General Elections (1967), Police protection to Ministers.	XL	111
General Hospital, Madras	XXV	472
Gold Bond, investment by temples, churches and mosques	XXXVIII	439-440
Gold Bond Scheme, subscription	XXXVIII	438-439
Government Arts College, Cuddalore	XXI	236-239
Government Arts College (Women), Starting in Madurai.	XXIX	223-224
Government employees—		
Family Pension Scheme	XVII	79
Retrenchment	XXXIX	924-925
Government Offices in Madurai City, location in one place.	XXXI	574-575
Government Offices, rent for private buildings ..	XXII	445-447
Government servants, City Compensatory Allowance	XVII	72-77

C—cont.

Subject. (1)	Volume. (2)	Page (3)
CHEEMAICHAMY, SRI K.—cont.		
Governor's Address (M)	I VII XVI XXV	240-244 134-138 287-291 68-73
Harijans—		
Assignment of lands in Ramanathapuram district.	IV	211-212
Colonies, Ramanathapuram district	III	196-198
Drinking water wells, Ramanathapuram district. ..	XV	83
House-sites, acquisition of lands	XVII	289-290
House-sites, Pannikulam village	XV	83
Milk supply	IV	197
Subsidy for bullocks	IV	344-345
Harvey Mills, Madurai, Stay-in-strike	XXXI	553-554
Home Guard Bill, 1963	VIII	145-147
Hospitals, Ramanathapuram district	XX	270-272
Hotels, closure on Mondays	XXXIX	767-768
Hotel Worker's Training School, starting	VI	139
I.A.S. Officer, dismissal	XXXI	437
Industrial Estate, Madurai, fire accident	XXXII	460-461
Industrial Estate, Sivaganga	VI XV XI	354-355 226-227 424-425
Industries, East Ramanathapuram		
International Conference of Tamil Studies Seminar, Malaya, Delegation	XXXIX	213-218
International Trade Fair, details	XXXI	337-338
Jalakanteswarar Temple, Vellore	XXXII	135-137
Jamabandi, time for holding	XIX	351
Jawaharlal Nehru's ashes, hoax played in Coimbatore.	XXIII	400
Jawans, Welfare of families	XXXVII	11
Jeeps, supply to Tahsildars	XXXII	239-240
Joint Farming Co-operative Society, Elayangudi, Starting	V	495

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, Sri K.—cont.		
Juvenile delinquents, number	XV	728-729
Kanmois, Madurai and Ramanathapuram district, Damages	XXIII	226
Kerosene, short supply	XXXII	688-692
Land Ceiling Act, 1961, surplus lands	XXXIV	563-565
Land Reforms Act, declaration of surplus lands ..	XXXVIII	427-429
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	514-516
Land Revenue Taxes, unification	XV	709-710
Lorry accidents during 1963-64	XXV	123-129
Lorry traffic, ban during nights	V	241
Madras Housing Unit Office, fire accident	XVI	578-579
Madurai City, extension	XXXIII	591
Madurai M.L.A., ill-treatment by police	XV	424-426
Madurai Municipality, Cheating of properties ..	XIII	609-611
Madurai Municipality, Financial Crisis	XL	454
Madurai University Bill, 1965	XXX	363-366
Medical Colleges, admission	XIV	258-260
Meenakshi Amman Temple (Madurai), renovation	VI	116
Meenakshi Government College, Madurai, Collection from variety entertainment and cricket match ..	XXXII	697
M.G.M. T.B. Hospital, in Sengipatti, grants	XXXV	347
Mica, availability in Kothagudi Hills	VI	236-237
Mineral concession for gypsum	XXIV	661-662
Mobile Sub-Registrar, appointment	XV	216-217
Municipal bye-elections. postponement	XL	453
Municipal Exhibition at Madurai	XXXI	463
Muthuramalinga Thevar, Prohibition of Anniversary Celebration of (A.M.)	XXXII	165
Mythalai Manradi Kanmoi, improvement	XXVI	550

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, Sri K.—cont.		
National Co-operative Sugar Factory, Alanganallur, starting	XXXIII	692
N.C.C. Training, College students	XII	243-244
National Defence Fund—		
Collections	XXXIV	474-477
Donation of gold and cash, particulars	XXXI	724-725
Total collection	XXXVII	9-10
Neera tappers', training	VI	325
New Industries, Ramanathapuram district ..	XVI	702-703
Norwegian Fisheries Scheme	XIV	22
Norwegian Fisheries Scheme, Mandapam, training..	XXXI	216-219
Official Language, introduction of Tamil in Government offices	XXVI	320-323
Paddy—		
Average yield of, cultivation	XV	235-238
Compulsory procurement	XXXII	571-576
Price fixation	IX	415-418
Procurement in Ramanathapuram district	XXXIX	458-460
Sealing of granaries of ryots in Manamadurai taluk	XXXII	596-597
Unaccounted stock in rice mills and sales depots in Madurai Municipality	XXXII	596
Palani Dandayuthapani Devasthanam, Kumbabi- shekam expenditure	IV	110
Palmyra Fibre Brush Industry, East Ramanatha- puram district	VI	347
Pamban—Rameswaram road bridge, construction	XXV	10-11
Panaiyur Canal, Madurai Taluk	XXXII	582-583
Panchayats—		
Election of presidents	XXVI	673-677
Postponement of election of presidents	XXVI	261
Revenue, collection	XVI	7-9

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.		
Panchayat Unions—		
Commissioners, appointment	XV	685-686
Office buildings, construction	XXXI	464
Selection for industrial development	XXVI	2-3
Sivagangai Panchayat Union Office, acquisition of land	XXXI	463-464
Thirupuvanam Panchayat Union, abolition	XV	548-549
Periyakottai-Madappuram road, formation	XXXIX	354
Police Constables, increasing pay of	XXVII	89-92
Police force, increase of strength	XL	129-130
Policemen, supply of leather goods	XV	732
Police Officials, corruption charges	XXXI	452-453
Police Stations, number	XXXI	754-755
Police Sub-Inspectors, dismissal	V	229-230
Power drills, wells sunk	XV	45-50
Prime Minister's visit to Gandhigram, arrests	XVI	565-566
Prohibition—		
Enforcement	VI	497
Number of cases registered	II	535-536
Offences and Convictions	XXXII	702
Study Team, report	XXIV	12-14
Quarries, Madurai and Ramanathapuram districts.	XXV	504
Ramanathapuram district, division of taluks	VI	223-224
Rameswaram and Dhanushkodi, damages caused due to cyclone and heavy rains (C.A.)	XXV	23
Refractory Factory, Sivaganga	III	311-312
Regional Workshops, Working	XI	514-515
Registration Offices	XVI	247-248
Regulator-cum-Bridge across Vaigai, Construction	V	502
Revenue Test—Part III re-examination	XXIII	442

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.		
Rice—		
Polishing	XXXVII	121
Procurement	XVI	703
Restrictions on movement (C.A.)	XXIV	476
Roads, Ramanathapuram district	XV	562-563
Saraswathy Higher Elementary School, Madurai, revival.	XXXVIII	443
School buildings, inspection	XXIV	444
Sea erosion, Mela Manakkudi village (Kanyakumari district), relief measures	XL	586
Secretariat, new building	XVI	14-16
Sethusamudram Project, discussions at Mandapam Camp, Conference.	XXII	436-440
Sheep Breeding Farm, Kodaikanal	VI	456
Small Scale Industries, East Ramanathapuram district	XV	680-681
Social Welfare Worker's duties	VI	246
Spinning mills—		
Manamadurai	IV	326
Sivagangai	XXXIII	472-477
Sports, Government aid	XV	700
Stadium for Madurai City, construction	VI	353
Statues of Britishers in Madras City	XXXII	213-214
Statutory rationing, details	XXXIV	237-242
Steel Plant at Salem, stage	XXXIX	226
Sub-way at Mount Road, cost	XL	298-305
	XL	26
Sugar—		
Black-Marketing	XXV	508-509
Control Order, Cancellation	XV	30 36
Increase in Production	XXI	752-753
Survey Range Office, Madurai	II	4
Tamil, medium of instruction in Degree classes	XXIV	653
"Tamil Seithi" Publication in (P.M.)	XX	185-186
Tank Factory, Avadi	XXXVII	4
Tank in Ramanathapuram, repairs	III	439
Tanks, Ramanathapuram district	XXX	134

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.		
Teachers—		
Basis for National Awards	XX	344-347
Panchayat Unions, transfers	XXX	588-591
Training School, Ilayangudi, opening	V	374
Training School, Ramanathapuram	XVI	131-132
Temple idols, safeguarding	XXVIII	85-87
Tenkasi Town, Supply of drinking water	XXXII	825-826
Text-Books, Availability	XV	558-559
Thirumalai Naik Mahal, Madurai	XXXII	924-925
Toll, abolition	XXIX	828-829
Touring cinema theatres, number	XV	715
Tourist Bungalow, Madurai, receipts and expenses in 1963-64	XXII	321
Town Hall, Madurai	XXXV	121-122
Treasuries, reorganization	XV	707
Trees in Therkkumalai Estate, Courtallam, felling for charcoal	XXXIV	164-165
Tri-wheeler taxis, proposal to ply, and fares	XL	116
Tuberculosis Sanatorium, Austinpatti	XXIV	29
Unemployment problem, steps taken for solving	XXI	760
University at Madurai, preliminary works	XXI	227-230
University of Madurai	XIV	260-261
Urappanur shooting incident	XIV	136-141
Vaigai—		
Canal Scheme	III	442-443
Canal Scheme—re-investigation	XI	208-209
Channel, modernisation	XV	10
	XXII	440-441
Dams, increase in capacity	XV	11
Reservoir, agacut	XV	11
Reservoir Project, stock of cement	XXI	620

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHEEMAICHAMY, SRI K.—cont.		
Village Officers, hereditary rights	XII	340-342
Village Officers (Thanjavur district), resignation	XXIII	132-134
Vivekananda Memorial Mandap at Kanyakumari, construction	XXV	224-226
Vivekananda's Statue, erection	XI	187
Voyage tickets, removal of intermediaries	XIII	262-263
Water-supply, Ramanathapuram town	XX	280
'We Tamil' Volunteers, arrest	XXXI	439
Wireless stations, establishment	XXXII	812-813
X-ray Block, Sivaganga hospital, Construction	XXII	46
Zoo, Madurai City	XXXIII	171-172
CHELLIAH, SRI M.—		
Budget, 1963-64 Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	466-467
Governor's Address	I	411-412
Medicinal herbs, research	XXXII	806
Over-bridge across River Kallanai on Watrap—Madurai Road	XXXII	707
Panchayat Union, Watrap, misappropriation of funds	VI	489-490
Reservoir Scheme, Pilavaikal	VI	326
Watrap-Thaniapparai Road—Construction	XXXII	821
HIDAMBARANATHA NADAR, SRI A.—		
Budget, 1963-64, G.D.	VIII	548-553
Budget, 1964-65, G.D.	XVII	327-331
Budget, 1965-66, G.D.	XXVI	281-285
Budget, 1965-66, Voting—		
Agriculture	XXVIII	347-349
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
A. 158-21		

C—cont.

Subject. (1)	Volume. (2)	Page, (3)
CHIDAMBAR ANATHA NADAR, SRI A.—cont.		
Budget, 1965-66, Voting—cont.		
Community Development Project, etc.	XXVIII	117-119
Public Works —Grants-in-aid		
Budget, 1966-67, G.D.	XXXIV	192-197
Budget, 1966-67, Voting—		
District Administration and Miscellaneous	XXXV	143-147
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments		
Commuted value of Pensions		
Loans and Advances by the State Government		
District Municipalities Act, extension to Kanyakumari District	VI	128
Governor's Address (M)	XXV	147-151
Municipalities, water-cess	VI	117-118
No-confidence Motion against the Ministry (M)	XXXIX	411-413
CHINNADURAI, SRI G. E.—		
Budget (Revised), 1962-63 (G.D.)	II	413-416
Budget 1966-67, Voting—		
Motor Vehicles Acts—Administration	XXXVII	26-28
D.S.G. (First), 1962-63, (G.D.)	VII	479-480
Governor's Address (M)	VII	337-340
Tea Plantations, effect of Bonus Act on Workers	XXXVII	11-12
CHINNAKARUPPA THEVAR, SRI S.—		
Budget (Revised), 1962-63 (G.D.)	II	564-567
Budget 1962-63, Voting—		
Agriculture	III	32-34
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on schemes of Government Trading		
CHINNAMUNUSAMY CHETTY, SRI N.—		
Budget, 1963-64 (G.D.)	IX	53-54
Budget, 1965-66, Voting—		
Education	XXVII	228-229
Budget, 1966-67 (G.D.)	XXXIV	552-553

C—cont.

Subject. (1)	Volume. (2)	Page, (3)
CHINNAMUNUSAMY CHETTY, SRI N.—cont.		
Electricity Board Budget	XXII	182-183
Governor's Address (M)	XVI	323-324
CHINNARAJE, SRI C.K.—		
Budget (Revised), 1962-63 (G.D.)	II	431-432
Budget, 1963-64, (G.D.)	IX	93-94
Budget, 1963-64, Voting—		
General Sales Tax and other taxes and duties—		
Administration	XII	65-66
Budget, 1964-65 (G.D.)	XVIII	258-260
Budget, 1965-66, Voting—		
Co-operation	XXVIII	555-556
Capital Outlay on Consumers' Co-operatives		
District Administration and Miscellaneous	XXVII	295-296
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government		
Budget, 1966-67 (G.D.)	XXXIV	454-456
Budget, 1966-67, Voting—		
General Sales Tax and other taxes and duties—		
Administration	XXXVII	144-145
Governor's Address (M)	VII	276-277
CHINNASAMY, SRI T.—		
Budget (Revised), 1962-63 (G.D.)	II	618-621
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	229-231
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	213-215
Budget, 1964-65 (G.D.)	XVIII	161- 64
Budget, 1964-65, Voting—		
Community Development Project, etc.—Public Works—Grants-in-aid	XXI	544-545

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHINNASAMY, SRI T.—cont.		
Budget 1964-65, Voting—cont.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	615-618
Budget, 1965-66 (G.D.)	XXVI	299-301
Budget, 1965-66, Voting—		
Irrigation	XXVIII	211
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant Capital Outlay on Public Works		
Land Revenue Department	XXVIII	459-460
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	139-142
Budget, 1966-67 (G.D.)	XXXIV	220-222
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation, Irrigation	XXXVI	383-384
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	401-402
Electricity Board Budget	XXX XXXIX	167-168 149-151
Fire Station, establishment at Kallakurichi	XXXII	703
Gomukhinadhi Scheme	XXII	298
Governor's Address (M)	XXXIII	418-420
Industrial Training Institutes, South Arcot	XXVIII	420-422
Kallakurichi Co-operative Sugar Mills, Audit Report for 1962-63	XXIX	549
New Railway Lines in Fourth Five-Year Plan	XXXII	947-948
Panchayats (Amendment and Miscellaneous Provisions) Bill 1964	XXIII	193
CHINNATHURAI, SRI G.—		
D.S.G. (Second) 1964-65 (G.D.)	XXIV	315-317
CHINNAYAN, SRI S.—		
Budget, (Revised) 1962-63 (G.D.)	II	304-306

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHINNAYAN, SRI S.—cont.		
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	280-282
Co-operation	V	297-298
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	180-182
Budget, 1963-64 (G.D.)	VIII	364-367
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	246-247
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	227-229 257
Budget, 1964-65, (G.D.)	XVIII	223-226
Budget, 1964-65, Voting—		
Community Development Projects, etc.—Public Works—Grants-in-aid	XXI	539-540
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	612-615
Budget, 1965-66 (G.D.)	XXVI	211-216
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	136-137
Public Works Grants-in-aid		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	168-170
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Consumers' Co-operatives—Co-operation	XXXVI	64-66
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	435-437
Electricity Board Budget, 1963-64 (G.D.)	XIII	671-674
Governor's Address (M)	I	320-322
CHINNIAH GOUNDER, SRI N. P. M.—		
Budget, 1964-65, (G.D.)	XVIII	348-350
Budget, 1965-66, (G.D.)	XVI	598-601

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHINNIAH GOUNDER, SRI N. P. M.—cont.		
Budget 1965-66, Voting—		
Agriculture	XXVIII	381-382
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Manaparai Panchayat Union Dispensary, conversion into Primary Health Centre	XXXII	789-793
CHIRANJEEVULU NAIDU, SRI C.—		
Additional Assessment and Additional Water-cess Bill, 1963	VII VIII	569-570 20, 21, 41, 43, 58, 62 65, 81-85
Agricultural Income-tax (Amendment) Bill, 1962 ..	V	545
Agricultural Income-tax (Amendment) Bill, 1965 ..	XXXI	687-688
Agricultural Income-tax (Amendment) Bill, 1966 ..	XXXVIII	500
Agricultural Produce Markets (Amendment) Bill, 1965.	XXXI	767
All-India Educational Services, constitution ..	XXI	768
Anicut across Kushasthali river, Tiruttani taluk ..	XXIX	224-225
Appropriation Bill, 1962	V	663-664
Appropriation Bill, 1966	XXXVIII	357-359
Backward communities, house-sites	XL	22-24
Budget (Revised), 1962-63 (G.D.)	II	266-268
Budget 1962-63, Voting—		
Agriculture	III	56-57
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation, Irrigation	IV	234-236
Capital Outlay on Public Health, Medical and Public Health.. .. .	V	420-421
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	463-540
Community Development Projects, etc.	III	145-146

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU, SRI C.—cont.		
Budget 1962-63 Voting—cont.		
Compensation to Zamindars	V	65-66
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration	V	281-282
Co-operation		
Elections, Head of State, Ministers and Headquarters Staff	III	260-262
General Sales Tax and other taxes and duties—Administration	IV	376-377
Labour including Factories	III	505
Public Works, Grants-in-aid	IV	417-418
Registration, Stationery and Printing	IV	638
Budget 1963-64 (G.D.)	IX	245-247
Budget, 1963-64 Voting—		
Agriculture	IX	452-454
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Community Development Projects, etc.	X	285-287
Khadi	X	140-142
Education		
Budget, 1964-65, G.D.	XVIII	414-415
Budget, 1964-65, Voting—		
Agriculture	XIX	410-411
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	510-512
Commuted Value of Pensions	XIX	156-158
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments.	XX	296-298
Pensions		
Compensation to Zamindars		
Famine Relief		
Land Revenue Department	XX	296-298
Stamps Administration		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU. SRI C.—cont.		
Budget 1964-65 Voting—cont.		
Education	XX	120-122
Elections	XIX	31-33
Head of State, Ministers and Headquarters Staff ..		
State Legislature		
Khadi	XXI	212-213
Budget 1965-66, (G.D.)	XXVI	698-701
Budget, 1965-66, Voting—		
District Administration and Miscellaneous	XXVII	268-270
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments.		
Commuted Value of Pensions		
Loans and Advances by the State Government ..		
Budget 1966-67, G.D.	XXXIV	501-504
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives—Co-operation	XXXVI	57-58
Capital Outlay on Irrigation, Irrigation	XXXVI	376-377
Capital Outlay on Public Health	XXXVII	298-299
Medical		
Public Health		
Capital Outlay on Public Works	XXXVI	322
Public Works—Establishment and Tools and Plant ..		
Public Works—Works		
Community Development Projects, etc	XXXVIII	150-151
Public Works—Grants-in-aid		
District Administration and Miscellaneous	XXXV	155-157
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government ..		
Education	XXXV	62-63
City Municipal Corporation and District Municipalities (Amendment), Bill, 1962	V	559
City Tenants' Protection (Amendment) Bill, 1964 ..	XXIII	467-468

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU. SRI C.—cont.		
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	451-453, 481-483, 492, 493
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	856-857
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	818-819
Development Branches in Collectorate, re-organization.	VI	248
District Boards, residuary staff	VI	438
District Development Councils (Amendment) Bill, 1965	XXX	558
District Municipalities Bill, 1966	XXXIX	961-962
Dravida Kazhagam, offensive discourses in City ..	XXXIX	7-10
D.S.G. (First) 1962-63 G.D.	XVII	436-438
D.S.G. (Second) 1964-65 G.D.	XXIV	325-327
Educational Survey, conduct	XXXVIII	441
Education (secondary), administration by District Educational Officers	VI	43-44
Electricity Board Budget	I XXXIX	650-651 698-699
Electricity for Agriculture	XXII	23
Electricity (Taxation on consumption) Bill, 1962 ..	V	842-843
Estates (Abolition and Conversion into Ryotwari) Act, 1948, draft amendment to rule under (M) ..	XXXVIII	507
Family Card System, Cities and Municipalities ..	XXX	115-119
Five-year Plan (Third), Mid-term appraisal (M) ..	XVII	116-117
Five-year Plan (Fourth), Draft Outline (M) ..	XXXI	526-528
General Sales Tax (Amendment) Bill, 1964	XXI	147
Government servants and teachers, age of retirement.	VI	206
Government servants, technical and scientific personnel retirement age	XVII	79-80
A. 168-22		

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU. SRI C.—cont.		
Budget 1964-65 Voting—cont.		
Education	XX	120-122
Elections		
Head of State, Ministers and Headquarters Staff .. } State Legislature	XIX	31-33
Khadi	XXI	212-213
Budget 1965-66, (G.D.)	XXVI	698-701
Budget, 1965-66, Voting—		
District Administration and Miscellaneous .. } Pensions Miscellaneous		
Other Miscellaneous Contributions and Assignments. Commutated Value of Pensions .. } Loans and Advances by the State Government .. }	XXVII	268-270
Budget 1966-67, G.D.	XXXIV	501-504
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives—Co-ope- ration	XXXVI	57-58
Capital Outlay on Irrigation, Irrigation	XXXVI	376-377
Capital Outlay on Public Health } Medical Public Health	XXXVII	298-299
Capital Outlay on Public Works } Public Works—Establishment and Tools and Plant .. } Public Works—Works	XXXVI	322
Community Development Projects, etc } Public Works—Grants-in-aid	XXXVIII	150-151
District Administration and Miscellaneous .. } Pensions Miscellaneous		
Other Miscellaneous Contributions and Assignments Commutated Value of Pensions .. } Loans and Advances by the State Government .. }	XXXV	155-157
Education	XXXV	62-63
City Municipal Corporation and District Municipalities (Amendment), Bill, 1962	V	559
City Tenants' Protection (Amendment) Bill, 1964 ..	XXIII	467-468

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU. SRI C.—cont.		
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	451-453, 481-483, 492, 493
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	856-857
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	818-819
Development Branches in Collectorate, re-organization.	VI	248
District Boards, residuary staff	VI	438
District Development Councils (Amendment) Bill, 1965	XXX	558
District Municipalities Bill, 1966	XXXIX	961-962
Dravida Kazhagam, offensive discourses in City ..	XXXIX	7-10
D.S.G. (First) 1962-63 G.D.	XVII	436-438
D.S.G. (Second) 1964-65 G.D.	XXIV	325-327
Educational Survey, conduct	XXXVIII	441
Education (secondary), administration by District Educational Officers	VI	43-44
Electricity Board Budget	I XXXIX	650-651 698-699
Electricity for Agriculture	XXII	23
Electricity (Taxation on consumption) Bill, 1962 ..	V	842-843
Estates (Abolition and Conversion into Ryotwari) Act, 1948, draft amendment to rule under (M) ..	XXXVIII	507
Family Card System, Cities and Municipalities ..	XXX	115-119
Five-year Plan (Third), Mid-term appraisal (M) ..	XVII	116-117
Five-year Plan (Fourth), Draft Outline (M) ..	XXXI	526-528
General Sales Tax (Amendment) Bill, 1964	XXI	147
Government servants and teachers, age of retirement.	VI	206
Government servants, technical and scientific personnel retirement age	XVII	79-80

J—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHI ANJEEVULU NAIDU SRI C.—cont.		
Governor's Address (M)	I	126-128
	XVI	157-158
	XXV	203-204
	XXXIII	490-493
Handloom Weaver's Co-operative Societies in Tiruttani Taluk, rebate	XXXIX	350
Harijans in Tiruttani taluk, houses	XXVI	551
Headquarters Hospital, Tiruthani buildings.	XXI	585
High School, opening in Chingleput district	IV	436-437
Home Guards Bill, 1963	VIII	109
Indian Registration (Madras Amendment) Bill, 1966..	XL	624-625
Industrial Labour Weaver's Co-operative Societies, Chingleput district	XXV	476-477
Irrigation tank near Mahankalipuram, formation	XXVI	230
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	508-509
Konasamudram Tank, Pallipat sub-taluk, closing of breach	XXXII	828
Kushasthali river, bridge near Pallipat	XXII	463
Land Encroachment (Amendment) Bill, 1965	XXXI	669-670
Lands (waste), assignment	XXVI	552
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	508-509
Leaseholds (Abolition and Conversion into Ryotwari) Amendment Bill, 1964	XXIII	380-381
Legislature Library, accommodation	VI	476
Madhavaram Dairy and Milk Project, enhancement of prices of milk	XXX	25
Madras Acts, extension to Tiruttani	IV	440
Madras University (Amendment) Bill, 1965	XXXIII	327-328
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	508-509
Motor Vehicles Taxation (Amendment) Bill, 1962	V	705

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU SRI C.—cont.		
No-confidence Motion against the Ministry (M)	XXXIX	498-500
Official Language policy, discussion (M)	XXIX	877-879
Package Programme in Thanjavur district, Report of Expert Team of Ford Foundation	XXIX	454-459
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	173, 203-204, 257-258, 262-263 268, 269, 287-288, 290 291-293. 295-296.
Pension to Employees of Local Bodies	III	109
Primary Health Centres— Poommangadu, buildings	XXXVIII	437
Poommangadu village	XXIX	734
Starting	XXIX	576
Producer-cum-Consumer Co-operative Societies, Revival	II	241-242
Public Health, Concurrence of Assembly for an Act of Parliament (R)	VII	643
Public Works Department, division at Tiruttani	VI	326
Red Hills-Sholavaram Tanks, acquisition of ayacut	IV	443
Rice distribution and census details, Madras City	XXVI	421-422
Rinderpest (Amendment) Bill, 1964	XXIII	370-371
Ryots of Tiruttani Taluk, penal steps by Revenue authorities (C.A.)	XXVIII	143
Seed Multiplication Scheme, Study Team's recommendations	IV	99-100
Southern Regional Conference on Agricultural Production.	XXI	226-228
Stamp (Increase of Duties) Bill, 1962	V	581-582 825 828
Sugar, Khandasari Units in the State	XXXI	752-753
Teacher-pupil ratio in elementary schools (R)	XVI	755-756

C—cont.

Subject. (1)	Volume. (2)	Page. (3)
CHIRANJEEVULU NAIDU, SRI C.—cont.		
Umanath, Sri (M.P.), Order served on (D.S.D.) ..	XXXVII	193
Urban Land Tax Bill, 1966	XXXIX	843
Water-supply Scheme, Tiruttani	VI	129

D

DAKSHINAMOORTHY GOUNER SRI A. S.—

Additional Assessment and Additional Water Cess Bill, 1963	VII VIII	572-573 40-41
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	381-384
Anicut, construction near Erode	XXII	147-148
Appropriation (No. 2) Bill, 1964	XXI	690-693
Budget (Revised), 1962-63, G.D.	II	301-304
Budget 1962-63, Voting—		
Agriculture	III	50-53
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation, Irrigation	IV	236-238
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	497-500
Community Development Projects, etc.	III	165-167
Compensation to Zamindars	V	36-42
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Education	IV	127-129
Elections, Head of State, Ministers and Headquarters Staff	III	266-268
Labour including Factories	III	487-489
Police	III	347-350
State Legislature	III	218-221

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DAKSHINAMOORTHY GOUNDER, SRI A. S.—cont.		
Budget 1962-63 Voting—cont.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	207-208
Budget, 1963-64, G.D.	VIII	343-346
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development, Industries	XI	127-129
Capital Outlay on Irrigation, Irrigation	XI	260-262
Community Development Projects, etc. Khadi	X	337-339
District Administration and Miscellaneous, Land Revenue Department	XI	456-458
Education	X	126-127
Elections	IX	369-372
Head of State, Ministers and Headquarters Staff		
Pensions		
State Legislature		
Police	IX	560-561
Budget, 1964-65, G.D.	XVIII	231-235
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	400-401
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XX	307-309
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration	XXI	274-277
Jails		
Khadi	XXI	220
Labour including Factories	XX	42-44
Police	XX	240-242
Budget, 1965-66, Voting—		
Education	XXVII	188-192
Irrigation	XXVIII	200-201
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works		

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
AKSHINAMOORTHY GOUNDER, SRI A. S.—cont.		
Budget, 1965-66, Voting—		
Police	XXVII	394-396
State Legislature	XXVII	18-22
Elections		
Head of State, Ministers and Headquarters Staff .. }		
Budget, 1966-67, G.D.	XXXIV	434-440
Budget, 1966-67, Voting—		
Agriculture	XXXVI	165-166
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }		
Capital Outlay on Forests	XXXVII	529-531
Cinchona		
Forest		
Capital Outlay on Irrigation	XXXVI	377-379
Irrigation		
Capital Outlay on Public Health	XXXVII	287-288
Medical		
Public Health		
Education	XXXV	59-62
Labour including Factories	XXXV	293-295
State Legislature	XXXV	405-407
Elections		
Head of State, Ministers and Headquarters Staff .. }		
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	561-562
Constitution (Sixteenth Amendment) Bill, 1963 (Ratifi- cation) (R)	XIII	87-90
Dams, Erode taluk	XXXVII	217-218
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	260-261
District Police (Amendment) Bill, 1963	XIV	344-345
D.S.G. (First) 1962-63, G.D.	VII	474-477
D.S.G. (First), 1963-64, G.D.	XIII	517-518
Educational pattern (M)	XII	317-322
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	393-396

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
SHINAMOORTHY GOUNDER, SRI A. S.—cont.		
Governor's Address (M)	VII	214-218
	XVI	218-222
	XXV	404-408
	XXXIII	124-127
Indu Marriage (Madras Amendment) Bill, 1965 ..	XL	163-165
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963	XV	619-623
Lower Bhavani Ayacut area, ban on sinking wells ..	XXXVIII	15-18
Lower Bhavani Ayacut area, utilisation of seepage water	XXXVII	373-374
Lower Bhavani Project area, penal water rate ..	XXII	546-549
Madras State renaming as 'Tamilnad' (R)	XVI	767-769
Madras State, renaming as Tamilnad, Amendment of the Constitution (R)	XXIII	54-62
Madurai University Bill, 1965	XXX	385-388
Official Language Policy (M)	XXIX	633-639
Public Health, Concurrence of Assembly for an Act of Parliament (R)	VII	643-645
SANDAYUTHAPANI, SRI M.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	583-585
Agricultural Income-tax (Amendment) Bill, 1963 ..	XIV	62
Appropriation (No. 2) Bill, 1965	XXIX	509-511
Budget (Revised), 1962-63, G.D.	II	294-297
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation—Irrigation	IV	232-234
Compensation to Zamindars	V	85-88
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Elections and Head of State, Ministers and Head- quarters Staff	III	254-255
Fisheries	V	342-343
Public Works—Grants-in-aid	IV	419-421
Budget, 1963-64, G.D.	VIII	474-477

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DHANDAYUTHAPANI, SRI M.—cont.		
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	214-215
Capital Outlay on Public Works, Public Works— Establishment and Tools and Plant, Public Works Works	XI	39-41
Community Development Projects, etc., Khadi ..	X	282-285
Police	IX	537-538
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	X	215-216
Budget, 1964-65, G.D.	XVIII	131-135
Budget, 1964-65, Voting		
Community Development Projects, etc.—		
Public Works—Grants-in-aid	XXI	512-514
Budget, 1965-66, G.D.—	XXVI	574-577
Budget, 1965-66, Voting—		
Agriculture	XXVIII	399-400
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Community Development Projects, etc.	XXVIII	111-113
Public Works—Grants-in-aid		
Irrigation	XXVIII	180-182
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Land Revenue Department	XXVIII	469-470
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Medical	XXVII	465-467
Public Health		
Capital Outlay on Public Health		
Budget, 1966-67, G.D.	XXXIV	250-254
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives .. }	XXXVI	82-84
Co-operation		
Capital Outlay on Irrigation	XXXVI	373-375
Irrigation		

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
HANDAYUTHAPANI, SRI M.—cont.		
Budget, 1966-67, Voting—cont.		
Capital Outlay on Public Works	XXXVI	316-317
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Compensation to Zamindars	XXXVI	265-267
Famine Relief		
Land Revenue Department		
Stamps Administration		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	407-410
Co-operative Central Land Mortgage Bank, Limited, Government guarantee for debentures (R)	XXX	456-458
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	43-44
D.S.G. (First) 1964-65, Voting—		
Capital Outlay on Irrigation	XXIV	430-431
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	XXIV	406-407
D.S.G. (Second), 1964-65, G.D.	XXIV	297-299
D.S.G. (Third), 1964-65, G.D.	XXV	269-271
D.S.G. (First), 1966-67, G.D.	XXXIX	663-665
D.S.G. (Second), 1966-67, G.D.	XL	473-475
Electricity Board Budget	I	606-608
	XIII	419-422
	XXII	185-186
	XXX	154-156
	XXXIX	151-154
Governor's Address (M)	I	238-240
	VII	239-242
	XVI	60-63
	XXV	46-51
	XXXIII	199-202
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	504-505
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	504-505
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	504-505
Paddy, fall in price (D.S.D.)	X	79-80
Paddy and rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	638-640
Panchayats (Amendment and Miscellaneous Provi- sions) Bill, 1964	XXIII	193-195

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DHARMALINGAM, SRI A.P.—		
Additional Assessment and Additional Water Cess Bill, 1963	VIII	29-32, 58, 62, 63, 64 69-70, 81
Ammapet Handloom Weaver's Co-operative Production-cum-Marketing Society, irregularities ..	XL	213-214
Appropriation (No. 3) Bill, 1963	XII	174-181
Appropriation (No. 2) Bill, 1965	XXIX	499-502
Arrest (Ann)	IV	675
Budget (Revised), 1962-63, G.D.	II	205-210
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation	IV	249-253
Education	IV	187
Elections and Head of State, Ministers and Headquarters Staff	III	247-251
Labour including Factories	III	501-504
Police	III	383-386
Budget, 1963-64, G.D.—	VIII	556-562
Budget, 1963-64, Voting—		
Administration of Justice, Jails	XI	18-23
Agriculture	IX	471-473, 498
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Public Works, Public Works—Establishment and Tools and Plant, Public Works—Works	XI	37
Community Development Projects, etc., Khadi ..	X	314-317
District Administration and Miscellaneous, Land Revenue Department	XI	482-485
Police	IX	538-540
Budget, 1964-65, G.D.	XVIII	88-94
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture.	XIX	418-422 450
Capital Outlay on Schemes of Government Trading.		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	518-521
Compensation to Zamindars, Famine Relief, Land Revenue Department, Stamps Administration ..	XX	324-329, 338
Co-operation	XX	495-499

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DHARMALINGAM, SRI A. P.—cont.		
Budget, 1964-65, Voting—cont.		
Education	XX	146-148, 171
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	70-77
Medical, Public Health and Capital Outlay on Public Health	XXI	102
Police	XX	203-208
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	632-635
Budget, 1965-66, G.D.	XXVI	716-724, 784-786
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	106-109
Public Works—Grants-in-aid	XXVIII	540-542
Co-operation	XXVII	225-226
Capital Outlay on Consumers' Co-operatives		
Education	XXVII	493-496
Medical		
Public Health		
Capital Outlay on Public Health	XXVII	396-399
Police	XXIX	263-267
Registration		
Jails		
Fisheries		
Stationery and Printing	XXVII	13, 77, 80
State Legislature		
Elections		
Head of State, Ministers and Headquarters staff ..		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	201-203, 261
Budget, 1966-67, G.D.	XXXIV	402-409
Budget, 1966-67 Voting—		
Agriculture	XXXVI	138, 141-146
Animal Husbandry		
Capital Outlay on Agriculture	XXXVI	31-40, 47
Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Consumers Co-operatives	XXXVI	529-536
Co-operation		
Capital Outlay on Industrial Development	XXXVII	279-282
Industries		
Capital Outlay on Public Health		
Medical	XXXVII	279-282
Public Health		

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DHARMALINGAM, SRI A. P.—cont.		
Budget, 1966–67, Voting—cont.		
Community Development Projects, etc.	XXXVIII	187–191
Public Works—Grants-in-aid		
Compensation to Zamindars	XXXVI	269–271
Famine Relief		
Land Revenue Department		
Stamps Administration		
Education	XXXV	37–42, 105
Jails	XXXVIII	53–58
Police	XXXV	530–534
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	425–428
Cement, production	V	785–790
City Municipal Corporation (Amendment) Bill, 1965.	XXXI	54–57
Conduct of Election of Members of Village Pan- chayats Rules, 1964, Amendment (M)	XXV	462–465
Co-operative Societies (Amendment) Bill, 1966	XXXVIII	461–464
Cultivating Tenants Protection and Payment of Fair Rent (Extension to Added Territories) Bill, 1963.	XV	278, 279, 281–284
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	431–435
Depressed Classes, loans	IV	440
District Medical Officer, Tiruchirappalli, appoint- ment	IV	341
D.S.G. (Second), 1963–64, G.D.	XVI	503–506
D.S.G. (Second), 1963–64, Voting— Head of State, Ministers and Headquarters Staff	XVI	531, 534–538
D.S.G. (First), 1964–65, G.D.	XXII	504–505
D.S.G. (Third), 1964–65, G.D.	XXV	263–268
D.S.G. (Second), 1965–66, G.D.	XXXII	765–767
D.S.G. (First), 1966–67, G.D.	XXXIX	665–669
Electricity, Kundah Project	II	4
Electricity Board Budget	XIII	553–554
	XXXIX	38, 696–698
Engineering College, starting at Tiruchirappalli	II	657–658
Essential commodities, price control	VI	62–63
	III	312
Five-year plan (Fourth), Draft Outline (M)	XXXI	472–479

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
HARMALINGAM, SRI A. P.—cont.		
Governor's Address (M)	I	160, 172–176
	XVI	68–72
	XXV	408–412
	XXXIII	257–261
	V	622
Headquarters Hospital, Tiruchirappalli	VIII	111–115
Home Guards Bill, 1963		
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XV	616–619
	V	750
Medical College, Tiruchirappalli, opening	III	556–557
Minor irrigation schemes, Tiruchirappalli district..	XXVII	101–102
'Nathigam', publication of an article (P.M.)		
No Confidence Motion against and Motion dis- approving Food Policy of Ministry (M)	XXIV	616–625
Occupants of Kudiyruppu (Protection from Eviction) Amendment Bill, 1964	XXIII	161–162
	X	75–78
Paddy, fall in price (D.S.D.)		
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	174–180
Promulgation of prohibitory orders and arrest of D.M.K. Partymen (A.M.)	XV	113–114
	V	615–616
Schools, medium of instruction		
Small-scale Industries (Tiruchirappalli district), allotment	III	319–320
	IV	111
State Transport Department, workers' grievances..	V	139
Surgical Instruments factory, establishment	XV	681–682
Vadamavali Anicut, foundation stone	XXXIX	616–617
Weavers' Co-operative Society, Kadayanallur	IV	554–555
Weekly holidays, industrial workers		
DURAI PANDI, SRI N.—		
Budget, 1964–65, Voting—		
Capital Outlay on Forests	XXI	158–160
Cinchona		
Forest Department		
Capital Outlay on Irrigation	XX	401–402
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XX	298–300
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Budget, 1965–66, G.D.	XXVI	593–595

D—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
DURAI PANDI, SRI N. —cont.			
Budget, 1965-66, Voting—			
Irrigation	XXVIII	222-223	
Capital Outlay on Irrigation			
Public Works—Works			
Public Works—Establishment and Tools and Plant.			
Capital Outlay on Public Works			
Medical	XXVII	485-487	
Public Health			
Capital Outlay on Public Health			
Motor Vehicles Acts—Administration	XXVII	553-554	
Police	XXVII	363-364	
Budget, 1966-67, Voting—			
Capital Outlay on Forests	XXXVII	535-537	
Cinchona			
Forest			
Capital Outlay on Irrigation	XXXVI	409-411	
Irrigation			
Community Development Projects, etc.	XXXVIII	177-179	
Public Works—Grants-in-aid			
Compensation to Zamindars	XXXVI	277-279	
Famine Relief			
Land Revenue Department			
Stamps Administration			
Police	XXXV	528-530	
State Legislature			
Elections	XXXV	375-377	
Head of State, Ministers and Headquarters Staff			
Welfare of Scheduled Tribes,	XXXVII	421-422	
Castes and other Backward Classes			
Electricity Board Budget	XIII	671-676	
Governor's Address (M)	XVI	166-170	
Legislative Council, separate constituency for	XXXIII	606-612	
Elementary School Teachers (R)	XXXI	165-166	
DURAI SWAMY, SRI A.—			
Budget (Revised), 1962-63 G.D.	II	416-417	
Budget, 1962-63 Voting—			
Industries, Capital Outlay on Industrial	III	591-592	
Development			
Welfare of Scheduled Tribes, Castes and Other	V	208-209	
Backward Classes			
Budget, 1963-64 G.D.	IX	196-198	

D—cont.		Volume.	Page.
Subject.		(2)	(3)
(1)			
DURAI SWAMY, SRI A.—cont.			
Budget 1963-64, Voting—cont.			
Welfare of Scheduled Tribes, Castes and Other		X	222-223
Backward Classes			
Budget 1966-67, Voting—			
Agriculture	}	XXXVI	146-148
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
		XXXIII	710-712
Governor's Address (M)			
DURAIYARASAN, SRI A.—			
Anicuts across Vellar, construction		II	340
Anti-Hindi agitation, Compensation to families		XXIX	713-714
of deceased persons		IX	506-507
Brick Kiln (Electric), Arantangi taluk		II	467-470
Budget (Revised), 1962-63, G.D.			
Budget, 1962-63, Voting—			
Agriculture	}	III	70-71
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
Industries, Capital Outlay on Industrial		III	593-595
Development		VIII	371-374
Budget, 1963-64, G.D.			
Budget, 1963-64, Voting—			
District Administration and Miscellaneous, Land		XI	467-468
Revenue Department		XII	93-95
Famine Relief		XI	389-390
Fisheries			
Welfare of Scheduled Tribes, Castes and other		X	231-233
Backward Classes		XVIII	171-175
Budget, 1964-65, G.D.			
Budget, 1964-65, Voting—			
Capital Outlay on Forests	}	XXI	162-165
Cinchona			
Fisheries			
Capital Outlay on Irrigation	}	XX	402-403
Capital Outlay on Public Works			
Irrigation			
Public Works—Establishment and Tools and Plant.			
Public Works—Works			
Compensation to Zamindars	}	XX	321-322
Famine Relief			
Land Revenue Department			
Stamps Administration			

D—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
DURAIYARASAN, SRI A.—cont.			
Budget, 1964-65, Voting—cont.			
Education	XX	141-143	
Forest Department	XXI	312-314	
Budget, 1965-66, Voting—			
Agriculture	XXVIII	389-390	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on schemes of Government Trading.			
Education	XXVII	202-204	
Irrigation	XXVIII	179-180	
Capital Outlay on Irrigation			
Public Works—Works			
Public Works—Establishment and Tools and Plant			
Capital Outlay on Public Works	XXVII	469-471	
Medical			
Public Health			
Capital Outlay on Public Health			
State Legislature	XXVII	47-50	
Elections.. .. .			
Head of State, Ministers and Headquarters Staff }			
Welfare of Scheduled Tribes, Castes and other Backward			
Classes	XXIX	192-194	
Budget, 1966-67—G.D.	XXXIV	423-426	
Budget, 1966-67—Voting—			
Capital Outlay on Forests	XXXVII	545-547	
Cinchona			
Forests			
Capital Outlay on Irrigation, Irrigation	XXXVI	411-412	
Capital Outlay on Public Health	XXXVII	296-297	
Medical			
Public Health			
Fisheries	XXXVIII	70-72	
Stationery and Printing			
Bus routes (new), Arantangi taluk	XI	5	
Buses, Private Sector	X	526	
Bus Stand, Arantangi	X	274	
	XIX	463	
China clay, Arantangi taluk	III	109-110	
Chothupulivathalai channel, repairs	X	527	
Collective Farming, Arantangi taluk	XXII	254-256	
College of Engineering and Technology, Thanjavur district	XXXIII	577-578	

D—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
DURAIYARASAN, SRI A.—cont.			
Co-operative Agricultural Farms, number	VI	459-460	
Co-operative Credit Societies, functioning	VIII	186	
Co-operative House Building Society, Arantangi, Starting	XVII	277-278	
Co-operative loans, postponement of recovery.. .. .	XXXIII	286-288	
Co-operative Spinning Mill, Arantangi	II	653-654	
Cyclone and heavy rains, damages	XXXIII	177-178	
Dam, Narasingha Cauvery, Arantangi taluk	X	527-528	
Dearness allowance, enhancement	VI	72-73	
District Munsif's Court at Arantangi, establishment	VI	227-228	
D.S.G. (Final), 1963-64—Voting—			
Public Works—Grants-in-aid	XXI	506	
Electricity Board Budget	XXII	208-210	
Electrification of villages, Arantangi taluk	V	378	
Fishermen, Arantangi taluk	VIII	187	
Foodgrains, godowns in Thanjavur district	XXXVI	15-16	
Forests, Arantangi taluk	X	375-376	
Government Hospital, Thanjavur	XII	133-134	
Governor's Address (M)	I	361-362	
	VII	162-164	
	XVI	331-334	
	XXV	401-404	
	XXXIII	112-115	
	IV	3	
Harijans, Arantangi taluk, supply of plough bulls	XXIV	550	
Harijans, Construction of houses	VIII	295-298	
Homoeopathic Practitioners, appointment as Doctors.			
Houses for Scheduled castes in Arantangi Constituency, construction	IV	322-323	
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	501-502	
Karungattu Anicut Scheme, Arantangi taluk	II	536-537	
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	544-54	

D—cont.

Subject. (1)	Volume. (2)	Page. (3)
DURAIYARASAN, SRI A—cont.		
Land Revenue and Agricultural Loans in certain districts, remission and postponment of collection (C.A.)	XXI	131-135
Land Revenue remission, Arantangi and Pudukkottai taluks	XXXVIII	19-20
Lands, assignment to Harijans	XXIII	339-341
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	501-502
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	501-502
Occupants of Kudiyiruppu (Protection from Eviction) Amendment Bill, 1964	XXIII	166-168
Oil, Cauvery basin	XI	425
Overbridge near Thanjavur Railway station, Construction	XXXIII	479
Panchayat Union, delimitation	VI	118
Panchayat Union Building, Arantangi taluk ..	XII	261-262
Panchayat Union Council, Arantangi, new building ..	XXI XXXIII	477 289
Pattukottai Panchayat, upgrading	XIX	1-5
Peravurani and Gandharvakottai, formation of new taluks	XXXIII	585-586
Police Station, Establishment at Tiruppanavasal ..	XX	182
Police Station, opening at Thiruppanavasal ..	XXXIV	470
Primary Health Centre, opening in Arantangi taluk ..	XXXV	347
Prohibition	VIII	89
Raja Mirasdar Hospital, Thanjavur, shifting of some units to Thanjavur Medical College	XXXVII	504
Rinderpest (Amendment) Bill, 1964	XXIII	374-376
Rural Co-operative Housing Societies, Pattukottai taluk	XXIII	417-418
State Seed Farms, Nattumangalam	XXXIV	1-5
Sub-Registrar's Office, opening at Mimisal	XXXIV	235-236
Taluk Headquarters Hospital, Arantangi, construction	IV	96

D—cont.

Subject. (1)	Volume. (2)
URAIYARASAN, SRI A.—cont.	
Tanks, Arantangi taluk	X
Teachers Training School in Periyakulam taluk, admission	XXXVI
Thanjavur Hospital, daily expenditure	X
Underground water resources, exploration in Thanjavur delta	XXXII
Vanaspathi Factory, South Arcot district	XIX
Veterinary and Agricultural Colleges, starting in Thanjavur district	XXXII
Veterinary Hospitals, Arantangi and Pattukottai ..	XXII
Village Officers, increase of salary	VI
Water-supply, construction of reservoir in Arantangi town	XX
Work-charged personnel, provincialisation	XXIII
E	
ELLAMA NAIDU, SRI V.—	
Budget (Revised), 1962-63, G.D.	II
Budget, 1962-63, Voting—	
Capital Outlay on Irrigation—	
Irrigation	IV
Capital Outlay on Public Works	
Public Works—Establishment and Tools and Plant	IV
Public Works—Works	IV
Education	
Elections and Head of State, Ministers and Headquarters Staff	III
Labour including Factories	III
Police	III
Budget, 1963-64, G.D.	IX
Budget, 1963-64, Voting—	
Capital Outlay on Irrigation, Irrigation	XI
Capital Outlay on Public Health	
Medical	
Public Health	X

Subject. (1)	Volume. (2)	Page. (3)
E—cont.		
AMA NAIDU SRI V.— <i>cont.</i>		
Budget, 1963-64 Voting— <i>cont.</i>		
Capital Outlay on Public Works—Public Works— Establishment and Tools and Plant—Public Works—Works	XI	50-51
Co-operation	XI	366-368
District Administration and Miscellaneous, Land Revenue Department	XI	453-455
Public Works—Grants-in-aid	X	597-599
Budget, 1964-65, G.D.	XVIII	260-262
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	407-408
Capital Outlay on Public Works Irrigation		
Public Works—Establishment and Tools and Plant Public Works—Works		
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXI	521-522
Co-operation	XX	512-513
Medical	XXI	47-48
Public Health		
Capital Outlay on Public Health		
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	78-79
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	146-147
Community Development Projects, etc.		
Public Works—Grants-in-aid		
District Administration and Miscellaneous Pensions	XXVII	272-275
Miscellaneous		
Other Miscellaneous Contributions and Assignments Commutated Value of Pensions		
Loans and Advances by the State Government		
Education	XXVII	222-223
Medical	XXVII	490-491
Public Health		
Capital Outlay on Public Health		
Motor Vehicles Acts—Administration	XXVII	543-546
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	175-177

Subject. (1)	Volume. (2)	Page. (3)
E—cont.		
ELLAMA NAIDU, SRI V.— <i>cont.</i>		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	172-174
Animal Husbandry		
Capital Outlay on Agriculture Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Forests	XXXVII	543-545
Cinchona		
Forest		
Community Development Projects, etc.	XXXVIII	161-163
Public Works—Grants-in-aid		
D.S.G. (First), 1963-64, G.D.	XIII	505-507
Electricity Board Budget	1 XIII	599-601 682-684
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	412-416
Governor's Address (M)	VII XVI XXXIII	49-53 383-385 222-225
Panchayat (Amendment and Miscellaneous Provision) Bill, 1964	XXIII	192-193
ELUMALAI, SRI T.P.—		
Baby Food, distribution	XXXIV	390-394
Budget (Revised), 1962-63, G.D.	II	682-685
Budget, 1962-63, Voting—		
Capital Outlay on Road Transport Schemes—Road Transport Schemes	IV V	515-521 344-346
Fisheries	III	498-501
Labour including Factories	IV	412-415
Public Works—Grants-in-aid	IV	621-622
Public Works—Works		
Public Works—Establishment and Tools and Plant Capital Outlay on Public Works		
Budget, 1963-64, G.D.	IX	257-259
Budget, 1963-64, Voting—		
Fisheries	XI	397-400
Budget, 1965-66, Voting—		
Agriculture	XXVIII	392
Animal Husbandry		
Capital Outlay on Agriculture Capital Outlay on Schemes of Government Trading		
Community Development Projects, etc.	XXVIII	150-152
Public Works—Grants-in-aid		

E—cont.

Subject. (1)	Volume. (2)	Page (3)
ELUMALAI SRI T.P.—cont		
Budget, 1965–66 Voting—cont.		
Fisheries	XXIX	291–293
Jails		
Registration		
Stationery and Printing		
Irrigation	XXVIII	219–220
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works	XXVII	355–358
Police		
Budget, 1966–67, G.D.	XXXIV	413–417
Budget, 1966–67, Voting—		
Agriculture	XXXVI	179–181
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	443–445
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	817–817
Dravida Munnetra Kazhagam, Picketing (Point. of Information)	IV	425–426
Governor's Address (M)	I	326–329
	VII	19–22

G

GANESAN, SRI SAW.—		
Additional Assessment and Additional Water Cess Bill, 1963	VIII	17–18, 19, 70, 72
Agricultural Loans, recovery in Ramanathapuram district	V	232
Anti-Hindi agitation, Police Firing	XXIX	707–710 711–713
Ancient and Historical Monuments and Archeological sites and Remains Bill, 1966	XL	344–347
Appropriation (No. 2) Bill, 1965	XXIX	481–485
Appropriation (No. 3) Bill, 1966	XXXIX	805–808
Arjunan, shooting by the Police at Coimbatore (A.M.)	XXIV	232–233 236
Arrest of a Member, delay in intimation (Privilege Matter)	XXXIX	123–124
Artificial silk, shortage	IV	327–329
Betting Tax (Amendment) Bill, 1962	V	857–859

G—cont.

Subject. (1)	Volume (2)	Page (3)
GANESAN SRI SAW—cont.		
"Broadway Times", Publication in (P.M.)	XVII	87–88
Budget (Revised) 1962–63, G.D.	II	685–696
Budget 1962–63, Voting—		
Agriculture	III	76–78
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Irrigation, Irrigation	IV	289–293
Capital Outlay on Public Health, Medical and Public Health	V	458–464 474–475 477
Capital Outlay on Public Works	IV	623–629 637
Public Works—Establishment and Tools and Plant		
Public Works—Works	IV	504–506 521–528
Capital Outlay on Road Transport Schemes		
Road Transport Schemes	V	28, 44, 89–92, 119
Compensation to Zamindars		
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department	V	273, 304–308 162–166
Stamps Administration		
Cooperation	IV	239–241
Education	V	349–351
Elections	III	381–388 73–74
Head of State, Ministers and Headquarters staff		
Fisheries	IV	402, 421–425
General Sales Tax and other Taxes and Duties—		
Administration	IV	653–657
Motor Vehicles Acts—Administration	III	219–222
Public Works—Grants-in-aid	V	212–217 219
Registration—		
Stationery and Printing	IX	261–277
State Legislature		
Welfare of Scheduled Tribes, Castes and other Backward classes		
Budget 1963–64, G.D.		

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GANESAN, SRI SAW.—cont.				
Budget 1963-64, Voting—				
Agriculture	IX	440		
Animal Husbandry		480-483		
Capital Outlay on Agriculture		494		
Capital Outlay on Schemes of Government Trading. }				
Capital Outlay on Forests, Forests	XI	407-409		
Capital Outlay on Industrial Development, Industries	XI	149-152		
Capital Outlay on Irrigation, Irrigation	XI	264-268		
Capital Outlay on Public Health	X	465-473		
Medical				
Public Health				
Capital Outlay on Public Works—Public Works—	XI	37, 67-71		
Establishment and Tools and Plant—Public Works				
—Works				
Co-operation	XI	368-372		
Education	X	103, 145		
		151, 170		
Elections	IX	348,		
Head of State, Ministers and Headquarters Staff				
Pensions				
State Legislature				
		392-397		
Forest Department	IX	401, 407		
Police		323		
		547,		
		561-566,		
		575		
Registration, Stationery and Printing	X	546,		
		563-567		
Budget 1964-65, G.D.	XVIII	331-345		
Budget, 1964-65 Voting—				
Labour including Factories	XX	16,		
		56-61, 73		
Stationery and Printing	XXI	435-442		
Welfare of Scheduled Tribes, Castes and Other Back-	XIX	638-642		
ward Classes				
Budget 1965-66, G.D.	XXVI	470-484		
Budget 1965-66, Voting—				
Administration of Justice	XXIX	86-90		
Capital Outlay on Forests				
Cinchona				
Forest Department				
Khadi				
Co-operation	XXVIII	519-522,		
Capital Outlay on Consumers' Co-operatives				
		560-562		

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GANESAN, SRI SAW.—cont.				
Budget 1965-66, Voting—cont.				
Registration	XXIX	296-299		
Jails				
Fisheries				
Stationery and Printing				
Welfare of Scheduled Tribes, Castes and Other Back-	XXIX	203-207		
ward Classes				
Budget 1966-67, G.D.	XXXIV	594-608		
		636-637		
Budget 1966-67, Voting—				
Agriculture	XXXVI	137, 138		
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading }				
Capital Outlay on Consumers Co-operatives	XXXVI	92-98		
Co-operation				
Capital Outlay on Industrial Development Industries }	XXXVI	491		
Capital Outlay on Irrigation, Irrigation	XXXVI	541-544		
		423-429		
Capital Outlay on Public Works	XXXVI	308,		
Public Works—Establishment and Tools and Plant }				
Public Works—Works				
		324-328		
Compensation to Zamindars	XXXVI	287-292		
Famine Relief				
Land Revenue Department				
Stamps Administration				
District Administration and Miscellaneous	XXXV	131, 132		
Pensions				
Miscellaneous				
Other Miscellaneous Compensations and Assign-				
ments. }				
Commuted value of pensions		188-194		
Loans and Advances by the State Government				
Education	XXXV	76-83		
Fisheries, Stationery and Printing	XXXVIII	33		
		100-105		
Labour including Factories	XXXV	274-282		
Motor Vehicles Acts—Administration	XXXVII	17, 43-47		
State Legislature	XXXV	364, 365		
Elections				
Head of State, Ministers and Headquarters Staff }				
		409-416		
		446		
Building (Lease and Rent Control) Amendment Bill, 1963	XIV	69-72		
Cashew plantations in Tirupathur taluk, damages	III	191		

G—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
GANESAN, SRI SAW.—cont.			
Cement distribution (Dis. S.D.)	VI	304-306	
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	28-32	
City Municipal Corporation (Amendment) Bill, 1965	XXXI	65-68	
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	571-573	
Constitution (Fourteenth Amendment) Bill, 1962, Ratification (R)	VI	263-264	
Constitution (Sixteenth Amendment) Bill, 1963, Ratification (R)	XIII	206-210	
"Daily Thanthi", Alleged misreporting (P.M.) ..	V	794	
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	262-266	
District Police (Amendment) Bill, 1963	XIV	345-350	
D.M.K. Agitation, Police action (D.S.D.)	V	522-523	
D.M.K., Alleged violence by Police in connection with the picketing by the D.M.K. and arrest of some members of the D.M.K. Legislature Party (A.M.) ..	IV	455, 457, 459, 462	
D.S.G. (First), 1962-63, G.D.	VII	480-485	
D.S.G. (First), 1964-65, G.D.	XXII	625-629	
D.S.G. (Second), 1964-65, G.D.	XXIV	345-350	
D.S.G. (Final), 1964-65, G.D.	XXIX	393-397	
D.S.G. (First), 1965-66, G.D.	XXX	656-660	
D.S.G. (First), 1966-67, G.D.	XXXIX	677-681	
D.S.G. (Second), 1966-67, G.D.	XL	506-510	
Electricity Board Budget	I	670-675	
	XXII	222-229	
	XXX	503-511	
Electricity (Taxation on Consumption) Bill, 1962 ..	V	843-846	
		852-853	
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	205-207	
Explosives, issue of licences	V	139	
Farewell speeches	XL	842-846	
Fertilizers, grant of loans	VI	224-225	
Five-Year Plan (Third) Mid-term appraisal (M) ..	XVII	129-138	
Five-Year Plan (Fourth), Draft Outline (M) ..	XXXI	528-548, 645-647	
General Sales Tax (Third Amendment) Bill, 1965 ..	XXXII	964-968	

195			
G—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
GANESAN, SRI SAW.—cont.			
Gold Control Rules and consequent unemployment of workers (A.M.)	VII	118-214	
Governor's Address (M)	I	158, 412-423	
	VII	352-364, 400	
	XVI	421-432	
	XXV	156-157	
	XXXIII	712-728	
Governor's Address, Propriety of making comments to the Press (Privilege Matter)	XXV	41	
Handloom cloth, rebate	II	16-17	
Hanumanthappa, Sri T., Secretary, Madras Legislative Assembly, Appreciation of services (M) ..	XXIV	200-201	
Harijan workers, Distress due to closure of tanneries at Ranipet, Pernambattu and Vaniyambadi (A.M.)	XXIV	229-230	
Highways Department, provincialisation of work-charged staff	XXXVIII	425-427	
Hindu Marriage (Madras Amendment) Bill, 1965 ..	XL	159-163	
Home Guard Bill, 1963	VIII	147-153, 164	
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	636-639	
Indian Registration (Madras Amendment) Bill, 1966	XL	625-626	
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1964 (L.A. Bill No. 5 of 1964)	XXIII	34-36	
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	505-507	
	XIV	201-206	
Land Revenue and Water-Cess (Surcharge) Bill, 1965	XXXII	553-560, 744-746, 751-752	
Lands, joint pattas, issue in ex-zamin areas ..	II	436-437	
Land tax and other taxes based on it, abolition (R)	XL	662-664	
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	505-507	
Local Authorities (Extension of Term of Office of Members) Bill, 1962	VI	432-433	
Madras Medical College Men's Hostel, unrest among students (C.A.)	XIV	284	
Madras State, renaming as Tamilnad, Amendment of the Constitution (R)	XXIII	83-87, 101	

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GANESAN, SRI SAW.—cont.		
Madras University (Amendment) Bill, 1965	XXXIII	348-350
Madurai University Bill, 1965	XXX	397-402
Mambalam-Kodambakkam Railway lines, removal of fish plates (C.A.)	XXXII	282-286
Marine Diesel Engine Project, location near Ennore.	XXIV	556-557
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	XXXI	321-326
Motor Vehicles (Taxation of Passengers and Goods) Amendment Bill, 1962 (L.A. Bill No. 13 of 1962) ..	I	505-507
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	V	808, 813-815
Musical Instruments, Sales Tax, exemption	XV	370-372
'Nava Mani' Publication (P.M.)	V	394
No-confidence Motion against Ministry (M)	XXVI	779-780
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXVI	247, 250
No-Confidence Motion (Point of Order)	XXXIX	271-285
Obituary References—		
Jawaharlal Nehru, Sri (R)	XXIV	572-583
Subbaroyan, Dr. P. (R)	XXVI	156-159
Occupants of Kudiyruppu (Protection from Eviction) Amendment Bill, 1964	XXII	10,13
Official Language of Indian Union, recognition of all fourteen languages (R).. ..	VI	8-10
Official Language Policy, Discussion (M)	XXIII	160-161
Opposition Party Members, letters	XIII	335-342
Opposition Party Member's fast, Board with reflection casting slogan, placing in Fort St. George (Privilege Matter)	XXIX	608-609
Pachayappa's College, Students' strike	I	885-898
Paddy, fall in price (D.S.D.)	XXIV	257-258
Paddy Procurement in Tiruchirappalli district (Dis. S. D.)	XXIV	472-473
Pakistani Aggression, Condemnation and solemn dedication to Defence Efforts (R)	XV	666-671
Palani Devasthanam, complaints re-administration ..	X	81-82
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XL	800-802
	XXXII	74-80
	IV	109-110
	XXIII	209-210

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GANESAN, SRI SAW.—cont.		
Panchayats Act, 1958, Rules under (M)	VI	174
Police firing in Urappanur (A.M.)	XI	107,108
Police, Indiscriminate arrest (A.M.)	IV	574
Power cut (A.M.)	II	350-351
Power cut in the State (C.A.)	II	455
Preservation of Private Forests (Amendment) Bill, 1963	XV	265-266
Prime Minister's visit to Madurai, arrest of Swatantra Party leader and removal of flags of opposition parties	XX	461-464
Procurement harassment of agriculturists (A.M.) ..	XL	612-613
Prohibitory Order at Kunrakudi, Defiance	XXVIII	4-5
Prohibitory Orders, Promulgation and arrest of D.M.K. Partymen (A.M.)	XV	119
Prosecution of a Member for forwarding to Chief Minister a petition containing allegedly false accusations (Privilege Matter)	XXXV	355-357
Public Service Commission Report, consideration (M).	VI	161-163
Public Works, Departmental execution.. ..	V	149
Questions, Language of answers	XXVI	557
Rameswaram Township, constitution (R)	XXXIII	388-390
Reserved forests, grazing facility	II	242-245
Revenue Divisional Officer, Devakottai, transfer ..	II	4-5
Rice, supply of inferior quality ration rice in Madras City (A.M.)	XL	613
Saraswathi High School Building, Maninagaram, Madurai, collapse (A.M.)	XXII	49
"Shouting of Slogans" Case, Approval of Privileges Committee Report (M)	XXIX	750-751
Stamp (Increase of Duties) Bill, 1962	V	582-583
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	170-176
State Transport Department, working	V	382
State Transport, fleet strength, profits, etc.	IV	113-116
State Transport System, Committee to enquire into the working (R)	XXIX	795-799
Sub-treasury, Karaikudi	II	253
Tagore Centenary Memorial Theatre, construction ..	XXXIX	802-803

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GANESAN, SRI SAW.—cont.		
Tanneries in Ranipet, etc.	XXIV	651-652
(Transferred Territory) Ryotwari Settlement Bill, 1964.	XXII	502-505, 510 537
Tube-wells, Ramanathapuram district	II	
Umanath, M. P., Sri detenu (C.A.)	XXXV	241-242
Umanath, M. P., Sri detenu, Chief Minister's State- ment (Privilege Matter)	XXXVI	252-253
U.P.S.C. Examinations, Inclusion of Tamil as one of the media (R)	XXX	310-312
Urban Land Tax Bill, 1963	XV	397-402
Valayars, concessions	VI	44-46
Walk-out by some opposition members after Speaker's Ruling, (Points of Order)	XV	251-252, 254-255
Yarn price, fixation	VI	238-239
GOMATHI SANKARA DIKSHITHAR, SRI G.—		
Appropriation (No. 3) Bill, 1963	XII	168-169
Budget, 1963-64, G.D.	IX	64-67
Budget, 1963-64, Voting—		
Community Development Projects, etc.	X	293-297
Khadi		
Police	IX	528-529
Budget, 1964-65, G.D.	XVIII	392-394
Budget, 1965-66, Voting—		
Education	XXVII	205-207
Deputy Inspectors and School Assistants, vacancies	XXXIX	889-890
District Educational Officers, vacancies	XL	67
D.S.G. (Final) 1964-65, G.D.	XXIX	365-368
Governor's Address (M)	I	406-408
	XVI	418-420
	XXXIII	663-666
School Assistants, District Boards	XL	7-8
Townships, constitution (R)	VII	420
GOPALA GOUNDER, SRI K.—		
Aerodrome, Ulundurpet	VI	253
Alampundi tank, water-supply	VI	254
Anicut across Varaha river	II	544-545
Assistant Engineers, Gingee, transfer	XV	101
Basic Training Schools, Gingee taluk	II	435

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOPALA GOUNDER, SRI K.—cont.		
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	228-229
College, Villupuram taluk	VI	127-128
Co-operative Agricultural Bank, Tiruvannamalai taluk	II	245-246
Dam across Varaha Nadhi in Kadali village. report about the dismantled condition	XXXII	346
District Munsif's Court for Gingee taluk	XXXII	475-476
Electricity, extension to rural areas	IV	21-22
Forest, Ulundurpet	VI	486
Gingee Fort, development as Tourist centre	XXII	256-257
Government Hospital, Gingee, new ward	IV	96
Groundnut cake manufacturing industry, Gingee taluk.	VI	461
House Building Society, Gingee	II	654
Industrial Training Institute, Gingee taluk	XXXVIII	1
Iron, availability in Gingee taluk	VI	237
Irrigation, Gingee taluk	VI	255
Jayankondan-Perani Road, completion	VI	497
Joint pattas in Gingee taluk	VI	250
Kadappattu dam across Varaha Nadhi, conversion into reservoir	XXXII	345-346
Ladies club, building	XV	417
Lorries, State permit	XV	739
Mettuvalilambur Panchayat, Gingee taluk, bifurcation.	XII	103-104
Nandan Canal, Gingee taluk, renovation	II	643-644
Panchayat, Periyamur	X	267
Panchayats (Gingee taluk), bifurcation	VI	118-119
Paraiyanthangal Panchayat, Gingee taluk, bifurcation.	XII	103-104
Police Station, Vallam	XI	98
Policemen, quarters in Gingee taluk	VI	326
Policemen, Sathiyamangalam, Gingee taluk, houses	XI	423-424
Post Office, Satyamangalam	XXII	322
Power boring sets, Gingee Panchayat Union	X	511-515
Pulipet lake (Gingee taluk), development	VI	499-500
Roads, North Arcot district	VI	368

G—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
GOPAIA GOUNDER, SRI K.—cont.			
Roads, South Arcot district, distance laid with Railway Cess Fund	XXXIII	700	
Roads, Villupuram Division	XV	722-723	
Road works, South Arcot district	VI	134	
Selection Examination, abolition	XII	23-25	
Semmedu tanks, repair	VI	254	
Sri Ranganathaswami temple, Singavaram, renovation.	XXIII	422	
Sub-Registrar's Office, Sathiamangalam	III	541	
Sub-Registrar's Office, Vettavalam, opening	II	251	
Taluk Headquarters Hospital, Gingee	XXIII	402-403	
Teachers (South Arcot District Board), pay	VI	128	
Tourist Centres for South Arcot district	XXXII	478-479	
Tourist home, construction at Gingee	VI	46-47	
Tractor, hiring by Panchayat Union	VII	1-2	
Villupuram and Cuddalore Divisions, maintenance of roads	XXII	317-318	
GOVINDAN, PULAVAR K.—			
All India Services, creation	XXIII	422-423	
Ammonium Sulphate, requirements for different crops.	V	791	
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	357-362	
Appropriation Bill, 1964	XVI	610-612	
Appropriation (No. 2) Bill, 1964	XXI	640-645	
Appropriation (No. 6) Bill, 1965	XXXII	840-844	
Appropriation Bill, 1966	XXXVIII	332-335	
Appropriation (No. 3) Bill, 1966	XXXIX	797-802	
Archaeological excavation, North Arcot	XV	742	
Archaeological Survey (Kaveripattinam)	XVI	695-696	
Atomic plant, Kalpakkam	XXV	329	
Backward Community students, scholarships	XXII	306-307	
Chakravatsalam Polytechnic, Kancheepuram	IX	429-430	
Black-topped roads, North Arcot district	V	10	
Bridge, Cheyyar	XVI	696	
Bridge, toll levy on vehicles	III	439-442	

G—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
GOVINDAN, PULAVAR K.—cont.			
Buckingham Canal, ferry service	XII	342-343	
Budget (Revised), 1962-63, G.D.	II	271-275	
Budget, 1962-63, Voting—			
Agriculture	III	64-66	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading	IV	134-136	
Education	III	255-258	
Elections Head of State, Ministers and Headquarters Staff			
Industries Capital Outlay on Industrial Development	III	572-574	
Police	III	350-353	
Budget, 1963-64, G.D.	VIII	339-343	
Budget, 1963-64, Voting—			
Agriculture	IX	456-457 492	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading	XI	120-122	
Capital Outlay on Industrial Development, Industries.			
Capital Outlay on Public Works, Public Works—Establishment and Tools and Plant, Public Works—Works	XI	43-44	
Education	X	103-107, 163	
Elections	IX	372-373	
Head of State, Ministers and Headquarters Staff			
Pensions			
State Legislature	XVII	322-327	
Budget, 1964-65, G.D.			
Budget, 1964-65, Voting—			
Agriculture	XIX	372, 405- 407, 450	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading	XX	366, 367, 424	
Capital Outlay on Irrigation			
Capital Outlay on Public Works			
Irrigation	XIX	520	
Public Works—Establishment and Tools and Plant.			
Public Works—Works			
Capital Outlay on Road Transport Schemes, Road Transport Schemes			
A. 158—26			

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOVINDAN, PULAVAR K.—cont.		
Budget, 1964-65, Voting—cont.		
Commutated value of Pensions	XIX	144, 182-187
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments	XX	282, 305-307
Pensions		
Compensation to Zamindars		
Famine Relief		
Land Revenue Department	XX	108-111
Stamps Administration		
Education	XX	172
Elections, Head of State, Ministers and Head quarters staff, State Legislature		
Jails	XIX	33-40
Medical	XXI	262-264
Public Health	XXI	24
Capital Outlay on Public Health		
Motor Vehicles Acts—Administration	XIX	501-504
Police	XX	187
Stationery and Printing	XXI	420-423
Budget, 1965-66, G.D.	XXVI	784
Budget, 1965-66, Voting—		
Agriculture	XXVIII	402-407
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Co-operation	XXVIII	508, 563-566
Capital Outlay on Consumer's Co-operatives		
District Administration and Miscellaneous		
Pensions		
Other Miscellaneous Contributions and Assignments	XXVII	263, 264
Commutated Value of Pensions		
Loans and Advances by the State Government		
Miscellaneous		
Education	XXVII	182-188
Forest Department	XXIX	16
General Sales Tax and Other Taxes and Duties Administration	XXVIII	276, 291-293
Irrigation	XXVIII	178, 217-219
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOVINDAN, PULAVAR K.—cont.		
Budget, 1965-66, Voting—cont.		
Land Revenue Department	XXVIII	448
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Medical	XXVII	452-514
Public Health		
Capital Outlay on Public Health		
State Legislature	XXVII	13-18
Elections		
Head of State, Ministers and Headquarters Staff		
Budget, 1966-67, G.D.	XXXIV	197-201
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives' Co-operation	XXXVI	24
Capital Outlay on Public Health	XXXVII	246
Medical		
Public Health		
Capital Outlay on Road Transport Schemes	XXXVII	65
Road Transport Schemes		
Compensation to Zamindars	XXXVI	257
Famine Relief		
Land Revenue Department		
Stamps Administration		
District Administration and Miscellaneous	XXXV	130-131
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments		
Commutated value of Pensions	XXXV	147-151
Loans and Advances by the State Government		
Education	XXXV	18-28, 101
General Sales Tax and other Taxes and Duties—Administration	XXXVII	136-138
State Legislature, Elections, Head of State, Ministers and Headquarters staff	XXXV	364-377
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	380
Burma repatriates, maintenance	XXV	388-392
Bus permits, new routes	VIII	489-492
		493-498

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GOVINDAN, PULAVAR K.—cont.				
Bus routes, North Arcot district	XXV	501		
Bus routes, surrender	XXIII	405-408		
Bye-election at Tiruvannamalai, use of Panchayat Union jeeps	XVI	361-363		
Cashewnuts, production in 1963-64	XXII	295		
Causeway across Palar, repairs	XXII	316		
Cement, distribution	XVIII	105-111		
Cement Factory, North Arcot district	XV	714		
Children's Museum, construction	XI	438-439		
Cholera, deaths in North Arcot district (C.A.) ..	XXXV	472		
Cinemas (Regulation) Amendment Bill, 1964 ..	XXIII	315		
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964 ..	XVI	549		
Coal, Chingleput district	X	7-8		
Commercial Taxes Officers, attack	XXV	4-6		
Consumers' co-operative stores, industrial undertakings	XXVII	97-98		
Co-operative Milk Supply Society, Parasur	XXXII	153		
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	454-455, 481		
Craft teachers in higher elementary schools ..	XXXVII	379-380		
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	814-815		
Dengue, causes for outbreak	XXVIII	172		
Diseases, anti-whooping cough injections	XV	417-418		
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	253-254		
District Board High School, Cheyyar, Building Fund	XXVII	54		
District Board High Schools, conversion into Government High Schools	XXXII	92		
District Board High Schools, North Arcot district, non-availability of teachers (C.A.)	XXIII	45		
District Development Councils, resolution	XIV	75-7		
District Gazetteer, renewal	XIX			
Drainage Schemes, Municipalities and Panchayats..	VIII	507-50		

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GOVINDAN, PULAVAR K.—cont.				
Drinking water-supply, Tiruvannamalai	XV	4-8		
D.S.G. (Final) 1962-63, G.D.	XI	531-532		
D.S.G. (Final), 1963-64, Voting—				
Education	XXI	502		
Medical	XXI	503		
Other Miscellaneous Contributions and assignments	XXI	507		
Welfare of Scheduled Tribes, Castes and other Backward classes	XXI	504-505		
D.S.G. (First), 1964-65, G.D.	XXII	619-620		
D.S.G. (Second), 1964-65, G.D.	XXIV	295-297		
D.S.G. (Final) 1964-65, G.D.	XXIX	349-358		
D.S.G. (First), 1965-66, G.D.	XXX	639-642		
D.S.G. (Final), 1965-66, G.D.	XXXVIII	237-241		
D.S.G. (Second), 1966-67, G.D.	XL	460-463		
East Pakistan refugees, rehabilitation	XXVIII	99-101		
Edible groundnut meal, manufacture	IV	441		
Education, Advisory Boards for Development districts.	XXXIII	678-680		
Education Department, reorganization of Directorate.	XXXII	8-9		
Educational pattern (M)	XII	302-307		
Electric pumpsets, hardships in getting ownership certificates for installation in North Arcot district (C.A.)	XXI	23		
Electricity Board Budget	XIII	432-434		
	XXII	70-75		
	XXX	182-186		
	XXXIX	188-190		
Engineering, Part-time Degree Courses	XXIV	364		
Engineering education, failures	XXIV	214-215		
Farm Forestry Scheme, water facilities	IX	418-419		
Fire accidents, subsidy to victims	XXIII	228-233		
Fire Service Station, Cheyyar	III	424-425		
Five-Year Plan (Third), targets and achievements in food production	XXV	141-142		
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	309-314		
Food Production, music	XIII	3-4		
Forest Plantations, Watering	IV	329		

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GOVINDAN PULAVAR, K.—cont.				
General Sales Tax (Second Amendment) Bill, 1965 ..	XXXI	664-665		
Government Arts College in North Arcot district, opening	XXI	620-621		
Government Headquarters Hospitals, patients ..	VI	501		
Government Hospitals in Taluk Headquarters, North Arcot district	VI	501-502		
Government Hospitals (Madras City), patients ..	VI	501		
Government Offices located in sea-shore, Madras name- boards	XXI	793-794		
Governor's Address (M)	I	161, 175-189		
	VII	31-35		
	XVI	267, 268 269, 283- 287, 492, 493, 500		
	XXV	167-171		
	XXXIII	66-72 490		
Handcarts, prohibition	XVI	140-142		
Handloom cloth, sale	XXII	306		
Handloom cloth, special rebate	XXI	793		
Handloom Weavers' Co-operative Society, Ponnamma- pet, misappropriation	XXIX	726-727		
Handloom workers, alternative employment	VI	62		
Harijan and Backward Class students, purchase of books	XXX	135-136		
Harijan Colonies	V	759		
High Schools opened in 1964, number districtwise ..	XXXII	831		
High Schools, starting	IV	436-437		
Highways and Rural Works Department, gang and avenue mazdoors	XXV	501-502		
Hindi, expenditure incurred by Government on development	XXXII	342-343		
Hindi Examination in High Schools	XIV	248-249		
Hindu Marriage (Madras Amendment) Bill, 1965 ..	XL	156-159		
Hospitals, Public Libraries	XXII	370-371		
Hostels for Harijans, applications from other communities	VI	42-43		
Hostels for Harijan students, North Arcot district ..	VI	42		
Hosur Cattle Farm, loss of sheep	XXXI	449-451		

G—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
GOVINDAN, PULAVAR K.—cont.				
Industrial Development, North Arcot district ..	XXV	502-503		
Industrial Establishment (National and Festival Holidays) Amendment Bill, 1962	VI	282-283		
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1964	XVI XXXIII	706 30-32, 40		
Industries, starting in North Arcot district	XXXIII	465-467		
Intensive Agricultural Programme, Thanjavur district.	IV	100		
Intensive Cultivation Programme	XII	343-344		
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963	XV	640-642		
Jail (Central), Vellore	VIII	178-179		
Jawaharlal Nehru, Sri, installation of Statue	XXXII	156		
Jeep-buses, introduction	XV	733		
Junior Grade Teachers' Training Course, abolition ..	XXIX	1-3		
Kaveripakkam tank, silt clearance	VI	327-328		
Key Village Scheme, stud bulls	V	772-773		
Labour Conference, resolution <i>re</i> : payment of wages in kind	XXV	227		
Labour Schools, North Arcot district	XV	338-340		
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	672-673		
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	504-508		
Lands misuse of subsidy granted for reclamation ..	XXXVII	367-371		
Land tax and other taxes based on it, abolition (R) ..	XL	657-661 674-676		
Legal aid to poor, criminal cases	XIV	235-236		
Legislative Council, separate constituency for Elemen- tary School Teachers (R)	XXXI	150-153 184-188		
Leprosy Research Centre, Tirumani, Government assistance	XIII	370-371		
Libraries, books	XXXVIII	445		
Madhavaram Milk, complaints <i>re</i> : adulteration ..	XXVI	532		
Madhavaram Milk Colony	XXXII	149-150		
Madhavaram Milk Colony, utilisation of cowdung ..	XXIX	449		
Madhavaram Project, loss in sale of compost manure.	XXVI	530		
Madras Loan, 1977, target and subscription	XXXIII	167-170		

G—cont.

Subject. (1)	Volume. (2)	Page (3)
GOVINDAN, PULAVAR K.—		
Madras's in other States	V	387
Madras State, renaming as Tamilnad, amendment of the Constitution (R)	XXIII	62-64
Madras University (Amendment) Bill, 1965	XXXIII	305-307
Madurai University	XXV	327-329
Madurai University Bill, 1965	XXX	370-374
Maternity Centres in Panchayat Unions	XXII	293
Medical and Public Health Department, merger	XVIII	314
Meenakshi Sundareshwarar Temple, Madurai, expenditure on renovation	XX	5
Memorial (late) Annamalai Pillai	XV	437-438
Memorial Fund, Dr. B. C. Roy	XXXVII	218-220
Midday Meals Scheme—		
Kodayambakkam School, malpractices	XXII	257-259
North Arcot district	XXV	501
Report of the Committee to probe into the working.	XX	10-11
Milk Production, augmentation	XXV	341-343
Minimum Pension, increase	XXXI	726-727
Moranam Forest Area in North Arcot district, Improvements	XXXI	749
Murrah buffalo calves, distribution	XXXIII	378-383
National Foundation for Teachers' Welfare Union, constitution of State Executive Committee	XXVI	1-2
N.G.Os. and Last Grade Government servants, pay and allowances	V	380
N.G.Os. and teachers, Grant of Children's allowance	V	380-381
No Confidence Motion against Ministry (M)	XXXIX	293-305
No Confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	501-508
Non-Madrasis in Madras State	V	38
North Indian students, concession	X	268-269
Official language, change	XIII	121

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOVINDAN, PULAVAR K.—cont.		
Official Languages of Indian Union, recognition of all Fourteen Languages (R)	XIII	314-3
Official Language Policy, discussion (M)	XXIX	862-8
Oil Exploration, Cauveri basin	XXVI	3
Old age pension	XXII	279-2
Overhead tanks, North Arcot district	XXV	1
Package Programme, Thanjavur district	XXIX	4
Paddy and rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	647-6
Paddy procurement in Tiruchirappalli district (Dis. S.D.)	XL	797-8
Panchayat bus-stand, Sriperumbudur	XXIV	3
Panchayat Elections	XVI	363-3
Panchayat Elections, Government view	XXVII	259-2
Panchayats Act, amendment	XXXII	6
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	188-1
Panchayats, Printing and Stationery	XXVI	5
Panchayat Unions, new buildings	XIII	630-6
Panchayat Unions, reduction in number	XI	98
Panchayat Union Schools, Teachers	XXIX	325-5
Panchayat Union Staff, Service Rules	XXIV	462-4
Paper factory, starting at Alangayam	IV	552-4
Pattas, issue to landless poor	XXV	335-4
Per capita income and tax in Madras State	V	1
Police constables, increase in pay	XXVII	89
Police Department horses	XXV	503-
Poor pupils, full fee concession	V	612-
Poosamalaikuppam Palace, purchase	VI	
Portraits, exhibition in schools	VI	75

G—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
GOVINDAN, PULAVAR K.—cont.			
Powerlooms, number	XXV	502	
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	365-366	
Primary Health Centre, administrative control ..	XVIII	299-304	
Primary Health Centre, Cheyyar	XXII	448-449	
Prime Minister's Visit to Gandhigram, expenditure incurred	XVI	455	
Prize Fund, inventions of new techniques in Engineering	XXIII	241	
Prohibition cases, North Arcot district	V	764	
Public Service Commission, corruption charges against officers	XXV	228-229	
Public Service Commission Examination in Tamil (R)	XIII	283-284	
P.W.D. cement bags, Ramanathapuram district ..	XXV	492-493	
Queen Mary's College, post-graduate course	XXVIII	327-329	
Radio sets for Harijan colonies	XXIV	26	
Radio subdivision staff	XXII	307	
Railway line (New), Ranipet and Tindivanam ..	XXV	6	
Railway line (Ranipet-Tindivanam), opening ..	VI	67-69	
Reception Tahsildars, appointment	IV	560-561	
Refugees from Pakistan, facilities	V	604	
Rice Mills, establishment	IV	212-213	
Rice Mills, grant of permits	XXIX	720-724	
Rinderpest (Amendment) Bill, 1964	XXIII	372-373	
Rising prices, agitation	XXIV	209-211	
Rural dispensaries, appointment of doctors	V	752-754	
Scholarships, Post-Diploma courses	XXIII	440	
School buildings in South Arcot, collapse	XXVIII	173-175	
School Improvement Conferences	XVI	132-134	

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOVINDAN, PULAVAR K.—cont.		
Tamil teachers, training	XV	682
Tamil text-books, high standard and non-availability (C.A.)	III	328
Tamil text-books, publication	XV	318-322
Tamilnad, publication of History (R)	XXXII	619-626, 666-668
Tanks (Cheyyar taluk), silt clearance	VI	328
Teacher-pupil ratio in elementary schools, fixing (R).	XVI	740-743, 760-761
Teacher-pupil ratio, resolution in South Vellore District Development Council	XVII	290
Teachers, uniform dress (D.S.D.)	XVI	628-629
Teachers' training schools, number	VI	113
Teachers' training schools, selection committee ..	XXII	292-293
Technical education, interest-free loans	VI	461-462
Technical schools	XXV	334-335
Technological colleges (private), grant-in-aid ..	XXIII	418
Temples, renovation works, views of Sri K. C. Panicker.	XX	3-5
Text-books (language) for primary classes, writing ..	XIII	611-614
Thirukkural, publicity	XXI	602
Thirumalai Naik Mahal, Madurai	XXXII	924-925
Thiruvalluvar Day, declaration as public holiday (R).	XV	499-500 514-515
Three-language formula, implementation	XXVI	548
Toll, collection	XVI	4-6
Tourism, films	VI	139
Tourist Centre, Pallava Caves in Mamandur	XVI	469-470
Tourist Centre, Seemalam	V	140
Tourist Centre, Usur hills	V	140
(Transferred Territory) Ryotwari Settlement Bill 1964.	XXII	494-497

G—cont.

Subject. (1)	Volume. (2)	Page. (3)
GOVINDAN, PULAVAR K.—cont.		
Transport, raising of bus fares	XX	464
Treasuries, encashment of bogus bills	XXVI	671-680
University, Governor being the Chancellor	XXIII	419
U.P.S.C. Examination, inclusion of Tamil as one of the media	XXX	312-314
Waste lands, North Arcot district	XII	4-14
Watch Assembling Course for women	XXIV	364
Water Supply, Madras City	XII	373
Water Supply Scheme, Vandawasi Town	XXX	134-135
Wells, Moranam Land Colonisation Co-operative Society	XXIX	577
Wells, Tiruttani taluk	XXV	493-494
GOVINDARAJULU NAIDU, SRI R.—		
Budget (Revised), 1962-63, G.D.	II	676-678
Budget, 1963-64, G.D.	VIII	572-575
Budget 1964-65, G.D.	XVIII	445-447
Budget, 1965-66, Voting—		
Agriculture	XXVIII	360-361
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Registration	XXIX	285-287
Jails		
Fisheries		
Stationery and Printing		
Budget, 1966-67, G.D.	XXXIV	517-520
H		
HAJA SHERIFF, SRI K. S. G.—		
Appropriation Bill, 1962	V	653-655
Budget (Revised), 1962-63, G. D.	II	594-596

H—cont.

Subject. (1)	Volume. (2)	Page (3)
HAJA SHERIFF, SRI K. S. G.—cont.		
Budget, 1962-63, Voting—		
Capital Outlay on Public Works Public Works—Establishment and Tools and Plant Public Works—Works	IV	608-609
Capital Outlay on Road Transport Schemes Road Transport Schemes	IV	484-486
Elections and Head of State, Ministers and Headquarters staff	III	269-270
Police	III	361-362
Budget, 1963-64, G.D.	IX	35-38
Budget 1963-64, Voting—		
Capital Outlay on Industrial Development, Industries	XI	133-136
Capital Outlay on Public Health Medical Public Health	X	419-420
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant—Public Works—Works	XI	55-57
Education	X	139-140
Police	IX	531-533
Public Works—Grants-in-aid	X	594-596
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Industries	XIX	304-305
Capital Outlay on Irrigation Capital Outlay on Public Works Irrigation Public Works—Establishment and Tools and Plant Public Works—Works	XX	392-394
Education	XX	139-140
Police	XX	233-234

H—cont.

Subject. (1)	Volume. (2)	Page (3)
HAJA SHERIFF, SRI K. S. G.—cont.		
Budget 1965-66, G. D.	XXVI	484-488
Budget, 1965-66, Voting—		
Industries Capital Outlay on Industrial Development	XXVIII	57-60
Irrigation Capital Outlay on Irrigation Public Works—Works Public Works—Establishment and Tools and Plant Capital Outlay on Public Works	XXVIII	204-206
Budget, 1966-67, G.D.	XXXIV	428-432
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development, Industries.	XXXVI	520-522
Police	XXXV	521-522
Committees—		
Estimates Reports on Police and Madras Dairy and Milk Project, presentation	XXII	60
Estimates, Report on 'Technical Education'	XXI	639
Constitution (sixteenth) Amendment Bill, 1963, Ratification (R)	XIII	182-185
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	814
D.S.G. (First), 1964-65, Voting—		
Animal Husbandry	XXIV	362
Governor's Address (M)	I VII	310-312 265-267
Home Guard Bill, 1963	VIII	144-145
No Confidence Motion against Ministry (M)	XXXIX	396-399
No Confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	600-606
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	154-155
HANUMANTHAPPA, SRI T.—		
Laying-down office as Secretary, Legislative Assembly..	XXIV	40-41

Subject. (1)	Volume. (2)	Page. (3)
JAGADAMBAL VELAYUDHAM, SRIMATHI—		
Budget (Revised), 1962-63. G. D.	II	402-403
Budget, 1963-64, G. D.	VIII	581-582
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	250-251
Budget 1964-65, G. D.	XVIII	436-437
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	382-383
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Budget, 1965-66, Voting—		
District Administration and Miscellaneous	XXVII	289
Pensions		
Miscellaneous		
Other Miscellaneous Contribution and assign- ments.		
Commuted Value of Pensions		
Loans and Advances by the State Government		
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XXXVII	254-256
Medical		
Public Health		
Drinking water from Coleroon, Jayankonda Chola- puram	XL	196-197
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	354-356
Government hospital at Jayankondan, construction	XL	450
Governor's Address (M)	VII	291
Lingatheri, Nagampandal village, usage of water	XL	610-612
Primary Health Centres, Udayarpalayam taluk	XL	33
JAYARAJ, SRI P.—		
Aduthurai-Porayur road, taking over	XXIII	330
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	284-286
Motor Vehicles Acts—Administration	IV	53-55
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	V	202-204

Subject. (1)	Volume. (2)	Page. (3)
JAYARAJ, SRI P.—cont.		
Budget 1963-64, G.D.	VIII	553-556
Budget, 1963-64, Voting—		
Agriculture	IX	473-474
Animal Husbandry		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Community Development Projects, etc. Khadi	X	297-301
District Administration and Miscellaneous, Land Revenue Department	XI	449-450
Motor Vehicles Acts—Administration	X	51-52
Budget 1964-65, G. D.	XVIII	350-353
Budget 1964-65, Voting—		
Compensation to Zamindars	XX	319-321
Famine Relief		
Land Revenue Department		
Stamps Administration		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	599-601
Budget, 1965-66, G.D.	XXVI	601-604
Budget, 1965-66 Voting—		
Community Development Projects, etc.	XXVIII	127-129
Public Works—Grants-in-aid		
Land Revenue Department	XXVIII	462-463
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Medical	XXVII	471-473
Public Health		
Capital Outlay on Public Health		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	177-180
Budget, 1966-67, G. D.	XXXIV	426-428
Budget, 1966-67, Voting—		
Administration of Justice	XXXVII	592-593
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	432-434
A. 158-28		

J—cont.

Subject. (1)	Volume. (2)	Page (3)
JAYARAJ, SRI P.—cont.		
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	44-46
D.S.G. (First), 1962-63, G. D.	VII	444-446
D.S.G. (Final) 1965-66	XXXVIII	262-263
Electricity Board Budget, 1965-66	XXX	168-170
Express Bus Service, Madras-Nagapattinam ..	XI	5-7
Fire Service Station, establishment at Nannilam ..	XXXVIII	310-311
Governor's Address (M)	I XVI XXXIII	398-400 329-331 404-406
Peralam Hospital, taking over	XXIII	403-404
Sewing machines, supply	XXXVIII	416-418
Sub-Magistrate's Court, Tiruvarur, shifting ..	XXII	259-260
JEEVARATHNAM, SRI R.—		
Bridge across Yalar, Vellore-Katpadi Road ..	VI	371
Bridge over the Palar between Vellore and Katpadi ..	XXXIV	321
Budget (Revised), 1962-63, G.D.	II	176-178
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	445-446
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	479-481
Motor Vehicles Acts—Administration	IV	48-49
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	457-458
Capital Outlay on Industrial Development and Industries	XI	118-120
Capital Outlay on Public Health	X	439-442
Medical		
Public Health		
Budget, 1964-65, G.D.	XVIII	164-167

J—cont.

Subject. (1)	Volume. (2)	Page. (3)
JEEVARATHNAM, SRI R.—cont.		
Budget 1964-65, Voting—		
Capital Outlay on Forests	XXI	182-185
Cinchona		
Forest Department		
Jails	XXI	267-270
Budget, 1965-66, G.D.	XXVI	176-183
Budget, 1965-66, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	XXVIII	300-301
Police	XXVII	384-387
Budget, 1966-67, G.D.	XXXIV	509-514
Budget, 1966-67, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	XXXVII	140-143
Counterfeit currency notes, investigation ..	XL	132-136
Dairy Farm near Vellore, starting	XXXIII	285
D.M.K. Agitation (Vellore), arrest of Government Servants	VI	462
D.S.G. (Second), 1964-65, G.D.	XXIV	307-310
D.S.G. (Second), 1966-67, G.D.	XL	488-491
Engineering College, North Arcot district ..	XV	238-239
Finger-print Bureau, pay of staff	XXVII	531
Fire accidents in Vellore	XXXIV	234
Government hostels, construction in Vellore ..	XXXIII	383
Governor's Address (M)	XXV	397-401
Green leaf manure	XXIV	665-666
Industrial Estate, Katpadi	XXXIV	390
Industries, starting in North Arcot district ..	XXXIII	465-467
Iron ore, North Arcot district	XV	217-218
No-confidence Motion against Ministry (M) ..	XXXIX	306-315
Over-bridge near Vellore Town Railway Station ..	XXXIV	320-321

J—cont.

Subject. (1)	Volume. (2)	Page. (3)
JEEVARATHNAM SRI R.—cont		
Over-bridges, North Arcot district	XXXVIII	444-445
Railway line between Vellore and Kancheepuram, survey	XXXIV	562-563
Raja Fertilizers, Vellore	XXIV	547
Roads, North Arcot district	VI	369
Spinning Mills, North Arcot district	IV	327
Spinning Mills, number—districtwar	IV	319
Steel Rolling Mills, establishment in North Arcot district	XII	106
Students, arrests during Anti-Hindi agitation ..	XXIX	704-705
Temples, Sri Jalakanteswarar temple, Vellore ..	III	1-2
Vellore-Krishnagiri Road, widening	XXXV	334-335
White clay, Chengam taluk	XV	549
JOTHI VENCATACHELLUM, SRIMATHI—		
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	464-479
Budget, 1963-64, Voting—		
Capital Outlay on Public Health	X	403, 448-499
Medical		
Public Health		
Budget, 1964-65, Voting—		
Capital Outlay on Public Health, Medical, Public Health	XXI	24, 86-102
Budget, 1965-66, Voting—		
Capital Outlay on Public Health	XXVII	452, 453 505-514
Medical		
Public Health		
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XXXVII	246, 320-336
Medical		
Public Health		
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	384-385, 516-517, 526 and 527

J—cont.

Subject. (1)	Volume. (2)	Page (3)
JOTHI VENCATACHELLUM, SRIMATHI—cont.		
Buildings (Lease and Rent Control) Amendment Bill, 1963	XIV	65, 72-75
Buildings (Lease and Rent Control) Amendment Bill, 1964	XXI	500-836 840
Buildings (Lease and Rent Control) Amendment Bill, 1965	XXXI	350, 649-650 653-654
Cholera, deaths in North Arcot district (C.A. St.) ..	XXXV	472
Cholera outbreak in Madras City (C.A. St.)	VIII	314-315
Cholera, outbreak in Tiruchirappalli district (C.A. St.)	XIV	106-108
Cinemas (Regulation) Amendment Bill, 1964	XXII XXIII	327 309-318 314-315 317
Dengue Fever in Madras City (C.A. St.)	XXIV	36-38
District Municipalities, Act, 1920, draft rule (M) ..	XVII	91
Epidemics, outbreak in North Arcot District (C.A. St.).	XXV	243-244
Essential drugs, shortage (C.A. St.)	XXXVI	239-241
Madras Medical College Men's Hostel, unrest among students (C.A. St.)	XIV	284-285
Maternity Benefit (Repeal) Bill, 1964	XXIII	309
Medical Colleges, admission (St.)	XIV	110-111
Medical Practitioners Bill, 1965	XXXI XXXIII	349,350, 690-693, 697 296-297
Places of Public Resort (Amendment) Bill, 1964 ..	XXV	447-448
Plague epidemic, outbreak in Krishnagiri town (C.A. St.)	X	16-17
Prevention of Begging (Amendment) Bill, 1964 ..	XVI	705-706
Prevention of Begging (Amendment) Bill, 1964 ..	XXI XXII	724-725, 803 60, 360, 381,383, 470

J—cont.

Subject. (1)	Volume. (2)	Page. (3)
JOTHI VENCATACHELLUM, SRIMATHI—cont.		
Public Health, concurrence of Assembly for an Act of Parliament (R)	VII	625-626 646-648
Small-pox, outbreak in Tiruppapuliyur town (C.A.St.)	XXIX	123
Small-pox vaccine, Tiruchirappalli district, reaction .. (C.A. St.)	XXIV	129-130
Tannery, Chelanaickenpatti, hardship (C.A. St.) ..	XI	442-443
Teachers' Training School Hostel, Polur, food poisoning (C.A. St.)	XX	475-476
K		
KADAMBAVANASUNDARAM, SRI T.—		
Backward Communities list, amendment	XX	95-98
Budget (Revised), 1962-63, G.D.	II	512-515
Budget, 1963-64, G.D.	VIII	464-467
Budget, 1963-64, Voting—		
Capital Outlay on Public Health	X	434-436
Medical		
Public Health		
Budget, 1964-65, G.D.	XVIII	294-297
Budget, 1965-66, Voting—		
Co-operation	XXVIII	510-512
Capital Outlay on Consumers' Co-operatives		
Education	XXVII	207-208
Medical	XXVII	458-460
Public Health		
Capital Outlay on Public Health		
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development Industries	XXXVI	516-518
Co-operative Farming, Kambikudi	V	495-496
Cottage Industries, inclusion of hand dyeing in the list	XXII	551
District Handloom Board, functioning	XIX	231-232
Governor's Address (M)	I	347-349
Industrial Weavers' Co-operative Society, Aruppukkottai, expansion	VI	48

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KADAMBAVANASUNDARAM, SRI T.—cont.		
Kambikudi tank, water-supply from Vaigai Dam ..	VI	329
Municipalities, Development grants	XXIII	344
Police, Outpost at Keelkaranthai	XX	464-465
Teacher—Pupil ratio	XXIV	545-547
Water-Supply Scheme, Aruppukkottai	VI	129
Weavers' Co-operative Society, Puliampatti, supersession of the Board of Management	XXI	632
Well Subsidy Scheme, extension to Christian Harijans	VI	355
Varn, voluntary distribution scheme	IX	507-510
KAKKAN, SRI P.—		
Agricultural Produce Markets (Amendment) Bill, 1965	XXX XXXI	591 766-768
Agriculture, deteriorating position in Thanjavur district (C.A. St.)	XXIV	669-671
Agriculturists in Srivilliputhur taluk, hardships (C.A. St.)	XXXIII	703-704
Agriculturists in Thanjavur district, difficulties (C.A. St.)	XXXIII	700-702
Anamalai firka, heavy damage to paddy fields (C.A. St.)	VII	613-620
Bhoodan Yagna (Amendment) Bill, 1964	XX XXI	107-108 809-811, 815, 821
	XXII	356-359
	II	581-585
Budget (Revised), 1962-63, G.D.		
Budget, 1962-63, Voting—		
Agriculture	III	25- 86-10
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	166 175-176 20 2 -183

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
AKKAN, SRI P.—cont.		
Budget, 1963-64, G.D.	VIII	368, 386 423, 484 545, 570 571 90
	IX	
Budget, 1963-64, Voting—		
Agriculture	IX	439 440-441 444-445 489-499 500
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Forests—Forests	XI	407
Elections	IX	377, 380
Head of State, Ministers and Headquarters staff		
Pensions		
State Legislature		
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	197-199, 201, 208, 238, 247- 258
Budget 1964-65, G.D.	XVIII	390-391
Budget, 1964-65, Voting—		
Agriculture,	XIX	371-375 444-451
Animal Husbandry		
Capital Outlay on Agriculture		
Capital outlay on Schemes of Government Trading		
Police	XX	187-189 250-262
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	578, 579-581, 655- 669
Budget, 1965-66, Voting—		
Agriculture	XXVIII	340-343 437-446
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Police	XXVII	345-346 424-428
G. Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	124-130 235-262
Inc ea		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAKKAN SRI P.—cont..		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	137, 138 141, 207 220
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Police	XXXV	473, 473-475 553-560
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	386-388 469-487
Cattle Disease (Amendment) Bill, 1963	XV	774-775
Chilly crops damage in Ariyalur Constituency (C.A. St.)	X	101
Commercial Crops Markets (Validation of Cess) Bill, 1962	VI VII	505 425-428
Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965	XXXI	764-765
Crops in Chingleput district—pest attack and failure (C.A. St.)	XL	783-784
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	161-162
Floods, damages caused to crops and houses in Thanjavur district (C.A. St.)	XL	780-781
Glanders and Fancy (Madras Amendment) Bill, 1965	XXXII	604 977-978
Governor's Address (M)	XXXIII	417, 427 430, 454 603, 636-637, 639
Land Improvement Board, election (M)	VII XV	12-13 395-397
Late Blight disease, incidence in the Nilgiris district (C.A. St.)	XXXI	465
Liquor (Licence and Permit) Rules, 1960, amendment (M)	II	554-556
No Confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	620
Paddy, fall in price (Dis. S.D.)	X	82-84
Paddy crops withering in North Arcot and Chingleput districts (C.A. St.)	XXXI	603-604
Potato crops in the Nilgiris district, destruction due to heavy rains (C.A. S.)	XL	782-783

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAKKAN, SRI P.—cont.		
Private Educational Institutions (Regulation) Bill, 1966	XL	242
Prohibition, effective implementation (R)	XII	286-289
Question, correction to answer	XXXVI	488
Requisitioning and Acquisition of Immovable Property (Amendment) Bill, 1966	XL	652-654
Rinderpest (Amendment) Bill, 1964	XXIII	367-369 376-379
Sugarcane Cess (Validation) Bill, 1963	XV	772-773 774
Sugarcane, fair price (Dis. S.D.)	XVI	236-242
Sugar Factories Control (Amendment) Bill, 1962 ..	I	156, 260, 263, 265
Sugar shortage and blackmarketing (C.A. St.) ..	XIII	496-498
KALIAPPA GOUNDER, SRI A. K.—		
Budget 1963-64, G.D.	IX	85-88
Budget 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation ..	XI	249-250
District Administration and Miscellaneous—Land Revenue Department	XI	452-453
Budget 1964-65, Voting—		
Commuted Value of Pensions	XIX	187-189
District Administration and Miscellaneous ..		
Loans and Advances by the State Government ..		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	185-186
Capital Outlay on Irrigation, Irrigation	XXXVI	400-402
D.S.G. (First) 1963-64, G.D.	XIII	515-517
D.S.G. (Final), 1964-65, G.D.	XXIX	386-388
Governor's Address (M)	I	346-347
	VII	70-71
	XXXIII	449-452
KALYANASUNDARAM, SRI M.—		
Adult literacy programme, progress	XXVI	318-320
Agniar Anicut, construction	II	438
Agricultural Income-Tax (Amendment) Bill, 1962 ..	V	545-546

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALAYANASUNDARAM, SRI M.—cont.		
Agricultural College, Coimbatore	I	377-378
Agricultural College opening	X	1-3
Agriculture College (Second), starting	II	449-451
Agricultural Income-Tax (Second Amendment) Bill, 1962	VI	508-509
Agricultural Production, Third Plan	XIV	276
Agricultural University, starting	XIX	132
Agriculture, Intensive District Programme	XXIV	366
Agriculturists, Compulsory Deposits	XIV	265-267
Agriculturists in Vanavasi Pakkanad Forest area, Salem District, eviction (A.M.)	XXXIX	111-112 113
Agriculturists owning pumpsets, hardship experienced due to collection of minimum guarantee (C.A.) ..	V	268-270
Alagappa College, Karaikudi (fast by students) (A.M.)	XXXIII	290-291
All India Services (New), constitution	V	379-380
Ambattur Township, constitution (R)	XXX	42-43
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	342-384 388
Andhra rice, supply	XXXVII	119-120
Answers to Questions	XVI	470-471
Anti-Hindi agitation, incidents at Chidambaram and Madurai (C.A.)	XXVI	340
Anti-Hindi agitation, Self-immolation	XXIX	327-328
Appropriation Bill, 1962	V	627-630 632-640 673, 678, 679, 680, 681, 683, 688, 689, 692, 694, 696
Appropriation Bill, 1964	XVI	606-607
Appropriation (No. 4) Bill, 1964	XXIII	142-147 155-156
Appropriation (No. 7) Bill, 1964	XXIV	478-479
Appropriation Bill, 1965	XXV	516-517
Appropriation (No. 2) Bill, 1965	XXIX	470-477
Appropriation Bill, 1966	XXXVIII	371-376

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Art silk yarn, allotment	VIII	183
Assembly seats, strength	XIII	4-5
Atomic Power Plant, Kalpakkam	XIX	351-352
Atomic Power Plant, location	IX	513
Atomic Power Plant, starting	II	642
Atomic Power Station, Kalpakkam	XV	23-24
Backward areas, development	V VIII	140-141 2
Backward areas, failure of Government to secure additional allotment (A.M.).	XXXVIII	231, 232, 234, 235.
Backward areas for development, particulars to Planning Commission	XX XXXVIII	98-99 324-326
Backward classes, reservation	XVIII	205-207
Bananas, export	XXIV	266-271
Basic Education, Sri Ariyanayakam's Report	VI	497-498
Basic Training School, Aralvoimozhi, stoppage of stipend to students	XXXIX	603
Beedi workers, fair price shop	XXVI	326-327
Betterment levy and land revenue, collection in Manimuthar area (A.M.)	XXXIV	168-169
Betting Tax (Amendment) Bill, 1962	V	857-858
Bharat Heavy Electricals, Tiruvarambur, trainees in the Training Centre	XXXIV	559
Bharat Heavy Electricals, High Pressure Boiler Plant, Training Centre, Tiruvarambur, representation on behalf of discharged trainees	XXXIV	560-562
Bharathi, birthday celebrations	XV	418
Board High Schools, taking over by Government	XL	290
Board of Industries, election (M)	II	663-665 665-666
B.O.H.	XXII	57, 58, 59 60
Bonus Act, extension to Electricity Board employees	XL	440
Bonus Commission Report	XXVI	317-318
Brick Control Order, extension	XIII	266
"Broadway Times", Publication of news item (P.M.).	XVI XVII	30 88-89

K—cont.

Subject. (1)	Volume. (2)	Page (3)
KALYANANASUNDARAM, SRI M.—cont.		
"Broadway Times" cases Nos. 1 and 2, Privileges Committee Report (M).	XXIX	587-588
Budget (Revised), 1962-63, G.D.	II	567-581
Budget, 1962-63, Voting— Capital Outlay on Public Health, Medical and Public Health	V III	450-456 470-477 167-171
Community Development Projects, etc		
Compensation to Zamindars—District Administration and Miscellaneous—Famine Relief—Land Revenue Department—Stamp Administration	V V	92-101 319-324
Co-operation	IV	158-162
Education		
Elections and Head of State, Ministers and Headquarters staff	III V	280-282 340-341
Fisheries	III	505-518
Labour including Factories	IV	74-79,
Motor Vehicles Acts—Administration	III	330, 331, 333, 388-393, 416
Police	III	227-231
State Legislature		
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	209-212
Budget, 1965-66, G.D.	XXVI	724-738 778, 785
Budget, 1966-67, G.D.		579-594 655, 660 661
Budget 1966-67, Voting— Administration of Justice	XXXVII	594-595
Capital Outlay on Industrial Development, Industries.	XXXVI	544-551
Capital Outlay on Irrigation, Irrigation	XXXVI	416-423
Capital Outlay on Public Health, Medical and Public Health	XXXVII	304-311
General Sales Tax and Other Taxes—Duties—Administration	XXXVII	153-158
Motor Vehicles Acts—Administration	XXXVII	47-56
Registration	XXXVII	37-39
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	450-456

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont		
Budget proposals, disclosure and publication of educational policy (Privilege Matter)	II	255-256 257, 261
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	517-518 527-529
Burma repatriates, maintenance	XXV	489-492
Burma repatriates, rehabilitation	XXIII	218-226
Bus fares, Thanjavur district	XII	389-390
Bus routes, nationalisation (R)	VI	381-394, 418-423
Bus routes, Tiruchirappalli district, temporary permits	VIII	498
Bye-elections, postponement due to National Emergency	XI	525-527
Calling Attention Notices, information	IV	28
Cane, price fixation	XVIII	311-312
Cauvery Delta, relief to ryots affected by scarcity of water	XL	759-760
Cauvery Flood Control	VI	351
Cauvery Sugars Ltd., Tiruchirappalli district, Failure to settle dispute between cane growers and management (A.M.)	XV	123-125
Cauvery water, sharing	XXV	134
Cauvery water, utilisation	XIV	22
Cement	XII	14-20
Adulteration	XIV	102
Allotment	III	557-558
Blackmarketing	XXII	132-133 294-295
Distribution	XXIII	330-336
Distribution (Dis. S.D.)	VI	289-296
Factory, Government requirements	XIII	24-26
Factory, Karur	XIII	272
Permit system	XIV	103
Central Bus Stand, Tiruchirappalli	VII XXI	514 766-767
Central University at Karaikudi establishment	XX	183
Ceylon Nationals of Indian Origin, repatriation (A.M.)	XXXVII	229-230 231
Ceylon repatriates, discussion between the Prime Ministers of India and Ceylon	XXVI	231-240

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Ceylon repatriates, rehabilitation	XXXI	453-456
Chief Justice, absence from Madras High Court (A.M.)	XXIV	465-466 467-468 469
Chief Ministers' Conference—		
Conclusions	XXVI	134
Stabilisation of prices	XXIII	105-114
Students' indiscipline	XXVII	4-5
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	24-28
Chinnar and Thoppayar Scheme, Salem district	III	208
Cholera, North Arcot district	XXVI	684-685
Cholera, Tiruchirappalli and Thanjavur districts	XXI	3
Church of South India, alleged unrest in Vellore over lease of land (A.M.)	XXXIII	594
Cigar Factories in Tiruchirappalli Town, Closure (C.A.)	XXXVIII	236
Cinematograph exhibits, surcharge and show-tax	VI	141
City Municipal Corporation (Amendment) Bill, 1965	XXX	566-568, 568-569
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	552-557, 565-567, 576-579
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	547, 551-554
City Municipal Corporation (Amendment) Bill, 1965	XXXI	19, 28-39, 94, 96, 99-103, 228
City Tenants' Protection (Amendment) Bill, 1964	XXIII	460-465, 472, 473, 476, 477
Cloth Control Scheme, details	XXVI	134
College at Tiruchirappalli, offer of finance for opening	XXXII	696-697
College (Evening), opening	X	189-190
College of Indian Medicine, revival	XV	544-545
Colleges, medium of instruction	XXIII	429-403

K—cont.

Subject (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM SRI M.—cont.		
Colleges, procedure for admission to Pre-University Course	XXXII	696
Colleges, seats for Pre-University Course	XV	549
Colleges, Tamil medium	VI VII	449-455 505
Commerical Tax Department, surprise inspection in Tiruchirappalli	XXIII	419-421
Commerical Taxes Officers, attack	XXV	4-6
Committee on Regionalism, evidence	VI	251
Committee to reduce prices, prevent hoarding, etc., and arrest adulteration (R)	XV	516-524
Communists, arrest in Tuticorin (A.M.)	XXXI	17
Communists (left), detention	XXVII	521-523
Community Development, Tiruverumbur Block	VI	248
Community Development Programme, Tiruchirappalli district	VI	248-249
Community Development Programme, working	XII	390
Compulsory Deposit Scheme, land revenue payers	XV	700
Compulsory Deposit Scheme, powers to State Government	XV	46
Compulsory National Savings Scheme, collection and allotment	XIII	469-470
Condemnation of Pakistani aggression and solemn dedication to Defence Efforts (R)	XXXII	80-88
Condolence resolution, Subbarayan, Dr. P. (R)	VI	10-12
Conduct of Election of Members of Village Panchayats Rules, 1964, Amendment (M)	XXV	458-462
Constitution (Fourteenth Amendment) Bill, 1962, ratification (R)	VI	257-261
Constitution (Fifteenth Amendment) Bill, 1963, ratification (R)	XIII	36-37 41-43
Constitution (Sixteenth Amendment) Bill, 1963, ratification (R)	XIII	68-82
Consumer prices, Committee to examine statistics	XXVII	1

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Consumers Co-operative Societies	VIII	185
Consumers Co-operative Societies, development	XXI	477
Consumers Co-operative Stores for Industrial Workers	XXVIII	500-501
Consumers Vigilance Committee, formation	XXV	495
Contingency Fund (Amendment) Bill, 1965	XXV	95, 96, 97, 98, 99.
Co-operative Central Land Mortgage Bank Limited, Government guarantee for debentures (R)	XXX	450, 452
Co-operative Societies Act, notification	VI	465-466
Co-operative Societies (Amendment) Bill, 1966	XXXVIII	453-454
Corporation Councillors Co-option of persons belonging to Scheduled Castes amendment to draft rules (M)	V	509-515
Corporation of Madras, stalemate due to detention of Mayor and Deputy Mayor (O.A.)	V	799-801
Corruption cases, details	XXVII	1-4
Corruption, steps taken for prevention	XXI	767
Crop Insurance Scheme, introduction	XXVI	5
C.S. and W. Mills, Partial closure of shifts	XXXV	240-241
Cuddalore Municipality, resignation of members	XIV	129-131
Cultivating Tenants Protection and Payment of Fair Rent (Extension to added Territories) Bill, 1963	XV	275-277
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	419-426
Currency notes with political signs	VI	242-243
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	823, 824
“Daily Thanthi” Alleged misreporting (P.M.)	V	794, 795
“Daily Thanthi” Office, Alleged lawlessness (A.M.)	XXXIII	591-593
Dairy Milk Project, reduction of loss	XV	345-347
Dam across Cauvery (A.M.)	III	326-327
A. 158—20		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Dam across Canvery near Hogenakkal	II	537-538
Dam in Sitharmaial, construction	XII	121
Dearness allowance, enhancement	VI	71-72
Dearness allowance, staff working in local bodies ..	XXX	586-587
Death of a person in Police Custody at Tirumangalam (A.M.)	XV	257
Debentures issued by Co-operative Central Mortgage Bank, Government guarantee (R)	I	386-389
Defence of India Rules—		
Arrests	XXXV	122-124
Detention of 'Left' Communists	XXXV	124-125
Persons under detention	XXX	224-232
Prosecutions against news papers	XXXV	125-126
Dengue, causes for outbreak	XXVIII	172
Dengue Fever in Madras City (C.A.)	XXIV	36
Development Blocks, withdrawal of jeeps	XXV	236-241
Dharmapuri, improvement consequent on becoming district headquarters	XXXIX	101-102
'Dinamani' Sub-Editorial (Privilege Matter) ..	XV	258-259
'Dinathanthi Case, Privileges Committee Report ..	XIII	158
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	266-274
District Board High Schools, administration	IX	16-19
District Board High Schools, improvements of ..	XXXIII	564-569
District Board High Schools, particulars	XXXIII	680-681
District Development Council, Tiruchirappalli, boycott of meetings	XV	351-352
District Development Council, Tiruchirappalli (North)	XI	104-105
District Development Councils (Amendment) Bill, 1965	XXX	556-558
District Development Councils, annual reports ..	II	254
District Municipalities Act, 1920, replacement ..	VI	144

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KALYANASUNDARAM, SRI M.—cont.		
District Munsiff's Court, Karur damages	XXXII	476-477
Division after application of guillotine, point of order	XXXVIII	228
D.M.K. agitation, arrests	V	361-374
D.M.K. Agitation, Government servants' abstention from work	VI	464
D.M.K. agitation, Members of Legislature and Parliament	VI	462-464
D.M.K. Agitation, Police action (Dis. S.D.)	V	522, 525-526.
D.M.K. Members, absence from House	V	161-163
D.M.K. Members, arrest (A.M.)	V	164
D.M.K. volunteers arrest, and failure to protect D.M.K. Councillors of Madras Corporation and failure to protect political leaders in Madras city against rowdy elements (A.M.)	XVII	18-19, 20, 23.
Doctors, resignation	IV	563
Drinking Water supply, Dharamapuri	XXXII	950
D.S.G. (Second), 1963-64 (G.D.)	XVI	518-523
D.S.G. (Second) 1963-1964, Voting : Head of State, Ministers and Headquarters Staff ..	XVI	531-532
D.S.G. (First), 1964-65, G.D.	XXII	620-625
D.S.G. (Second), 1964-65, G.D.	XXIV	295, 338, 345, 357, 359
D.S.G. (Third), 1964-65 G.D.	XXV	245-255
D.S.G. (First), 1966-67, G.D.	XXXIX	672-677
D.S.G. (Second), 1966-67, G.D.	XL	503-506
Earth Tremors in Tambaram	XL	107-108
East Coast road for Madras State, present stage of proposal	XXI	602-603
Education, Transfer to Concurrent List	XX	183
Educational Concessions	XV	36-37
Educational Institutions (Private), collection of compulsory donations,	XXXVI	229-232

K—cont.

Subject. (1)	Volume. (2)	Page (3)
KALYANASUNDARAM, SRI M.—cont.		
Educational system, reorganisation	IV	444
Elections, code of conduct for political parties ..	I	151-154
Elections, Municipalities and Corporation of Madras ..	VI	374
Electrical Goods Manufacturing Companies at Salem and Erode, fast of workers (A.M.)	XXXIX	631-632
Electricity Board Budget,	I	556-557, 564-565, 663-670. 688-699.
	XXII	232-241
	XXX	511-522, 604.
	XXXIX	699-704
Electricity Board, enhancement of loan—Limit for borrowing (M)	V	804-805
Electricity Board, Labour Relations Officer	I	627-628
Electricity Board, reconstitution	IV	22
Electricity Consultative Council, reconstitution ..	II	543-544
Electricity Duty (Amendment) Bill, 1964	XXIV	674-676
Electricity (Taxation on Consumption) Bill, 1962 ..	V	832-838, 852-854, 855.
Electricity (Taxation on Consumption) Amendment Bill, 1964	XXIV	679-680, 681-682, 683.
Elementary Schools, assesment of grants	VIII	299
Elementary Schools in Panchayat Union Councils, improvement	XXXVIII	442
Elementary Schools under private management ..	VIII	298-299
Emergency, continuance	XIV	150-151
Engineering Colleges	III	18-19
Admission	XVII	260-262
Opening	II	658
(Regional), Tiruchirappalli, Opening	XVII	260

K—cont.

Subject. (1)	Volume. (2)	Page (3)
KALYANASUNDARAM SRI M.—cont.		
Engineering Colleges—cont.		
Salem district	XVII	259-260
	XXIV	215-216
Engineering Industries, shortage of industrial coke (C.A.)	I	477
English, Continued use, Chief Ministers Conference ..	XXIX	699-704
Entertainment tax, levy of surcharge	V	147-149
Essential articles, reduction of price and prevention of black marketing and adulteration, (R)	XVI	707-718, 729-732
Estimates Committee, association of Council Members (M)	I	554
Estimates Committee, election (M)	XXII	65-66
Evening Colleges	XXVIII	414-416
Explosion in godown in Madras City, causes	XXIII	1-7
Fair price shops, details	XXIII	449
Fair price shops, districtwar details	V	793
Fair price shops, North Arcot district	XXVI	550-551
Farewell speeches	XL	835-842
Fertiliser Factory, setting up near Madras	XXXIX	333-334
Fertiliser, supply	XV	70
Finance Commission (Third), report	VI	208
Finance Commission (Fourth), representations ..	XXV	1-3
Fire accident in Bheemanagar, Tiruchirappalli (C.A.)	IV	225
Firewood, fair price shops	XIX	122-124
Fishermen (Tondiarpet), housing	VI	139-140
Five-year Plan (Third), Mid-term appraisal (M) ..	XVII	120-128
Five-year Plan (Fourth), Draft Outline (M) ..	XXXI	416,417 429
Five-year Plan (Fourth), Draft proposals	XXIV	655-657
Five-year Plan (Fourth), Working Groups	XXI	240-241
Flood damages in Thanjavur and Tiruchirappalli, kist remission.	XI	515
Food Advisory Committee (All-Party) Constitution	X	515-516
Food adulterants, prohibition	XII	372
Food Corporation, details	XXVI	542

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM SRI M.—cont.		
Foodgrains and essential commodities, price control	XI	311-318
Foodgrains at Koilpatti Railway Station, seizure by Government	XXXII	598-599
Foodgrains, control and enforcement of maximum prices	XXXVII	118-119
Foodgrains, prevention of hoarding	XIX	141-142
Foodgrains, procurement	XXXI	742-745
Food Ministers' Conference, conclusions	XXIII	105
Food stuffs, adulteration	XII XV	372 682-683
Food stuffs, in hotels, adulteration	XII	107-113
Former District Board High Schools, administration	IV	437
Freedom Guard Volunteers, taking into custody ..	VII	300-302
Full Finance Scheme Committee, recommendation.	II	5
General Elections, murder case (Perumanallur) ..	III	320-321
General Sales Tax (Amendment) Bill, 1962 ..	V	529-533
General Sales Tax (Second Amendment) Bill, 1965	XXXII	246-247
General Sales Tax (Third Amendment), Bill, 1965	XXXII	963-964
Geological Survey, Ramanathapuram district ..	XIX	13-14
Gift Goods (Unlawful Possession) Act, working ..	XXIV	653-654
Godowns, administrative lapses in licensing and inspection (A.M.)	XXII	174-175 176-177
Gold (14 carat) for Jewellery Industry, non-supply (A.M.)	XIII	30-31
Gold Control, modification	XIX	463
Gold Control Order, working	XVI	692-693
Goldsmiths, relief	XIII	249-256
Government College, Pudukottai, Pre-University Course	XV	550
Government employees, National Security Rules.	XX	272
Government Estate, Madras, failure to maintain sanitary conditions (A.M.)	XXXIII	52
Government servants, City Compensatory Allowance.	XVII	72-77

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Government Transport, Committee to enquire into Working (R.)	XV	461-479 482
Government Transport Department, applicability of Motor Transport Workers' Act	XV	46
Government Transport Department, goods transport service	VI	348
Governor's address (M)	I	156-158, 269-288 318-320
	XVI XXV	208-218 349, 539-552
	XXXIII	639-649
Governor's Address, point of information	I	42,43
Governor's Address, point of order	I	58-59
Grama Sevaks, promotions	XXV	498-499
Gur, export	XVIII	304-308
Gur (Movement Control) Order, 1963, enforcement.	XXI	585
Handloom Industry, crisis (C.A.)	XXXIX	473
Handloom weavers, loans for housing	VII	205
Hanumanthappa, Sri T. (Secretary of Madras Legislative Assembly), Appreciation of services (M)	XXIV	201-202
Harijan and Backward Classes students, delay in disbursement of scholarships	XXVII	525-527
Harijans, House-sites	XIV VI	275 120-121
Headquarters Hospital, Tiruchirappalli	XXI	473
Heavy Boiler Plant, Thiruverambur	III	308-309
High Court Centenary Celebrations, expenditure.	VIII	181-182
High Pressure Boiler Plant, land acquisition	VI	64-65
Hindi Medium for U.P.S.C. examination (A.M.) ..	XXI	391-392, 393
'Hindu', Alleged distorted reporting (Privilege Matter).	XXXVII	231-235, 237-238

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM SRI M.—cont.		
Hogenakkal Reservoir, construction	VI	240-241
Home Guards, strength and functions	XV	12
Housing facilities, Tiruchirappalli	VIII	307
Housing Schemes, Tiruchirappalli	XVI	689,690, 691
Hydro-Electric Project (Cauvery), Construction ..	VIII	304
Inam Estates Abolition Act, classification of Inams	XXXVIII	305-307
Inam Estates Abolition Act, notifications	XXXVI XXXVIII	343 216-218
Inam Estates (Abolition and Conversion into Ryotwari, Act), enforcement	XIX	364-365
Inam Estates (Abolition and Conversion into Ryotwari) Act, Navalok village in North Arcot district.	XXXIX	616
Inam Estates (Abolition and conversion into Ryotwari) Act, 1963, implementation	XXVI	143-145
Inam Estates Abolition Act and Minor Inams Abolition Act, enforcement	XL	425-426
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXIV	590-591
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	644-645
Indian Administrative Service, upgrading of posts	V	379
Indian Administrative Service Officers, State service.	VI	495-496
Indian Army personnel, stationing in some places (A.M.)	XXVI	687-689
'Indian Express', misreporting of a Member's speech	XXXIX	633-634
Indian Labour Conference (22nd)	XXVII	86
Indian Labour Conference, 1962, conclusions ..	XII	132
Indian Registration (Madras Amendment) Bill, 1966	XL	528-532 631-632
Industrial Coke, shortage	IV	329-330

K—cont.

Subject. (1)	Year. (2)	Volume. (3)	Page. (3)
KALYANASUNDARAM SRI M.—cont.			
Industrial Establishments (National and Festival Holidays), Amendment Bill, 1962		VI	275-278, 279
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1964		XXIII	36-37
Industries, closure due to shortage of electricity (C.A.)		XXXVIII	447
International Conference of Tamil Studies Seminar, Malaya, delegation		XXXIX	213-218
Iron ore, Salem		II	655-657
Irrigation Schemes, Third Plan		V	503
Irrigation Schemes, Tiruchirappalli district ..		V XXII	385-386 551-552
Irrigation tanks, Inam villages		XVII	173-174
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962		I	493-497
Island Grounds, construction of buildings		II	251
Jawaharlal Nehru's ashes, immersion		XXIII	400-402
Junior College Diploma Course, introduction ..		IV	201-204
Junior Technical Schools, details		II	660-661
Kerosene, shortage (A.M.)		XXXII	160-161
Kerosene, short supply		XXXII	688-692
Kerosene and Diesel Oil, non-availability (C.A.) ..		XXXII	166-167
Kudiyiruppu (Protection from Eviction) Amendment Bill, 1964, occupants		XXIII	157-160
Land Reforms (Fixation of Ceiling on Land) Act, 1961, implementation		IV XI	101 321-322
Land Revenue and Water-Cess (surcharge), Bill, 1965		XXXII	742 743-744, 751, 752.
Land tenure acts, alleged delay in implementation (Privilege Matter)		XXV	512-514
Law and Order, number of accused evading arrest in Salem district		XX	184
A. 158-81			

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	493-497
Legal terms in Tamil, (Glossary)	XXI	763-764
Legislative Assembly, increase of seats	XI	426-427
Legislative Councils (Composition) Bill, 1962, State Government's views	VI	482
Legislature meeting, Chief Minister's announcement of date before publication of Governor's notification (Privilege Matter)	XXXIX	118-119
Leprosy, incidence	XXV	505
Liquor, smuggling from Pondicherry	X	179-181
Liquor (Licence and Permit) Rules, 1960 (M)	II	551-553, 556
Loan (agricultural) to Sri C. Purushothama Reddiar	XXI	230
Local Authorities (Extension of Term of Office of Members) Bill, 1962	VI	431-432
Location of Salem Neyveli Steel Plant (A.M.)	XXIV	33
Lockout in Southern Structurals Ltd., Pattabiram (A.M.)	XXV	510-511
Long distance bus routes, opening	XIII	257-262
Madhavaram Milk Supply	XXIX	449-452
Madras City, Classification as 'A' Class City	V	497-499
Madras City, Expansion	VIII	305-307
Madras Loan, 1977, target and Subscription	XXXIII	167-170
Madras-Tirupathi Bus Service, suspension	XXV	330-333
Madras University Act, revision	II	144-146
Madras University (Amendment) Bill, 1962	VI	384
Madras University (Amendment) Bill, 1965	XXXIII	315-318
Madurai school tragedy, solatium to families of deceased Children	XXXIII	677
Madurai University Bill, 1965	XXX	352-353, 378-384
	XXXII	277-279, 283
		288-290
Madurai University, Export Committee Report	XXVIII	495-497
"Malai Murasu" alleged misreporting (P.M.)	III	209-211, 212
"Malai Murasu" alleged misreporting (Privilege matter)	II	661-663

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Manapparai Panchayat	VIII	89-90
Marine Diesel Engine Project, location near Ennore	XXXI	321-326
Market (Wholesale) for Tiruchirappalli, location	VI	376
Maternity Centre, Karambakudi	XII	385
Medical Colleges, expansion	V	242
Medical Education, pattern and training	V	761
Meenakshi Mills, Madurai	VIII	500
Meenakshisundareswarar Devasthanam, Madurai, dismissal of a temple servant (Privilege Matter)	XXXVII	512-516, 519,520, 521, 522
Member, delay in intimation of arrest (Privilege Matter).	XXXIX	119-121, 123
Members of the House improper conduct of some. (P.M.)	XXVI	148-151
Mettur Dam, water level	XXIII	325-326
Mica deposits, Valliyur	XV	699
Mid-day Meals Committee, report	I	256-257
Milk Supply Co-operative Societies in the State	VIII	506-507
Milk Supply Societies, loans and subsidy to Harijan members	XXII	464
Minimum Wages Committee for Tanneries, recommendations	VI	501
Minister for Industries speech made at a public meeting (Privilege Matter)	XXX	139-141
Ministers' allowances	IV	552
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	493-497
Minor irrigation works, district-war particulars	VI	340-341
Modern Rice Mill, setting up	XXIII	345-346
Moongipadi Panchayat, election of President	XXXIII	49-51
Motor accidents, applications disposed of by the claims Tribunal	XXIII	418-419
Motor Transport Undertakings, number registered	XV	45
Motor Transport Worker's Act, 1961, enforcement	IV	345
Motor Transport Workers' Act, rules	XIV	26-27

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI. M.—cont.		
Motor Vehicles, Accidents Claims Tribunals, petitions	XII	383-385
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	54-598 669-670
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	697-701, 710, 711, 712, 714, 715-716, 719
Motor Vehicles (Taxation of Passengers and Goods (Amendment) Bill, 1962	V	720-721, 722, 805-806, 808, 811-812.
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	354-361, 385-386, 395
Municipal Bus stand, Coimbatore	XVII	4-6
Municipal Central Bus stand at Tiruchirappalli ..	XXXIX	354-355
Municipal Councils—		
Conference of Chairmen Resolutions	XVI	363
Councillors, tenure of office	VII	606-608
Elections	I	382-383
Elections, code of conduct	III	116
Elections, code of conduct	IV	571
Karur, Special Officer	XV	738-739
Tiruppur, Officers	VI	143
Municipalities—		
Accounting system	XI	197-199
Audit of accounts	VIII	186-187
Audit Reports	VII	201
Elections	XXXV	10-12
Funds, embezzlement and misappropriation ..	XV	738
Taxation	I	543-544
Taxes and fees, arrears	VIII	309-311
Tiruppur Revenue Officer	VI	143
Towns, Development Schemes	XXIX	847
Workers, Tindivanam, reinstatement	XXI	621

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
'Murasoli' remarks about the Leader of the House (Privilege Matter)	IV	26-27
'Navamani'— Publication (P.M.)	XXVI	247-248, 250-251, 253
N.C.C. and International Students Centres in Madras, accommodation	III	425-426
National Development Council, recommendations.	XXIX	547-548
National Discipline Scheme, introduction	XIV	150
National Integration Conference, 1961, recommenda- tions	V	774-775
National Integration Council, setting up at State level	V	23-25
National Water, supply and Sanitation Committee Report	XIV	276
Neighbourhood schemes, Tiruchirappalli	XXV	480
New Kattalai High Level Canal, collection of water rates from ryots	XXXII	802
Neyveli-Salem Steel Project, investigation by Japanese Team	XXXII	21-23
Neyveli Thermal Plant, Power-supply	VI	144-145
No-Confidence Motion against the Ministry (M) ..	XXXIX	32, 33-34, 35 515-527
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	480-481 559-572, 772-775
Non-gazetted Officers, medical facilities (St.) ..	II	349-350
Notification by Industries, Labour and Co-operation Department, delay in sending (Privilege Matter) ..	II	18., 19-20
Obituary references.—		
Balwanthrai Mehta ri and Srimathi (R)	XXXII	5
Lal Bahadur Sastri, Sri, late Prime Minister of India (R)	XXXIII	8-9
Jawaharlal Nehru, Sri (R)	XXII	13-16

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM SRI M.—cont.		
Obituary reference—cont,		
Maharaja Krishnakumar Sinhji Bhavsinhji, former Governor of Madras (R)	XXIX	817
Obstruction in the pathway to Assembly Chamber by Police (Privilege Matter)	XXVI	255-256
Official Correspondence in Tamil	XIV	236-238
Official Language Policy, discussion (M)	XXIX	609-610 898-913
Oil exploration.—		
Cauvery Basin	III	13-15
Cauvery Delta	XXXIX	921-922
Oil refinery, location	VI XIII	253 12-14
Old-age pension, district-war particulars	VI	329-331
Opposition Party, absence from House, press comments	V	394
Opposition Party (Main) absence (Privilege Matter).	V	268-269
Order served on Sri Umanath, M.P. (D.S.D.)	XXXVII	191-193
Order under section 144, Cr. P.C. promulgation (A.M.)	XXXIX	110
Ordinance, issue after summoning the Legislature (Privilege Matter)	XXX XXXIII	341-344, 346-347 293-296
Overbridges.—		
Tiruchirappalli district	XXII	319-320
Tiruvottiyur High Road	VIII	312
Overhead reservoir, Woriyur	XII	121
Package Programme in Thanjavur district, Report of Expert Team of Ford Foundation	XXIX	454-459
Package scheme, Thanjavur district	IX	6-9
Package scheme, Tiruchirappalli district	XV	218-219
Paddy, procurement	XV	43-44
Paddy and Rice (Declaration and Requisitioning of Stocks) Order, 1964	XXV	495
Paddy and rice, requisitioning	XXXIII	178-180
Palar Basin Rules, difficulties caused by new orders (C.A.)	II	264-265
Palayamkottah-Tirunelveli Co-operative Stores	XXXIV	14-15

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Palmyrah trees, Enhancement of Tax (A.M.)	XXIX	464-465
Panchayats Act, 1958, amendment	VI	497
Panchayat administration, State Consultative Committee	VI	246
Panchayats (Amendment) Bill, 1965	XXXII	308-312
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1954	XXIII	17: 204-208-257 258-262 271,275- 277
Panchayats—		
Elections	XVI XXIV	363-366 19-2
Funds, misappropriation	XV	7
Moongilpadi, elections, police bandobust	XXXVI	131-133
Nadupatti Panchayat Board, Uthukuli, arrest of President	IV	197-199
Omalur, misuse of funds	X	19
Paramakudi, improvement of drainage	XV	43
Presidents, election	XXVI	673-67
Singanallur, election	XXV	47
Singanallur Panchayat Block, stay of elections (A.M.)	XXV	345-34
Vickramasingapuram Town Panchayat, Protected water supply	XXXII	827-82
Panchayat Unions—		
Chairmen, election	XVIII	7-1
Omalur, loans to ryots	XXII	293-29
Schools, procedure for prescribing text-books	X	174-17
Tiruverambur, Office building	VII	401-40
Part Inam Estates in Pudukottai, wrong classification, (A.M.)	XXXVIII	231-23 234-23
Payment of Salaries and Removal of Disqualification Act, 1951, Amendment (R)	XVI	734-73
Payments of Salaries and Removal of Disqualification (Amendment) Bill, 1962	V	818-8 82
	VI	84- 91

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Penitentiary, Incident	V	263-265
Informative incidents	V	391-392
Pension—		
Old-	I	46-49
Payment	XVI	134-136
Pesticides, aerial spraying	XXII	149-152
Pilloor Dam area, rice distribution	XXVIII	257-258
Pillur Project area, clash between merchants and people	XXVI	419-420
Plan Outlay for 1964-65	XXIII	408
Planning, indicators of development	VIII	1-2
Point of information—		
Lorries, purchase by Corporation	XVI	704-705
Madras Central Jail, alleged torture	V	795-796, 798, 799
Point of order—		
Delay in furnishing information by departments	XXV	517-518
No-confidence motion against the Ministry	XXVI	11-12, 155-158
No-confidence motion against the Ministry, prece- dence (M).	XXXIX	37-38, 127-128
Notice for consideration of a Bill	XL	340
Unparliamentary expressions, use in the House	XXV	244
Walk-out by some Opposition Members after Speak- er's ruling	XV	252-253
Point of propriety—		
No-confidence motion, premature publication of contents in the Press	XXXIX	30-31
Police firing of former Police official	XXVII	85-86
Police firing on students of Scott Christian College, Nagercoil (A.M.)	XXV	20
Police lathi-charge, Thiruvannamalai	XV	566
Police raid of Ramamurthi Nagar, Salem, complaint of Communist Party	XXIV	113-115

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Police Research Centre (Madras), functioning	X	93
Police Station, Tirumangalam taluk-death	XX	175-177
Political Sufferers' Association, Memorandum	XXXIX	894
Political sufferers, concession to children	XII	381-383
Polytechnics—		
Admission	I	635-638
Opening	II	658
Seats, increase in number	II	637-640
Virudhunagar (A.M.)	III	564
Pondicherry and Karaikal, merger with Madras State	VI	476
Pond works, Coimbatore	V	7
Post-graduate centres, opening	VI	129-130
Power-cut, averting	II	542
Power-cut in the State (A.M.)	II	21, 22
Power-cut in the State (C.A.)	II	455, 459
Powerlooms—		
Enquiry Committee, recommendations	XXVI	4-5
Number licensed and in co-operative sector	XXVII	523-524
Power supply to Kerala	XXII	44
Preservation of Private Forests (Amendment) Bill, 1963	XV	263-264
Preservation of Private Forests (Amendment) Bill, 1964	XXIV	48-49
Pre-University Course—		
Admission	V XXV	613 321-326
Colleges in Tiruchirappalli	XXV	321-326
Examination, March 1962	VI	134-136
Prevention of Begging (Amendment) Bill, 1964	XXII	361-365
A. 158-32		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Prevention of recurrence of clash in Urappanur (A.M.) ..	XVII	23-24
Price Control	XI	311-318
Private sector, pension scheme	XXIV	657-658
Privilege matter (s)—		
Placing of a board near the entrance to Fort St. George containing a slogan casting reflection on the fasting by Opposition Members	XXIV	470-471 472-474, 475
Propriety of making comments to the Press on the Governor's Address	XXV	40-41
Procession near Assembly, prohibition (A.M.) ..	XXIV	33-36
Prohibitory Order, promulgation (A.M.) ..	XV XXX	120 546-553
Prorogation of Assembly from 6th June 1963 (P.M.) ..	XIII	31-34
Public Accounts Committee—		
Association of Council Members	I	555-556
Election (M)	I	54
Report on the purchase of the land in Erukkancheri by the Electricity Board	XL	784
Public fountains, Tiruchirappalli	II	246
Public functions, Ministers' attendance, expenditure.	IV	551-552
Public Health and Medical Departments, merger ..	XIV	264-265
Public Service Commission, Examination in Tamil (R)	XIII	284-287
Public Service Commission Report, consideration (M),	VI	149-155 170-171
Pudukkottai Division, drought	XXXI	343
Pudukkottai Municipality, upgrading	XIV	147
Pulses, scarcity	XXVI	6-9
Railways—		
Electric train service,	VII	408
Level crossings, accidents	XXIII	351-353
Southern Railway, bifurcation	XXV	7
Southern Railway, realignment of zones	XXI	621
Rajangam, Sri M., M.L.A.—Alleged ill-treatment meted out while in Police custody (Privilege Matter).	XXVI	692-694

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, Sri M.—cont.		
Ramamurthi Nagar, Salem, Police raid	XXIV	113-115
Rameswaram Township, constitution (R)	XXXIII	390-392
Red Hills and Sholavaramlakes, construction of open-lined channels	V	616-618
Refugee Camp, Coimbatore, firing incident ..	XXVII	255-256
Regional Engineering College, Tiruchirappalli ..	III	19
Rice—		
Distribution, Chief Ministers' Conference	XXIX	715-719
Failure to supply adequate quantity to Madras City (A.M.)	XVII	24-25
Fair Price Shops	XIX	133-136
Modified scheme of procurement	XXII	452
Scarcity (A.M.)	XL	335
Scarcity in Madras (A.M.)	XXIV	126-127
Sudden spurt in price	XXII	449-452
River Boards, constitution	III	206-207
Roads—		
Madras City	III	110-111
Tiruchirappalli District, improvement	XV	322-323
Rules framed by R.D., and L.A. and Revenue departments, delay in placing on the table of the House (Privilege Matter)	XXX	337-341
Rules under Panchayat Act, 1958, amendment (M) ..	VI	171-174 176-180
Russian language, teaching	VI	478
Salem district, bifurcation	VI	490-491
Salem iron ore, Dasthur Company's report	XXIII	128-130
Salem iron ore and Neyveli Lignite, testing	XIX	5-7
Salem-Neyveli Steel Project	XXIV	437-443
Salem Steel Plant, Report of British—American Consortium	XXX	12-19
Sales of Motor Spirit Taxation (Amendment) Bill, 1965,	XXXII	204-205
Saraswathi High School building, Mani Nagaram, Madurai, collapse (A.M.)	XXII	48-49, 51
Saraswathi High School building, Mani Nagaram, Madurai, collapse (Dis. S.D.)	XXII	384-389, 407
Sarvodaya workers, arrest in Madurai district ..	XXXII	811

K—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
KALYANASUNDARAM, SRI M.—cont.			
Sarvodaya workers, arrest in Madurai district (A.M.)..	XXX	438-440, 442, 443	
Scavenging Conditions Enquiry Committee (1960), recommendations	XII	27	
S— a — g — i — n — g workers, clothes supply	XVIII	314-315	
Scheduled Castes, Government service	XVIII	212-213	
Schools—			
Elementary Schools, Teacher—Pupil ratio (R) ..	XVI	756-757	
Fee Concession	I	467-469	
Secondary Schools, accommodation	XV	70	
Secondary Schools, free education	XVIII	11-14	
Secondary Schools, grants	XVII	278-279	
Secondary Schools, optional system	XL	8-9	
Urdu medium number	VI	48	
Schools and Colleges—			
Difficulties in admission to high schools and the Pre- University Course (C.A)	IV	117-118	
Scott Christian College, Nagercoil, memorandum from Principal regarding Police firing	XXVIII	170	
Scott Christian College, Nagercoil, Shooting inci- dent	XXVIII	169-170	
Secondary education, pattern of syllabus	IX	19-20	
Secondary Education Board, constitution	IV	441	
Self-immolation, Anti-Hindi agitation	XXIX	327-328	
Sethusamudram Project, revised estimate	XXII	436-440	
Shevaroy's Panchayat Township (R)	XXV	519-520	
Shooting of Arjunan by the Police at Coimbatore.(A.M.).	XXIV	233-234 236-237 238-239 240-241	
Shorthand and Typewriting examinations, appoint- ment of examiners	XXI	767	
“Shouting of slogans” Case, Approval of Privileges Committee Report (M)	XXIX	746-750	
Slum Improvement and Housing Projects, Salem ..	XXVIII	508	
Small-pox, control and prevention	VIII	180-181	
Somasundaram Mills, Coimbatore, lock-out	XXXIX	11	
Somasundaram Mills, Coimbatore, lock out (A.M.) ..	XXXIV	569-570	

K—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
KALYANASUNDARAM, SRI M.—cont			
South Zone Chief and Food Minister's Conference, decisions	XXX	125-129	
Speaker and Deputy Speaker, Election	I	25-31	
Special Sub-Jail, Tiruchirappalli, shifting	XXI	766	
Sri Ranganathar Temple, Srirangam	IX	114-122	
S.S.L.C.—			
Examination, March 1962, Candidates appeared and passed.	V	390-391	
Examinations, March, 1962—Schools with cent per cent result	V	375	
Re-organised Course, revision of syllabi	XXI	495	
Results, seats in Pre-University Course	XV	69	
Stadiums, municipal towns	XI	209	
Stainless steel sheets, allotment	XXII	166-169	
Stamp (Increase of Duties) Bill, 1962	V	581, 584, 586, 822, 825-826 828-829	
Stamp Duty, checking of evasion	XXXIII	384	
Stamp Duty, exemption from payment	IV	99	
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	163-168	
Statement to Press by Leaders of Opposition Parties (Privilege Matter)	XXVI	257-260, 338-339	
State Planning Board, constitution	V	382-383	
State Revenue, expenditure and taxation	XV	71-72	
State Transport—			
Batta to workers	V	780-782	
Committee to enquire into the working of the system, (R)	XXIII XXIX	103 761-763	
Damages to buses	V	597-604	
Fares	IV	116-117	
Fleet Strength	XIV	77-78	
Inter-State Routes	XVI	680-681	
Machine for preparation of Pay bills	XIX	236-239	
Tickets (used)—re-issue	XV	327	
		326	

K—cont.		
Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
State Warehousing Corporation, set up	XIII	267-268
Steel, establishment of Steel Plant at Salem (A.M.)	XL	333-334
Steel Plant at Salem, stage	XL	298-305
Steel Plant, Salem	VIII	300-302
Students', Arrest and Detention (A.M.)	XXV	486-488
Students' agitation in Victoria Hostel, Madras (A.M.)	XXX	27, 28, 30 31
Sub-Jail, Tiruchirappalli, shifting	XXII	177-178
Subramaniam, Sri G—prisoner, release due to illness	XXXIII	188-189
Sub-Registrars, scales of pay	VIII	7-11
Sugar—	XXXVI	129-130
Allotment of quota	XXV	494-495
Blackmarketing	XXIV	553
Distribution	XXII	169-170
Distribution (D.S.D.)	XVI	770-774
Scarcity	XX	362
Sugar Factories Control (Amendment) Bill, 1962 ..	I	234
Sugar Factory, Pettavathalai, settlement of dispute between management and canegrowers	XXI	261-262 494
Sugarcane—		
Cess Fund, amount collected in 1961-62 etc. ..	IX	224-227
Fair price (Dis. S.D.)	XVI	230-232
Price fixation	XI	299
Super Power Grid for South	XXI	117
Superintending Engineer (Project) Office, Tiruchirap- palli, shifting	XXVII	256-257
Surplus waters of Kerala, utilisation	II	338-339
Suspension of Rule 41 (M)	XIX	250-251
Synthetic Stones Manufacturers Association, represen- tation	XXV	21-22
Tagore Centenary Memorial Theatre, construction ..	XIV	263
Tamil Arasu Kazhagam, arrest of Members	XXXIX	892-893
Tamil medium Course, Coimbatore	XXIV	647-651
Tamil typewriters, supply to personal staff of Ministers	VIII	180
	VI	494

K—cont.		
Subject. (1)	Volume. (2)	Page. (3)
KALYANASUNDARAM, SRI M.—cont.		
Tamilnad, Renaming the State of Madras—Amend- ment of the Constitution (R)	XXIII	80 83-101
Tanks in Changapalli (Erode taluk), restoration ..	II	340
Teacher—Pupil ratio	XXIV	545-547
Teachers—		
Housing	VII	311
Salary disbursement	XV	70-71
Teacher's Uniform dress (D.S.D.)	XVI	623-626
Technical University, Establishment in Madras State.	XVII	262
Tenancy (Amendment), Bill, 1965	XXV	451-453, 454
Text Books—		
Corporation Schools, non-availability (A.M.) ..	II	158-159
Corporation Schools, non-availability (C.A.) ..	III	212
Deletion from approved list	XII	262-263
Navalar Natramizh Vachagam	XII	244
Objectionable	XIV	275-276
Primary School Classes, standardization	VI	486
Selection	XVIII	111-115
Textile Industry—Strikes and lock-outs	XVI	347-349
Textile Mills, Failure to prevent closure (A.M.) ..	XXXVII	512-513
Textile Mills in Coimbatore, alleged entry by Police and beating the workers	XV	121-123
Textile Mills in Coimbatore, Labour trouble	XVI	349
Thanjavur—Tiruchirappalli Highways	XXXVIII	218
Thermal Power—		
Generation, Third Plan	XV	22-23
Stations, establishment	XV	22-23
Stations, location	XXV	330
Three—Language formula, non-adherence (C.A.) ..	XV	125-126
Tiruchirappalli—Arur Bus Route	XV	69
Tiruchirappalli, exclusion from air Service (A.M.) ..	XIII	150-151
Tiruchi-Srirangam by-pass road	V	375-376
Tiruchirappalli Water-supply, construction of four additional reservoirs	XXXIX	780
Tiruvalluvar Day, declaration as public holiday (R) ..	XV	507-508

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
ALYANASUNDARAM, SRI M.—cont.		
Tiruverumbur temple	X	269
Town Panchayats, conference of Presidents ..	VII	111
Townships, declaration of certain areas (R) ..	XVI	585-586
Transport workers, strike at Madurantakam—Action of Police (A.M.)	XIII	273-274
Tuberculosis, incidence in the State	XXIX	578
Tuticorin Port, development	III	312-314
University at Madurai	VI	366
	XIV	260-261
	XXV	327-329
Universities (new), establishments	V	604-606
	XXI	768-769
Urban Land Tax Bill, 1963	XV	291-295
Vegetables, increased cultivation	XIX	136-141
Vegetables, rise in prices in Madras City	XX	347-349
Veterinary College, opening	II	346
	X	1-3
	XXI	754
Village Officers, appointment	II	654-655
Villages, electrification	XXIV	365
Warehouses, regulation of storage of certain Commodities (R)	XVI	580-581
Water and Drainage Boards, establishments ..	XI	185
Water pollution, programme for control	VII	617
Waters of jungle streams, utilisation	V	9
Water supply, assessment by Special Investigation Division	XI	14
Water supply to Coimbatore	VIII	509
Water supply to Coimbatore, Siruvani waters ..	I	381
Water supply to Madras City	I	474-475
	II	253-254
	III	309-310
	XXI	760-761
	XX	362-364
Water supply to Madras City, Krishna waters ..	XXVI	423-425
Water supply, Tiruchirappalli Municipality ..	III	307
	XI	187-188
West-flowing rivers, sharing of waters	XXV	134-135
West flowing rivers, surplus waters	II	644-645

K—cont.

Subject. (1)	Volume, (2)	Page (3)
KALYANASUNDARAM, SRI M.—cont.		
Wheat and wheat products, scarcity (C.A.) ..	XXIV	293-295
Yarn, fair price	VII	114
Yarn cotton, supply to Weaver's Co-operative Societies	VII	182-183
Yarn prices, supply to handloom industry	VIII	183-184
Yercaud Township Committee, constitution ..	XXXIX	26-27
KAMALANATHAN, SRI M.		
Appropriation (No. 3) Bill, 1963	XII	153-158
Appropriation (No. 6) Bill, 1965	XXXII	844-846
Bone meal factory	XXVII	87-88
Budget (Revised), 1962-63 G.D.	II	226-230
Budget, 1962-63, Voting—		
Agriculture	III	55-56
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		
Community Development Projects, etc.	III	139-142
Budget, 1963-64, G.D.	VIII	321-325
Budget, 1963-64, Voting—		
Capital Outlay on Agriculture	IX	439
Capital Outlay on Forests	XI	323
Community Development Projects, etc.	X	332-335
Khadi		
Elections, Head of State, Ministers and Headquarters Staff, Pensions, State Legislature	IX	352-354
Motor Vehicles Acts—Administration	X	55-57
Budget, 1964-65, G.D.	XVIII	281-286
Budget, 1964-65, Voting—		
Agriculture	XIX	451
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		
Capital Outlay on Forests	XXI	189-194
Cinchona		
Forest Department		
Capital Outlay on Industrial Development, Industries ..	XIX	275-278
Capital Outlay on Road Transport Schemes—Road Transport Schemes	XIX	520
Community Development Projects, etc., Public Works —Grants-in-aid	XXI	556-562
A. 158-33		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAMALANATHAN, SRI M.—cont.		
Budget, 1964-65—Voting—cont.		
Compensation to Zamindars	XX	338
Famine Relief		
Land Revenue Department		
Stamps Administration		
Co-operation — — — — —	XX	507-508
Education — — — — —	XX	144-145 172
Khadi .. — — — — —	XXI	210-212
Motor Vehicles Acts—Administration	XIX	488-490, 520
Registration Department	XXI	244-254 255
 Budget 1965-66, Voting—		
Administration of Justice	XXIX	16, 47-51
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi		
Agriculture	XXVIII	341
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Community Development Projects, etc.	XXVIII	152-155
Public Works-Grants-in-aid		
District Administration and Miscellaneous	XXVII	282-286
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and assignments.		
Commutated Value of Pensions		
Loans and Advances by the State Government ..		
Education	XXVII	218-220
Land Revenue Department	XXVIII	470-472
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Medical	XXVII	473-475
Public Health		
Capital Outlay on Public Health		
Motor Vehicles Acts-Administration	XXVII	540-543
Registration Department	XXIX	263
Road Transport Schemes	XXVII	567
Capital Outlay on Road Transport Schemes ..		
 Budget, 1966-67, G.D.	XXXIV	418-421

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAMALANATHAN, SRI M.—cont.		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	170-172
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Public Health	XXXVII	247-250
Medical		
Public Health		
Capital Outlay on Public Works	XXXVI	328-331
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XXXVII	185-187
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXXV	169-172
District Administration and Miscellaneous		
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and assignments.		
Commutated value of pensions	XXXVII	33-35
Loans and Advances by the State Government ..		
Motor Vehicles Acts—Administration	XXV	485
Bus permit, grant	VI	402-403
Bus routes, nationalisation (R)	XX	466
Bus route, variation	II	538
Bus Transport, increase of speed	XL	15-16
Cattle Farm at Hosur, expansion	XXXIX	14-15
Cattle Farm, etsablishment	XXV	234
Cement Factory (Small-sized), North Salem district ..	XV	221-222
Cement Factory, Samalpatti	XV	419
Co-operative Milk Supply Unions, exemption from sales tax		
Corruption cases, details	XXVII	1-4
Daily newspapers, burning at Tiruchirappalli ..	XL	452-453
Defence of India Rules, detention of D.M.K. Partymen.	XXIX	693-697
District Co-operative Central Bank, Salem, bifurcation scheme	XV	34
D.S.G. (First), 1963-64, G.D.	XIII	508-51
D.S.G. (Second), 1963-64, G.D.	XVI	517-51

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAMALANATHAN, SRI M.—cont.		
D.S.G. (First), 1964–65, G.D.	XXII	615–617
Electricity Board Budget	XXII	217–219
Elementary school teachers, representation in Legisla- tive Council	X	376–378
Fire accidents in Dharmapuri and North Arcot districts.	XXXIX	609
Five Year Plan (Third), Mid-term appraisal (M) . .	XVII	106–109
Food Production, Division Office at Salem	XXVIII	499–500
Government Hospital, Krishnagiri	XVII	6–7
Governor's Address (M)	I	366–368
	VII	282–285
	XVI	398–401
	XXXIII	635–639
Gramasevaks, training	XV	683–684
Harijan hostels, transfer to Panchayat Unions . .	III	22–23
Holiday Resorts	XXIV	652–653
Hospital, Krishnagiri, Leprosy Mobile Van	V	383
Hospital, non-posting of Pharmacists	VI	80–82
Hospital, Uthankarai, expansion.. . . .	XXI	754–755
Hostel for Harijan students, construction at Uthankarai.	XXXIX	336
Hostels (luxury), proposal to start	XL	589–590
Industrial Estate, Krishnagiri	XXV	486
Industries, North Salem	XXVII	6–7
Krishnagiri-Madras Bus Service	XXV	334
Krishnagiri—Madras Express Bus, diversion	V	231
Krishnagiri—Madras Express Bus, Stopping at Bargur	V	230–231
Lac Factory, Salem	III	111
Level-crossing, Samalpatti	XVI	698
Lower Division Clerks, scales of pay	III	4
Madras-Bangalore Express Bus, stop at Bargur . .	IV	564–566
Medical College, opening in Salem district	XXXII	350–351
Medical Colleges, seats allotted for Dharmapuri district.	XL	450
Medicines, wastage in District Headquarters Hospital . .	II	341
Mineral deposits in North Salem district, factory to utilise.	XXXII	944–945
Mineral deposits, Salem district	XXIX	548–549
National Anthem, playing at the end of Municipal Council meetings	XXXIX	611

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAMALANATHAN, SRI M.—cont.		
Neyveli Lignite Corporation, Civil Engineers	XL	438
Neyveli-Salem Steel Project, investigation by Japanese Team	XXXII	21–23
Oil refinery, establishment	XXV	233–234
Palm-leaf Products, Co-operative Society, Mathur working	XXXVIII	2
Panchayats (Amendments and Miscellaneous Provisions) Bill, 1964	XXIII	195–196
Panchayat Unions—		
Commissioners	V	2
Reorganisation	III	426–428
Report of Tamil Nad Congress Committee	XXXIX	106–108
Paper factory, starting	IV	553
Plague epidemic, outbreak in Krishnagiri Town (C.A.).	X	15–16
Railway Cess Fund, expenditure	XL	140–141
Rural Medical Practitioners, service conditions . .	V	760
Sandalwood oil factory, establishment	II	439
Scheduled Castes converts, concessions	III	24–25
Schools (elementary), Panchayat Unions	XV	323–324
Sea water, desalination	XXVI	5
Small-scale Sugar Factories, licences	XVI	571–573
Small-scale units, manufacture of sugar and cement.	XVII	1–4
Social Welfare Workers, number	XV	731
Special Armed Police—		
Daily allowance	V	618
House-rent Allowance	IV	44
Spinning Mill, North Salem district	XXV	235
Sugar Factory (Small-sized), Krishnagiri taluk . .	XXV	233
Steel Plant at Salem, stage	XL	298–305
Sugar Mill in Dharmapuri district	XXXII	456–457
Taluk Headquarters Hospital, Krishnagiri, expansion.	XL	450
Tanks (New), Krishnagiri taluk	XXVII	257–258
Teacher—Pupil ratio, elementary schools (R). . .	XVI	743–744
Tiruchirappalli Boiler Plant Conspiracy Case, arrest . .	XXXIX	766–767
Uthangarai Sub-taluk, upgrading	XXV	342–343

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KAMALANATHAN SRI M.—cont.		
Water, free supply to schools and hospitals by local bodies	XXXIX	775
Water-supply, Krishnagiri Town	XXXIX	775
Weekly shandies, running by Panchayat Unions ..	XXXIX	629-630
Wheat and wheat products, etc., exemption from sales tax	XXXIX	760
KAMARAJ, SRI K—		
Budget, 1962-63, Voting—		
Compensation to Zamindars—District Administration and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration ..	V	29, 30, 31 45, 46 48-49
Police	III	350, 390
Budget proposals, disclosure and publication of educational policy (Privilege Matter)	II	263
Chief Minister, reported resignation	XIV	285-286
Corporation Councillors, Co-option of persons belonging to Scheduled Castes, Amendment to draft Rules—(M)	V	516
Election of Speaker and Deputy Speaker	I	39-40
Governor's Address (M)	I VII	274 392
Home Guard Bill, 1963	VIII	112, 113-121.
KANCHI MANIMOZHIAR, SRI—		
Appropriation (No. 2) Bill, 1965	XXIV	506-509
Arrest (Ann.)	IV	455
Budget (Revised), 1962-63, G.D.	II	609-613
Budget, 1962-63—Voting—		
Budget, 1963-64, Voting—		
Education	IV	118-121
Budget, 1963-64, G.D.	VIII	594-598
Budget, 1963-64, Voting—		
District Administration and Miscellaneous, Land Revenue Department	XI	470-471
Education	X	135-137
Elections, Head of State, Ministers and Headquarters Staff, Pensions, State Legislature.. .. .	IX	366-369
Public Works—Grants-in-aid	X	582-587
Budget, 1964-65, G.D.	XVIII	383-386

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KANCHI MANIMOZHIAR SRI—cont.		
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Industries	XIX	300-304
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	547-548
Education	XX	124-126
Budget, 1964-65, Voting—Jails	XXI	272-274
Budget, 1965-66, Voting—		
Co-operation	XXVIII	508-510
Capital Outlay on Consumers, Co-operatives ..		
Registration		
Jails	XXIX	287-289
Fisheries		
Stationery and Printing		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	160-163
Budget 1966-67, Voting—		
Capital Outlay on Industrial Development, Industries	XXXVI	503-507
Capital Outlay on Road Transport Schemes. }	XXXVII	66-69
Road Transport Schemes		
Education	XXXV	46-49
Labour including Factories	XXXV	295-298
Educational pattern (M)	XII	401-407
Electricity Board Budget, G.D.	I	618-621
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	399-404
Governor's Address (M)	VII XXXII	322-325 612-618
Legislative Council, separate constituency for Elementary School Teachers (R)	XXXI	158-160
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	153-164
LARCHA GOWDER, SRI T.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	586-587
Appropriation (No. 2) Bill, 1964	XXI	661-663
Assembly Session, Ootacamund		423-429
Atomic Research Station, Nilgiris district	XXXV	2-3
Baby Food Factory—		
Establishment at Ootacamund	XXIII	233-234
Starting at Ootacamund	XIV	147-148

K—cont.

Subject. (1)	Volume (2)	Page. (3)
KARCHA GOWDER, SRI T.—cont.		
Botanical Gardens (Ootacamund), improvement ..	VI	140
Budget (Revised), 1962–63, G.D.	II	403–407
Budget, 1963–64—Voting—		
Capital Outlay on Public Works	IV	619–621
Public Works, Establishment and Tools and Plant. }		
Public Works—Works }		
Capital Outlay on Road Transport Schemes ..	IV	494–496 508.
Road Transport Schemes }		
Co-operation	V	275–277
Labour including Factories	III	480–482
State Legislature	III	216–217
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	V	205–206
Budget, 1963–64, G.D.	VIII	488, 492, 561.
Budget, 1963–64—Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	474–475
Capital Outlay on Public Health	X	449–451
Medical		
Public Health }		
Capital Outlay on Public Works—Public Works— Establishment and Tools and Plant—Public Works Works	XI	41–43
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	553–554
Co-operation	XI	360–362
District Administration and Miscellaneous, Land Revenue Department	XI	466–467
Budget, 1964–65, G.D.	XVIII	79–82
Budget, 1964–65, Voting—		
Agriculture	XIX	430–431
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading }		
Capital Outlay on Industrial Development, Industries.	XIX	279–283
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	548–550
Elections	XIX	59–60
Head of State, Ministers and Headquarters Staff ..		
State Legislature		
Labour including Factories	XX	20–22

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARCHA GOWDER, SRI T.—cont.		
Budget, 1964–65, Voting—cont.		
Motor Vehicles Acts—Administration	XIX	485–488
Police	XX	231–232
Budget, 1965–66, G.D.	XXVI	301–306
Budget, 1965–66, Voting—		
Administration of Justice	XXIX	73–75
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	400–402
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }	XXVIII	109–111
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXVIII	550–551
Co-operation		
Capital Outlay on Consumers' Co-operatives ..		
General Sales Tax and other taxes and duties—		
Administration	XXVIII	303–306
Labour including Factories	XXVII	111–113
Registration	XXIX	289–291
Jails		
Fisheries		
Stationery and Printing		
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	XXIX	199–201
Budget, 1966–67, G.D.	XXXIV	359–361
Budget, 1966–67, Voting—		
Capital Outlay on Public Health	XXXVII	277–279
Medical		
Public Health		
Community Development Projects, etc	XXXVIII	151–153
Public Works—Grants-in-aid		
Education	XXXV	49–53
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	573–574
Clay-washing Factory, Nilgiris	I	469–470
Co-operative agricultural banks, starting	VI	466–467
Co-operative Society for Todas, Nilgiris district ..	X	516
District Police (Amendment) Bill, 1963	XIV	333–334
Dravida Munnetra Kazhagam agitation, arrest of Government servants	VI	464–465

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARCHA GOWDER, SRI T.—cont.		
D.S.G. (First), 1964–65, G.D.	XXII	618–619
D.S.G. (First), 1964–65, Voting—		
Administration of Justice	XXIV	374
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	XXIV	412–413
D.S.G. (Final), 1964–65, G.D.	XXIX	374–378
D.S.G. (First), 1965–66 G.D.	XXX	654–656
D.S.G. (Final), 1965–66, G.D.	XXXVIII	261–262
D.S.G. (First) 1966–67, G.D.	XXXIX	644–646
Electricity Board Budget	I	616–618
	XIII	435–437
	XXII	81–84
	XXX	498–499
	XXXIX	185–188
Electricity (Taxation on Consumption) Bill, 1962 ..	V	847–848
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	304–309
Forests (Private) in Nilgiris, preservation	VI	49
Government Arts College, Ootacamund, construction of Hostel	XXIX	732
Governor's Address (M)	I	215–219
	VII	138–140
	XVI	313–315
	XXV	171–174
	XXXIII	62–66
Home Guard Bill, 1963	VIII	127–128
I.A.S. Officers	XIV	131–132
Interest free loan for education, extension to Harijans and Backward Class students	V	231–232
Jenmi System, abolition	I	254
'Jenmi' system in Gudalur Taluk, abolition	XXIX	453–454
Joint pattas in Nilgiris district	VI	250–251
Judiciary, separation from executive, implementation.	V	498–499
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	676–677
Madras Co-operative Central Land Mortgage Bank Limited, Government guarantee for debentures (R)	XXX	458–459
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	589–590
"Nam Nadu" Editorial (Privilege Matter)	XXVI	696–697
Panchayats (Amendment and Miscellaneous Provi- sions) Bill, 1964	XXIII	186–187

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARCHA GOWDER, SRI T.—cont.		
Plantation workers, medical facilities	VI	145–146
Poet Laureates, appointment	VI	490
Population, Nilgiris district	V	782–783
Potato—		
Crops in the Nilgiris district, destruction due to heavy rains (C.A.)	XL	781
Inclusion as food crop	VI	208
'Late blight' disease, prevention	II	538–540
Seeds, import	I	536, 537
Preservation of Private Forests (Amendment) Bill, 1963	XV	268–269
Prohibition, liquor permits	II	439–441
Prohibitory orders under section 144, Criminal Pro- cedure Code in Neyveli (C.A.)	XXXVI	356
Public Service Commission Report, consideration (M) ..	VI	159
Reserve Forests, Nilgiris district	XVIII	395–399
Rice and paddy, procurement	XIX	124–128
Rice scarcity in the Nilgiris districts (C.A.)	XL	779
Rice, sudden spurt in price	XXII	449–452
Rugs Factory at Ooty	XV	222–223
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	494–495
Secondary Education, administration	IV	441
Smallpox, the Nilgiris	XV	420
Special District Educational Officer for Nilgiris ..	XXIV	822
Sub-Magistrates and A.P. Ps. upgrading	XXVI	20–21
Sugar Factories Control (Amendment) Bill, 1962 ..	I	263, 264
Tea factories in the Nilgiris district, establishment ..	XXIII	241–242
T.U.C.S. at Madras, dissolution of the Executive ..	XXIV	842–843
Village roads, black-topping	V	260–261
KARIAMANICKAM AMBALAM, SRI KR. RM.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	570–572
Budget (Revised), 1962–63 G.D.	II	477–480

Subject.

K—cont.

(1)

Volume.

(2)

Page

(3)

KARIAMANICKAM AMBALAM, Sri KR. RM.—cont.

Budget, 1962-63, Voting—		
Agriculture	III	59-61
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	IV	255-257
Capital outlay on Irrigation, Irrigation		
Capital Outlay on Public Works	IV	598-601
Public Works—Establishment and Tools and Plant.		
Public Works—Works	IV	470-472
Capital Outlay on Road Transport Schemes—Road Transport Schemes.		
Compensation to Zamindars—District Administration and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration.	V	43-44 47-49,
Co-operation	V	299-300
General Sales Tax and other taxes and duties—Administration		
Police	IV	362-363
Public Works—Grants-in-aid	III	356-357
Welfare of Scheduled Tribes, Castes and other Backward Classes	IV	410-411
Budget, 1963-64, G.D.	V	179-184
Budget, 1963-64, Voting—	IX	23-28
Capital Outlay on Public Health		423-425
Medical		
Public Health		
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant—Public Works—Works	XI	48-50
Community Development Projects, etc., Khadi		
District Administration and Miscellaneous, Land Revenue Department	X	325-327
Education	XI	485-487
Fisheries	X	120-121
Police	XI	393-395
Welfare of Scheduled Tribes, Castes and other Backward Classes	IX	544-547
Budget, 1964-65, G.D.	X	205-206
Budget, 1964-65, Voting—	XVIII	315-319
Capital Outlay on Forests	XXI	160-162
Cinchona		
Forest Department		

K—cont.

Subject.

(1)

Volume.

(2)

Page.

(3)

KARIAMANICKAM AMBALAM, Sri KR. RM.—cont.

Budget, 1965-66, G.D.	XXVI	624-627
Budget, 1965-66, Voting—		
Agriculture	XXVIII	374-375
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	XXVIII	467-469
Land Revenue Department		
Stamps Administration	XXVIII	467-469
Famine Relief		
Compensation to Zamindars	XXXIV	326-328
Budget, 1966-67 (G.D.)		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	151-154
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	XXXVII	537-540
Capital Outlay on Forests		
Cinchona	XXXVII	273-275
Forests		
Capital Outlay on Public Health	XXXVII	273-275
Medical		
Public Health	XXXVIII	165-166
Community Development Projects, etc., Public Works—Grants-in-aid		
Police	XXXV	516-519
State Legislature	XXXV	382-385
Elections		
Head of State, Ministers and Headquarters Staff.		
D.S.G. (First) 1964-65, (G.D.)	XXII	607-608
D.S.G. (Second), 1966-67 (G.D.)	XL	491-493
Five-year Plan (Fourth), Draft Outline (M)	XXXI	350-354
Governor's Address (M)	I	94-97
	VII	222-225
	XXV	350-354
	XXXIII	520-524
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	J	507
Land Revenue, need for remission in Tiruvadanai taluk (C.A.)	XXV	515
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	507
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	507
No-confidence Motion against Ministry (M)	XXXIX	393-396

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—		
Accidents, motor vehicles, 1963-64	XXV	126-127
Advances for fertilisers, seeds and manure, details of irrecoverable advances	XXXI	757
Agricultural Income-tax—		
Arrears	XXVIII	6-8
Compounding	XXI	794-795
Number of assessees	XXII	456
Anti-plague measures, Salem district	XXIX	840-841
Appropriation (No. 2) Bill, 1964	XXI	663-666
Approved text books, re-examination	XII	262
Arjunan, Shooting by the Police at Coimbatore (A.M.)	XXIV	238
Artificial inseminations, particulars	XXVII	342-343
Backward areas, list to Planning Commission	XX	98-99
Beedi Industrial premises, extension of exemption to other districts	XXVIII	253
Blood Bank,—		
Donations	XXX	528-530
Salem District	XXX	238
Bodinayakanur Co-operative Stores Ltd., Loan for purchase of Coffee grinding machine	XXIX	13
Bridge, Thoppayar River	V	490
Budget (Revised), 1962-63 (G.D.)	II	355-359
Budget, 1963-64, (G.D.)	IX	168-172
Budget 1963-64, Voting—		
Capital Outlay on Industrial Development and Industries	XI	112-115
Co-operation	XI	356-358
Registration	X	555-557
Stationery and Printing		
Budget 1964-65, (G.D.)	XVIII	52-56
Budget, 1964-65, Voting—		
Administration of Justice	XXI	223-225
Capital Outlay on Forests	XXI	154
Cinchona		
Forest Department		
Capital Outlay on Industrial Development, Industries	XIX	259-265

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Budget, 1964-65, Voting—cont.		
Capital Outlay on Irrigation	XX	397-398
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works	XIX	194-197
Commuted value of Pensions		
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments	XX	310-312, 336-338
Pensions		
Compensation to Zamindars		
Famine Relief		
Land Revenue Department	XX	27-28
Stamps Administration		
Labour including Factories	XXI	58-59
Medical Public Health and Capital Outlay on Public Health		
Police	XX	196-198
Budget, 1965-66 (G.D.)	XXVI	616-619
Budget, 1965-66, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	XXVIII	297-300
Industries, Capital Outlay on Industrial Development	XXVIII	10-11, 26-28
Police	XXVII	407-408
Road Transport Schemes	XXVII	567-569
Capital Outlay on Road Transport Schemes		
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation	XXXVI	402-404
Irrigation	XXXV	496-498
Police	XXXV	380-382
State Legislature		
Elections		
Head of State, Ministers and Headquarters Staff		
Bus Routes, Dharmapuri taluk	VIII	498-499
Central Jail at Red Hills	XXXI	16
Ceylon repatriates, discussion between the Prime Ministers of India and Ceylon	XXVI	231-240
Chettipatti Labour Contract Co-operative Society, Dharmapuri	XXIX	727
Cholera, number of deaths	XXIII	353-357
Collective and Joint Farming Societies	XXIX	579

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Budget, 1966-67, Voting—cont.		
Community Projects, Key Village blocks	XXI	785-786
Constitution (Fifteenth Amendment) Bill, 1963 (Ratification) (R)		52-54
Co-operative Motor Transport Societies	XXVII	98-101
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	454
Cycle Factory at Krishnagiri, starting	XXII	465
Dam across Chinnar	VI	209
Dam across Chinnar	XXVIII	336-337
Dam across Kizhakku Aru, Omalur taluk	XXXII	583-584
Dharmapuri Municipality, Election	XXIX	452-453
Dharmapuri-Palakkodu Road, construction of by-pass road at Papparapatti	XXII	317
Dharmapuri Panchayat, conversion into Municipality.	II	341
Districts, bifurcation	VI	494
Drugs Act, licences cancelled during 1963	XXVI	243
D.S.G. (Second), 1964-65, G.D.	XXIV	317-321
D.S.G. (First) 1965-66 G.D.	XXX	645-647
D.S.G. (Final) 1965-66 G.D.	XXXVIII	259-261
D.S.G. (First), 1966-67, G.D.	XXXIX	642-644
Electricity—		
Extension to Perumbalai	VI	136
Illicit tapping	XXX	419
Loss during transmission	XXX	420-421
Electricity Board Budget	XIII	651-654
	XXII	210-213
	XXX	196-202
Electricity Duty (Amendment), Bill, 1966	XXXVII	495-496
Engineering College, Salem, starting	XXVII	334
Entertainment tax (Amendment) Bill, 1965	XL	269-272
Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1963	XIV	55-56
Estates Land (Reduction of Rent) Amendment, Bill, 1963	XIV	156-157
Eucalyptus oil units	XXI	796
Express buses, Coimbatore-Madras	III	321-322
Family cards, issue in villages	XXVIII	268-269
Family Planning Information centres	XXIX	231-232

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Family Planning Scheme, operations performed during 1963	XXXII	805
Fire accident in 1963	XXIX	714-715
Fire station at Dharmapuri, opening	XXVI	5
Firewood, scarcity	XXIII	16
Fisheries development, ice-cum-cold storage ..	XXXII	38
Fishermen's Co-operative Societies, loans pending repayment	XXIX	848-849
Fishermen's Co-operative Societies, number	XV	108-109
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	229-236
Foodgrains Control Order, grant of licences	XXVIII	265-268
Foot wear production-cum-training centres, particulars	XXXI	211-212
Forest Guard Training during 1963-64 and 1964-65, selection.	XXIX	12-13
Forest produce, seizure	XXIX	12
Fruit Gardens maintained by panchayats in Salem district.	XXXI	756-757
Full Finance Scheme, Credit	XXIX	841
G.C.I.M. medical course, status of students after abolition	IX	510
General Sales Tax Act, 1959, collection of penalty ..	XXIX	112
General Sales Tax (Amendment) Bill, 1963 ..	X	538-539 543
General Sales Tax (Second Amendment) Bill, 1963 ..	XIV	133-136
General Sales-Tax (Amendment) Bill, 1964	XXI	148-149 152
Government Arts Colleges, Selection Committees ..	XV	566
Government Cinchona Department, loss incurred ..	XXVIII	502-503
Government match factories details	XXX	107
Governor's Address (M)	I	102-107
	VII	192-196
	XVI	295-299
	XXV	52-66
	XXXIII	658-662
Gramasahayak, functions	XXXII	833
Handloom cloth, irregular claims of rebate	XXVII	524-525
Handloom cloth, rebate	XXVI	682-683
Handloom fabrics, award of prizes	XXVIII	322-323

K—cont.

Subject. (1)	Volume (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Handloom finance Corporation, functions	XIX	233-234
Handlooms, number registered	XXVI	5
Harijan hostels, Salem district	XXII	309-310
Harijans, number of hostels	XXVII	7-11
High Schools in Salem district	XXIX	729
High Schools (new) opened in 1963-64	XXI	769-771
Hindi, propagation	XV	39-43
Hogenakkal Electricity Scheme	VI	241
Hogenakkal Power, Project, scheme report ..	XXIX	332-334
Home Guard Bill, 1963	VIII	103-105
Hospitals taken over from defunct District boards ..	XXXII	36-37
Housing Units in District Centres, opening ..	XXVII	337-338
Industrial disputes, number settled and number referred to arbitration	XXVII	86-87
Industrial Estates, Employees	XXIX	558-559
Industrial Estate, Salem, acquisition of lands ..	XXXI	121-122
Industrial Estates, establishment at Tuticorin, Sivakasi, Vysarpadi and Udumalpet	XXXI	120
Industrial Estates, Private Sector	XXIX	556-558
Industrial Training Institutes	XXVIII	333-335
Irrigation Act, 1955, collections	XXVIII	8-9
Irrigation tanks in Salem district, desilting-cum-reclamation	XXIX	115-118
Jaggery Manufacturing Co-operatives	XXIX	727
Juvenile offenders, increase	VIII	500-506
Kallar Co-operative Societies, amount of Government loans outstanding	XXIX	732
Kattalai High Level Canal Scheme, acreage proposed and actually irrigated	XXXII	802-803
Kerosene, shortage (A.M.)	XXXII	161-162
Khadi, Rebate on sale	XXIX	841
Krishnagiri-Madras Bus Service	XXV	334
Krishnagiri Reservoir Project, cost of maintenance ..	XXXI	344-345
Krishnagiri Reservoir Project, lands brought under cultivation	XXIX	444-445
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	682-683

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Land Improvement Loans (Madras Amendment) Bill, 1964	XXI	805-807
Land Reforms Act, lands taken over by Government. .	XXIX	446-449
Lands Reforms (Fixation of Ceiling on Land) Act, 1961, surplus lands	II	645-648
Land Bhoodan Yagna	XXIX	570-571
Last Grade Government servants, Revision of Pay and allowance	V	381
Loans for Professional courses, Annamalai University		378
Madras Dairy and Milk Project, loss incurred in 1963-64	XXXII	816-820
Madras State Renaming as Tamilnad, Amendment of the Constitution (R)	XXIII	75-76
Madras University (Amendment) Bill, 1965 ..	XXXIII	319-324
Madurai University Bill, 1965	XXXII	176-180
Medical College, Salem	III	111-112
Memorials to patriots	IX	123-127
Mineral deposits, investigations	XX	356-357
Morappur-Marandahalli Road, construction of by-pass road	XXII	317
Motor Vehicles taxes, compensation to local bodies. .	XII	387-388
National Smallpox Eradication Scheme, extension. .	XXIX	840
Neera, licences for tapping	XXXII	833-834
Neyveli-Salem Steel project, acquisition of lands ..	XXI	795
Official Language Policy, Discussion (M)	XXIX	653-657
Omalar, Drinking water	XXIX	838-839
Omalar taluk hospital, extension	XXIX	845
Overbridge across Chinnar river	XXII	164-189 318-319
Palani Hills Wild Life Association, expansion ..	XXXI	345
Parambikulam-Aliyar Project, lands brought under cultivation	XXIX	440-444
Pension (Old Age), district-war particulars ..	VIII	176-177
Pension to teachers	IX	330-341
Pipes, advance to the Corporation of Madras for purchase	XXVI	686-687
Plague, Krishnagiri and Hosur areas	XXII	260-261
Police detective dogs	XXII	153-156
Police firing of former Police official	XXVII	85-86
Power-supply, Pennagaram	IX	419
Primary Health Centres, preventive measures for whooping cough, etc.	XXVII	443

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Public Service Commission Report, consideration (M)	VI	156-157
Refugee Camp, Coimbatore, firing incident	XXVII	255-256
Rice Mills	XXXII	584-589
Roads, grants to Panchayat Unions	XIX	459-460
Salem-Bangalore railway line, handing over of land	XI	7
Sales Tax and Entertainments Tax, arrears	XXIX	109-112
Sandalwood, receipts by sale	XXIX	843
Schools, Municipalities running exclusively for Harijans and Backward Communities	XXXII	928
Scott Christian College, Nagercoil, shooting incident.	XXVIII	169-170
Slum clearance, Salem	XXII	552-553
Special Marriage Act, marriages registered	XXIX	580-581
Special Minor Irrigation Programme, implementation	XXX	109-115
S.S.L.C. Books, Delay in despatch (A.M.)	XXX	553-555
S.S.L.C. Examination, October 1964	XXXI	555
S.S.L.C. Examination, principles governing promotion	XXXII	796-797
State Forensic Science Laboratory, Madras, cases from other States	XXVIII	92-93
State Seed Farms, income and expenditure	XXIII	358
State Transport Buses, servicing in private firms ..	XXIX	581-583
State Transport, new Express Bus routes	XXII	152
Stationery and Printing Department, forged Contingent Bills	XXXII	477-478
Students of Scott Christian College, Nagercoil, Police firing	XXV	33
Sub-divisional Magistrates' Court, Dharmapuri ..	XXI	795-796
Subsidised Industrial Housing Scheme, tenements ..	XXXI	566
Sugar and Cement mills in Co-operative sector, Licencee	XXVII	336-337
Tahsildars and Deputy Tahsildars, selection	XXIX	575
Tiruchirappalli Kaiaeruvaram and Mattuvaram (Extension of Application) Bill, 1964	XXI	136-138 139-140
Tourist Centre, Hogenakkal	XXV	242-243
Trade Unions, registration	XXIX	579-580
Tuberculosis Clinics, construction of buildings ..	XVIII	173
Tuberculosis hospitals in the State	XXII	297
Tuberculosis Sanatorium, Salem district	XXIX	846
Tube wells, sinking	XXX	424-426

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARIVENGADAM, SRI M. V.—cont.		
Vigilance Institutions—	XXX	535-538
Persons committed	XXIII	121
Women committed	XXX	534-538
Working		
Weavers, financial assistance by Handloom Weavers Corporation	XXVI	683
Workmen's Compensation Act, applications	XXX	578
Yarn, levy and tax	IV	17-18
KARUNANIDHI, SRI M.—		
Abortions, Legalisation	XXXII	805-806
Additional Assessment and Additional Water Cess Bill, 1963	VIII	43-45, 73-75
Agriculture, modern methods	XXIV	455-460
Agricultural training (Special) for ryots		322-323
Agricultural University, establishment, 1966	XXXV	452
Agriculturists, payment of bonus	XXXVIII	128-131
Anti-Hindi agitation, action against newspapers ..	XXX	217-220
Anti-Hindi agitation, Police firing	XXX	221-224
Appropriation Bill, 1966	XXXVIII	377-387
Archaeological Survey at Woraiyur	XXXII	213
Arjunan, shooting by the Police at Coimbatore (A.M.)..	XXIV	230-231, 237, 238 239, 241
Arrest (Ann.)	IV	431
Arrest of a Member, non-communication of information (Privilege Matter)	XV	585
Arrest of Sri P. V. Sriramulu, M.L.A. point of information	XV	459
Atomic Power Plant, establishment	II	640
Ball-point pens, usage	XXV	3
Bauxite Deposits at Kodaikanal, Discovery	XXXI	728
Bharat Sevak Samaj, Contract Works given by Public Works Department	XXXII	233-236
Bhoodan Yagna (Amendment) Bill, 1964	XXI	817
Bonus Act, extension to State-owned Industrial establishment	XXXVII	12-13

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARUNANIDHI SRI M.—cont.		
Bridge across Cauvery connecting Kulithalai with Musiri, construction	II	441-442
Buckingham Canal and Cooum River, improvements.	XXXII	231-233
Budget, (Revised), 1962-63, G.D.	II	160-169
Budget 1962-63, Voting—		
Agriculture	III	89-94
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Education	IV	153-155
Elections and Head of State Ministers and Headquarters Staff	III	283-289
Industries Capital Outlay on Industrial Development	III	572
Police	III	332, 393-401
State Legislature	III	213
Budget, 1963-64, G.D.—	VIII	518-561
	IX	135-146
Budget 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	444, 445 475-478
Capital Outlay on Industrial Development Industries	XI	144-149
Co-operation	XI	372-378
Elections, Head of State Ministers and Headquarters Staff, Pensions, State Legislature	IX	386-391 401-402 406
Fisheries	XI	403
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	240-247
Budget 1964-65, G.D.—	XVIII	415-425 491, 492, 493
Budget, 1964-65, Voting—		
Jails	XXI	280-288
Police	XX	242-250
Budget, 1966-67, G.D.	XXXIV	478-494 642, 643
Budget 1966-67, Voting—		
Compensation to Zamindars	XXXVI	292-300 305
Famine Relief		
Land Revenue Department		
Stamps Administration		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARUNANIDHI, SRI M.—cont.		
Budget, 1966-67, Voting—cont.		
Commutated value of Pensions	XXXV	194-204
Loans and Advances by the State Government. ..		
District Administration and Miscellaneous ..		
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments.	XXXV	104-105 106
Education		
General Sales Tax and other Taxes and Duties Administration	XXXVII	127
Police	XXXV	542-553
Elections	XXV	365
Head of State Ministers and Headquarters Staff ..		416-429
State Legislature		444-445, 446
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	456-469
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	520-521
Burma repatriates, business loans	XXXII	35-36
Burma repatriates, employment in Police Department.	XXVIII	101-103
Bus routes, sanction	IV	445
Bus Transport, Nationalisation	I	50-51
Cauveri, Delta Irrigation	XXV	339-340
Ceylon Nationals of Indian Origin Repatriation (A.M.)	XXXVII	228-229 230
'Cheri' change of name as 'Puram'	XXVIII	175
Chief Minister's Statement— re. Sri Umanath, M.P. detenu (Privilege Matter) ..	XXXVI	249-252 255
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	32-39
Cinemas (Permanent and Touring) district-war details.	V	792
City Municipal Corporation (Amendment) Bill, 1965.	XXXI	59-63
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	554-557
Civil Defence, training to students	XXXVII	511
Complaint cells in Government Offices	XXV	229-230
Condolence resolution, Subbarayan, Dr. P. (R) ..	VI	7-8
Constitution (Sixteenth Amendment) Bill, 1963, Ratification (R)	XIII	185-196

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARUNANIDHI, SRI M.—cont.		
Consumer Co-operative stores by industrial undertakings	XXVII	97-98
Corruption charges, enquiry	XXXI	436
Cyclone havoc and relief measures, statement by Chief Minister, Discussion	XL	825-828
Defence of India Rules, action against Members of Legislature	XXXVI	457-460
Detenus under Defence of India Rules, periodical review	XXXIII	563
Division during guillotine, Point of order	XXXVIII	229-230
D.M.K. Members, Arrest and detention under Defence of India Rules (A.M.)	XXX	32
Dowry Abolition Act, cases filed during 1960	XXV	17
Drinking water-supply scheme, Coimbatore	XXXIV	11-13
Drinking Water Supply scheme, Coimbatore Town	XXIII	250-251
Educational concessions, extension	XXIV	263
Educational Institutions (Private), Collection of compulsory donations	XXXVI	229-232
Education pattern (M)	XII	301-433 445-480
Education Week, Celebration	XXV	474
Election posters, instructions	I	255-256
Electricity Board Budget	XXX	468-477
Elementary schools (new), Opening by Panchayat Union Councils	XXXVII	380-382
Employment to Scheduled Castes, recommendations of Seminar	XXII	574-575
Engineering, part-time degree Courses	XXIV	364-365
Entertainment tax, cinemas	VI	467
Expunction of objectionable remarks	XXIV	126
Fair price shops	XXXII	590-592
Fares, Madras City Transport	XXV	333-334
Farewell speeches	XL	851-855
Fisheries, Development with Russian Collaboration.	XXXIII	483
Fishing, licences	XXXI	214-216
Food Department, administrative re-organisation	XXVIII	262-265
Food Poisoning, incident in Girls' High School, Hostel, Usilampatti	XXXIX	908-911

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARUNANIDHI, SRI M.—cont.		
Foreshore Estate, Madras	XXV	480-481
Functioning of the D.M.K. Members of the House, Party's announcement to burn a part of the Constitution (Privilege Matter)	XV	748
General Sales Tax (Second Amendment) Bill, 1964	XXIII	389
Goldsmiths, Central aid	XXV	478-480
Goldsmiths, relaxation of age for M.P.S.C. Examination	XXV	226-227
Government Arts College, Coimbatore, Grant of concessions to Tamil students	XXXVIII	440-441
Government Arts College, Kumbakonam, expansion	XXXIII	570
Government Hospitals, at Thanjavur, complaint books.	XXXV	118-119
Governor's Address (M)	I	61, 75-84, 119, 160, 162 163, 358 484, 486 500-504 514, 763 771-773
Hanumanthappa Sri T., Secretary, Madras Legislative Assembly, Appreciation of services (M)	XXIV	199-200
Harijan school. Mathur, Midday Meal Scheme	IV	3-4
Heads of Departments, service in a single department.	XXII	24
Hindi Teachers, amount of Central grant	XXXII	341-342
Hotels, Closure on Mondays	XXXIX	767-768
House allotment under hire-purchase by Housing Board, complaints	XXVII	6
Idols in Temples, photo copies	XXXVI	479-482
Industrial Development Corporation, starting	XXIII	120-121
Industrial Estate—		
Ambattur	XXIV	27
Establishment in Revenue divisions	XXXI	114-120
Koilpatti, theft	XXXVI	460-461
Thanjavur	II	648-650
Iron ore, Salem	I	655-657
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	492-493
Jawaharlal Nehru's ashes, hoax played in Coimbatore.	XXIII	400
Journals, action under Defence of India Rules	XXXIII	688-690
Kudaganar Scheme, investigation	I	154

K—cont.			
Subject. (1)	Volume. (2)	Page (3)	
KARUNANIDHI, SRI M.—cont.			
Law Course, evening classes for Government servants	XXXV	339-341	
Leaseholds (Abolition and Conversion into Rytowari) Bill, 1962	I	492-493	
Legislative Council, separate Constituency for Elementary school Teachers (R)	XXXI	170-173	
Local Authorities (Extension of Term of Office of Members) Bill, 1962	VI	429-431	
Local bodies revenue, constitution of State level committee	XXV	15-17	
Local Fund Dispensary, Amur, non-posting of doctor.	II	5-6	
Madras and Madurai cities, classification	I	531-534	
Madras University (Amendment) Bill, 1965	XXXIII	350-351	
Medical and Engineering Colleges, Admissions	XXXIII	481-482	
Medical books, Tamil translation	XXVII	173-175	
Medical Colleges, admission of students	XXV	235-236	
Meenakshisundareswarar Devasthanam, Madurai, Dismissal of a temple servant (Privilege Matter)	XXXVII	516-517 518	
Metric Weights, reduction of cost	IV	581	
Milk production, augmentation	XXV	341-342	
Minister, Clarification <i>re</i> alleged interference	III	455-457	
Ministers, statement of Properties	XXIV	654-655	
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	492-493	
Minor Ports development, Ennore	XXIV	122-123	
Model Foundries and Tool Rooms, establishment	XXIII	448	
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	376-377	
Municipal Council, Tiruchirappalli, allowance to members	XXVII	261	
Municipalities, administration in Tamil	XXXI	341	
Municipalities, Communications in Tamil	XXXV	237-238	
'Murasoli', Remarks about the Leader of the House (Privilege Matter)	IV	25-26	
Nadaswaram and Thavul, College	XXV	50	
National Flag, absence in Fort St. George Flag mast, Point of Order	XL	34	
National Scholarships Scheme, number of students selected	XXV	22	

K—cont.			
Subject. (1)	Volume. (2)	Page (3)	
KARUNANIDHI, SRI M.—cont.			
No-confidence Motion against the Ministry (M)	XXXIX	475-491	
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	616, 620 622, 638 639, 687 704, 719 756, 758 761	
Official Languages of Indian Union, recognition of all Fourteen Languages (R)	XIII	329-335	
Official Language Policy, discussions	XXXII	810	
Opposition Party Members, board near the entrance to Fort St. George containing a slogan casting reflection on fasting (Privilege Matter)	XXIV	474	
Order served on Sri Umanath, M. P. (D.S.D.)	XXXVII	193-196 197-199	
Panchayat elections	XXIV	19-25	
Plan expenditure, directive from Central Government for reduction	XXVI	420-421	
Planning Adviser, Madras State	XXXVII	13-16	
Police firing at Sedappatti	XXXI	436	
Polytechnics staff, pay	XXV	477	
Power from Cauveri, investigation	XXXII	16-17	
Prime Minister's visit to Madras, advertisements	XXXIV	236-238	
Prisoners, release on parole, point of clarification	XXI	388	
Prisoners, remission of sentence	XXIV	222-225	
Prisoners, supply of Dailies	XXIV	220-221	
Prohibition Act, arrests	XXVI	551	
Prosecution of a Member for forwarding to Chief Minister a petition containing allegedly false accusations (Privilege Matter)	XXXV	357-359	
Provident Fund, increased subscription	XXIV	657	
Public Service Commission, corruption charges against officers	XXV	228-229	
Questions, request for supply of full information in answers	XXXIV	19	
Rice, sale at higher than controlled prices	XXXII	592-593	
Roads, transfer from Madras Corporation to Highways Department	XXIII	449-450	
Sales Tax, evasion	XXV	483-484	

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KARUNANIDHI, SRI M.—cont.		
Schools (Girls'), employment of male teachers ..	XXXIII	682
Schools, tuition fees	XXXIII	681-682
Seismic survey of Coromandal Coast between Sadras and Nagapattinam	XXVI	223-225
Sewage water, use as fertiliser	XXXVII	366-367
Speaker and Deputy Speaker, election	I	33-34
S.S.L.C. Examination, 1962, Secretarial Course subjects.	V	391
S.S.L.C. Tamil test books, selection	XXXIII	564
State Legislature (continuance of use of English Language) Bill, 1964	XXIV	176-180
State Transport, City Service	XXIV	11
State Transport, reduction of bus fares	IV	116
State Transport records, consultation by the research students	XXIII	20
Students, arrest and detention (A.M.)	XXX	30
Students taking Hindi as special subject, Scholarship	XXXI	554
Tambaram and Alandur Municipalities, elections ..	XXIV	15-19
Tamil Pandits (Second Grade), number of posts ..	XXXIV	566-568
Tamil Popularisation Board, constitution (R) ..	XI	279-280 282
Tanneries in North Arcot District, strike by workers (C.A.)	III	122
Teachers, age of retirement	XXXV	462-464
Teachers, revision of emoluments, etc	XXVII	173
Teaching profession, Educational qualification ..	XXIX	3-6
Text books on Science in schools, uniformity	XXXII	601
Textile Mills in Coimbatore, bonus dispute (A.M.) ..	XL	457
Thermal Station, Ennore	XXV	329-330
Tiruvalluvar Day, declaration as public holiday (R).	XV	502-507
Townships for Avadi, Ambattur, Madhavaram and Ennore	XXIX	843-844
Translation of Acts	XXVIII	413-414
Treasure trove at Devimangalam village	XXXIV	397-398
U.P.S.C. Examinations, inclusion of Tamil as one of the media (R)	XXX	303-306
Vegetable production, increase	XXVII	338-342
Veterinary College, opening	XXXI	447

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KARUNANIDHI SRI M.—cont.		
'Viduthalai' Report in (Privilege Matter)	IX	435
Women's Hostel of the Presidency College, Warden ..	XXXII	798
KOLANDAIAMMAL, SRIMATHI C.—		
Appropriation (No. 6) Bill, 1965	XXXII	860-863
Budget (Revised), 1962-63 G.D.	II	230-236
Budget, 1962-63, Voting—		
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant	IV	602-604
Public Works—Works		
Compensation to Zamindars—District Administra- tion and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration ..	V	77-80
Co-operation	V	317-319
Budget 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on		
Agriculture, Capital Outlay on Schemes of Govern- ment Trading	IX	458-460
Capital Outlay on Industrial Development,		
Industries	XI	143-144
Capital Outlay on Irrigation—Irrigation	XI	251-254
Capital Outlay on Public Health		
Medical	X	408-411
Public Health	XI	317-321
Community Development Projects, etc.		338-339
Khadi	XI	364-366
Co-operation		
District Administration and Miscellaneous, Land Revenue Department	XI	478-480
Education	X	142-144
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	IX	363-366
Budget, 1964-65, G.D.	XVIII	275-277
Budget, 1964-65, Voting—		
Agriculture	XIX	401-404
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation		
Capital Outlay on Public Works	XX	384-386
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	516-518

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KOLANDAIAMMAL, SRIMATHI C.—cont.		
Budget, 1964–65, Voting— <i>cont.</i>		
Commuted value of Pensions		
District Administration and Miscellaneous		
Loans and Advances by the State Government	XIX	175–178
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Elections, Head of State Ministers and Headquarters		
Staff, State Legislature	XIX	40–44
Khadi	XXI	207–210
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	621–624
Budget, 1965–66, G.D.	XXVI	307–311
Budget, 1965–66, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture	XXVIII	357–360
Capital Outlay on Schemes of Government Trading		
Co-operation	XXVIII	552–553
Capital Outlay on Consumers' Co-operatives		
District Administration and Miscellaneous	XXVII	292–295
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	158–160
Budget, 1966–67, G.D.	XXXIV	494–501
Budget, 1966–67, Voting—		
Capital Outlay on Consumers' Co-operatives Co-operation	XXXVI	70–72
Police	XXXV	509–511
Constitution (Sixteenth Amendment) Bill, 1963, Ratification (R)	XIII	168–170 171–172 440–443
Cotton (long staple), boll pest	XII	340
D.S.G. (First), 1962–63, G.D.	VII	471–473
D.S.G. (First), 1964–65, G.D.	XXII	614–615
D.S.G. (First), 1964–65, Votings—		
Animal Husbandry	XXIV	391
Agriiculture	XXIV	382–384
Co-operation	XXIV	393–394

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KOLANDAIAMMAL, SRIMATHI C.—cont.		
Industries	XXIV	399
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIV	407
D.S.G. (Second), 1964–65 G.D.	XXIV	327–329
D.S.G. (Third), 1964–65, G.D.	XXV	277–279
D.S.G. (Final), 1965–66	XXXVIII	264–265
Electricity Board Budget	XIII	440–443
	XXII	88–91
	XXX	499–501
	XXXIX	170–174
Five-Year Plan (Third), Mid-term appraisal (M) ..	XVII	113–116
Governor's Address (M)	I	112–116
	VII	35–40
	XVI	226–230
	XXV	197–200
	XXXIII	82–87
Madras State, renaming as Tamilnad, Amendment of the Constitution (R)	XXIII	65–67
Madurai University Bill, 1965	XXX	367–370
No-confidence Motion against Ministry (M)	XXXIX	285–293
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	591–595
Paddy, fall in price (D.S.D.)	X	78–79
State Transport System, Committee to enquire into the working (R)	XXIX	780–785
Teacher-pupil ratio in elementary schools (R) ..	XVI	750–754
Training Schools for teachers, opening	X	175–179
KOSALRAM, SRI K. T.—		
Appropriation Bill, 1962	V	640–648 695
Appropriation (No. 3) Bill, 1963	XII	158–163
Appropriation (No. 2) Bill, 1965	XXIX	495–499
Appropriation (No. 6) Bill, 1965	XXXII	872–876
Appropriation Bill, 1966	XXXVIII	341–345
Budget (Revised), 1962–63, G.D.	II	218–222
Budget, 1962–63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	441–444 464–465 478

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOSALRAM, SRI K. T.—cont.		
Compensation to Zamindars, District Administration and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration	V	43-47
Co-operation	V	313-315
Fisheries	V	341-342
Budget, 1963-64, G.D.	VIII	438
	IX	54-59
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation ..	XI	236-238 291
District Administration and Miscellaneous, Land Revenue Department	XI	475-477
Education	X	115-118
Budget, 1964-65, G.D.	XVIII	449-453
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	404-406, 423
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works	XXI	309-311
Fisheries		
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	76-78
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi		
Agriculture	XXVIII	395-397
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXVIII	165-166
Education	XXVII	226-228
Industries	XXVIII	44-47
Capital Outlay on Industrial Development		60
Police	XXVII	375-377
Budget, 1966-67, G.D.	XXXIV	271-276
Budget 1966-67, Voting—		
Agriculture	XXXVI	162-165
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Consumers' Co-operatives	XXXVI	77-80
Co-operation		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOSALRAM, SRI K. T.—cont.		
Budget 1965-66, Voting—cont.		
Capital Outlay on Forests	XXXVII	547-550
Cinchona		
Forest Department		
Capital Outlay on Irrigation	XXXVI	396-398, 454
Irrigation		
Fisheries	XXXVIII	95-98
Stationery and Printing		
Khadi	XXXVII	572-574
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	525-526
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	567-568
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	560
Constitution (Sixteenth Amendment) Bill, 1963, Ratification (R.)	XIII	172-173, 174-176
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	860, 862
District Municipalities Bill, 1966	XXXIX	962-963
D.M.K. Agitation, Police action (D.S.D.)	V	525
D.S.G. (Second), 1964-65, G.D.	XXIV	336-338
D.S.G. (Final), 1966-67, G.D.	XL	501-503
Electricity Board Budget	I	654-656
	XXII	201-204
	XXX	177-182
	XXXIX	155-161
	XL	282-284
General Sales Tax (Second Amendment) Bill, 1966 ..	I	202-205
Governor's Address (M)	VII	271-276
	XVI	291-295
Hanumanthappa, Sri T., Secretary, Madras Legislative Assembly, appreciation of services (M)	XXIV	203-205
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	486-488
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	297-300
Land Revenue and Water-Cess (Surcharge) Bill, 1965	XXXII	532-536
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	486-488
Madras Penitentiary, incident	V	266

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOTHANDARAMA BAGAVATHAR SRI C.—cont.		
Government employees, enhancement of dearness allowance	XXVII	436-438
Governor's Address (M)	I	225
	VII	130-131
	XVI	303-304
	XXXIII	428-429
Handloom cloth, accumulation	XII	355-359
Handloom Co-operative Silk Weavers' Societies ..	XXXVII	215-216
Jari Industry starting on Co-operative basis at Kancheepuram or Arni	XXXII	454-455
Joint Regional Transport Officer, Tiruchirappalli and Madurai	XI	8
Kasthambadi Panchayat Union, building	XXV	499
Krishnagiri-Madras Bus service	XXV	334
Medical Colleges, number selected and number of Harijans among them	XXXII	348-349
Medical personnel, Retirement age	XXXVIII	139
Motor vehicles, surprise check near Erode	XXXII	13-16
Motor Vehicles Acts—Administration	IV	51-52
Motor Vehicles Act, amendment	XXV	484-485
Motor Vehicles Act, amendments	XL	118
North Arcot Collectorate Buildings, re-construction	XXVIII	9
Old-age pension, North Arcot district	VI	331-334
	XXXI	753
Panchayat Unions, supply of tractors	XXXI	219-223
Panchayat Unions in North Arcot district, construction of office buildings	XXXIV	166-167
Panchayat Unions in North Arcot district without Primary Health Centres	XXXIV	471-474
Primary Health Centre, Kasthambadi Panchayat Union	XXIX	583
Railway Lines (new)	XXIX	572-573
Regional Transport Authorities, constitution	XXV	485
Regional Transport Officers (Additional) appointment.	XL	12
Regional Transport Offices, buildings	XXVII	177-178
Regional Transport Officers, decentralisation of powers.	XII	120-121
Special Armed Police in Jullundur, recall to Madras ..	XXXVIII	424
Spinning Mill, starting in Arni taluk	XXVII	338

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOTHANDARAMA BAGAVATHAR SRI C.—cont.		
Stage carriage permits, transfer	XXXVIII	125-126
Stage carriage permits, North Arcot district, number..	XXXVIII	444
Stage carriages, enhancement of daily mileage limits ..	XL	436
Stage carriages, offences	XXXIV	341-316
Stage carriages, Ramanathapuram, tax payable	X	526-527
Sub-Registrar Offices, North Arcot district	XXXVI	129
Sugar Control Order prosecutions under—	XXXVI	17-18
Sugar Mills, licences	XXXI	729
Tamil typewriters, Government Offices	XXIV	283-285
Taxi Drivers' strike	XXXII	931-936
Touring Cinemas with thatched roofs on wet lands, North Arcot district	XXXIX	230
Touring talkies, licences	XXIV	27
Transport Department, corruption charges	XXXI	440
Transport Department, telephone charges	XXXIII	365-368
Weavers' Co-operative Societies	XXIX	552-556
KRISHNAMOORTHY, SRI V.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	591-594
Administrative services, reorganisation	IV	450
Agricultural Produce Markets (Amendment) Bill, 1965	XXXI	767-768
Air-Service, Madras—Madurai	III	550-551
All-India service officers and State Government servants, retirement age	IX	337-338
Anti-Hindi Agitation, work assigned to prisoners in Madras Central Jail	XIX	245-249
Appropriation (No. 2) Bill, 1964	XXI	658-661
Appropriation (No. 6) Bill, 1965	XXXII	863-866
Appropriation Bill, 1966	XXXVIII	362-364
Appropriation (No. 3) Bill, 1966	XXXIX	802-805
Arrack, illicit distillation	XI	299-300
Arrest of a Member (Privilege Matter)	VII	624
Arrest of a Member, non-communication of information (Privilege Matter)	XV	588-589
Arts Colleges, establishment	XXXV	341-342

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOSALRAM, SRI K. T.—cont.		
Madras State, renaming as Tamilnad, Amendment of the Constitution (R.)	XXIII	70-73
Madras University (Amendment) Bill, 1965	XXXIII	312-314
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	486-488
Motor Vehicles (Madras Amendment) Bill, 1964	XVI	661-662
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	372-374
No-confidence Motion against Ministry (M)	XXXIX	422-427
Opposition Party (Main), absence from the House (Privilege Matter)	V	267-268
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	198-200
Saraswathi High School building, Mani Nagaram, Madurai, Collapse (Dis.S.D.)	XXII	408, 410
Speaker and Deputy Speaker, election	I	32
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	63-64
KOTHANDARAMA BAGAVATHAR, SRI C.—		
Adi-Krithigai Festival at Thiruthani, temporary bus permits	XXXII	799-800
Ahobila Mutt, lands	XXXII	137-138
Arts College, opening in Tiruvannamalai	XXXII	696
Bridge at Cheyyar, widening	XXXI	340-341
Budget (Revised), 1962-63, G.D.	II	175-176
Budget, 1962-63, Voting—		
Police	III	343
Capital Outlay on Road Transport Schemes—Road Transport Schemes	IV	490
Compensation to Zamindars, District Administration and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration	V	64-65
Budget, 1963-64, G.D.	IX	76-77
Budget, 1963-64, Voting—		
Motor Vehicles Acts—Administration	X	46-47
Budget, 1964-65, G.D.	XVIII	257-258
Budget, 1964-65, Voting—		
Motor Vehicles Acts—Administration	XIX	493-495

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOTHANDARAMA BAGAVATHAR SRI C.—cont.		
Budget, 1965-66, Voting—		
Motor Vehicles Acts—Administration	XXVII	535-537
Police	XXVII	410-411
Budget, 1966-67, Voting—		
Motor Vehicles Acts—Administration	XXXVII	21-24
Registration	XXXVIII	42-43
Buses, new routes from Vellore	XII	114
Buses plying between Madras and Krishnagiri	XXVIII	419-420
Buses plying between Madras and Ranipet	XXXII	216
Buses with trailers Introduction	XXXII	219
Bus routes, Madras—Polur, State Transport buses	XL	14
Bus service between Madras and Kancheepuram	XXXIII	365
Bus service between Madras and Tirupathi, reintroduction	XXXV	232-233
Bus service between Madras and Tirupathi, suspension.	XXV	330-333
Bus services in major towns, nationalisation	XL	12-14
Bus stand, Tiruvannamalai	XI	3
Bus stand (mofussil) at Broadway	XXXII	243
Cattle Insurance Scheme	XXXII	149
Causeway, Cheyyar river in North Arcot district	X	516
Co-operative silk weavers' societies, number of weavers.	XV	92
Courts and Cases, Examination by Court Fee Examiners	XXXVI	128
Cow slaughter, legislation for banning	XXXIX	223
Damage caused by cyclone in December 1964	XXIX	459-461
Diesel oil, shortage in supply	XXX	330-335
Earth Tremors in Tambaram	XL	107-108
Engineering Colleges, admission	XXXIV	232-243
Entertainment tax on film-shows, income during 1965-66	XL	741
Express buses run by private operators, particulars.	XXXIII	698
Ex-servicemen Co-operative Motor Transport Societies.	XXXI	560-562
Fire Service Station, Arni	XXVI	557
Fissures and cracks in earch, Thanjavur district	XXXI	570

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOTHANDARAMA BAGAVATHAR SRI C.—cont.		
Government employees, enhancement of dearness allowance	XXVII	436-438
Governor's Address (M)	I	225
	VII	130-131
	XVI	303-304
	XXXIII	428-429
Handloom cloth, accumulation	XII	355-359
Handloom Co-operative Silk Weavers' Societies ..	XXXVII	215-216
Jari Industry starting on Co-operative basis at Kancheepuram or Arni	XXXII	454-455
Joint Regional Transport Officer, Tiruchirappalli and Madurai	XI	8
Kasthambadi Panchayat Union, building	XXV	499
Krishnagiri-Madras Bus service	XXV	334
Medical Colleges, number selected and number of Harijans among them	XXXII	348-349
Medical personnel, Retirement age	XXXVIII	139
Motor vehicles, surprise check near Erode	XXXII	13-16
Motor Vehicles Acts—Administration	IV	51-52
Motor Vehicles Act, amendment	XXV	484-485
Motor Vehicles Act, amendments	XL	118
North Arcot Collectorate Buildings, re-construction	XXVIII	9
Old-age pension, North Arcot district	VI	331-334
	XXXI	753
Panchayat Unions, supply of tractors	XXXI	219-223
Panchayat Unions in North Arcot district, construction of office buildings	XXXIV	166-167
Panchayat Unions in North Arcot district without Primary Health Centres	XXXIV	471-474
Primary Health Centre, Kasthambadi Panchayat Union	XXIX	583
Railway Lines (new)	XXIX	572-573
Regional Transport Authorities, constitution ..	XXV	485
Regional Transport Officers (Additional) appointment.	XL	12
Regional Transport Offices, buildings	XXVII	177-178
Regional Transport Officers, decentralisation of powers.	XII	120-121
Special Armed Police in Jullundur, recall to Madras ..	XXXVIII	424
Spinning Mill, starting in Arni taluk	XXVII	338

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KOTHANDARAMA BAGAVATHAR SRI C.—cont.		
Stage carriage permits, transfer	XXXVIII	125-126
Stage carriage permits, North Arcot district, number..	XXXVIII	444
Stage carriages, enhancement of daily mileage limits ..	XL	436
Stage carriages, offences	XXXIV	341-316
Stage carriages, Ramanathapuram, tax payable ..	X	526-527
Sub-Registrar Offices, North Arcot district	XXXVI	129
Sugar Control Order prosecutions under— ..	XXXVI	17-18
Sugar Mills, licences	XXXI	729
Tamil typewriters, Government Offices	XXIV	283-285
Taxi Drivers' strike	XXXII	931-936
Touring Cinemas with thatched roofs on wet lands, North Arcot district	XXXIX	230
Touring talkies, licences	XXIV	27
Transport Department, corruption charges	XXXI	440
Transport Department, telephone charges	XXXIII	365-368
Weavers' Co-operative Societies	XXIX	552-556
KRISHNAMOORTHY, SRI V.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	591-594
Administrative services, reorganisation	IV	450
Agricultural Produce Markets (Amendment) Bill, 1965	XXXI	767-768
Air-Service, Madras—Madurai	III	550-551
All-India service officers and State Government servants, retirement age	IX	337-338
Anti-Hindi Agitation, work assigned to prisoners in Madras Central Jail	XIX	245-249
Appropriation (No. 2) Bill, 1964	XXI	658-661
Appropriation (No. 6) Bill, 1965	XXXII	863-866
Appropriation Bill, 1966	XXXVIII	362-364
Appropriation (No. 3) Bill, 1966	XXXIX	802-805
Arrack, illicit distillation	XI	299-300
Arrest of a Member (Privilege Matter)	VII	624
Arrest of a Member, non-communication of information (Privilege Matter)	XV	588-589
Arts Colleges, establishment	XXXV	341-342

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY SRI V.—cont.		
Backward Class students, scholarship	XII	363-367
Bridge across Gadilam near Palapattu	V	7
Bridge (Causeway), Ponnir River	V	491
Budget (Revised), 1962-63, G.D.	II	306-310
Budget, 1962-63, Voting—		
Agriculture	III	42-44
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation—		
Irrigation	IV	267-270
Community Development Projects, etc.	III	126-128
Industries and Capital Outlay on Industrial Development	III	578-580
Labour including Factories	III	472-474
Motor Vehicles Acts—Administration	IV	52-53
Budget, 1963-64, G.D.	VIII	417-421
Budget, 1963-64, Voting—		
Capital Outlay on Public Health	X	403, 436-439, 499
Medical		
Public Health		
Capital Outlay on Road Transport Schemes—		
Road Transport Schemes	XI	540, 544-547
Elections	IX	376-379, 380-381
Head of State, Ministers and Headquarters Staff		
Pensions		
State Legislature		
Education	X	112-115
Budget, 1964-65, G.D.	XVIII	61-68
Budget, 1964-65, Voting—		
Agriculture	XIX	451
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation	XX	377-378
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY SRI V.—cont.		
Budget, 1964-65, Voting—cont.		
Capital Outlay on Road Transport Schemes	XIX	526-532
Road Transport Schemes		
Elections, Head of State, Ministers and Headquarters Staff	XIX	22-27
State Legislature		
General Sales Tax and Other Taxes and Duties—Administration	XX	478-481
Labour including factories	XX	16-20
Medical	XXI	25-28
Public Health		
Capital Outlay on Public Health	XX	222-225
Police		
Budget, 1965-66, G.D.	XXVI	369-376
Budget 1965-66, Voting—		
Administration of Justice	XXIX	24-27
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	508-518, 519
Co-operation		
Capital Outlay on Consumers' Co-operatives	XXVII	38-42
Elections		
Head of State, Ministers and Headquarters Staff		
State Legislature	XXVIII	284-286
General Sales Tax and Other Taxes and Duties—Administration		
Irrigation	XXVIII	203-204
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works	XXVIII	448-450
Land Revenue Department		
Stamps Administration		
Famine Relief		
Compensation to Zamindars	XXVII	365-366
Police		
Budget, 1966-67, G.D.	XXXIV	276-278, 64
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development	XXXVI	491, 519-52
Industries		
Capital Outlay on Irrigation	XXXVI	358-360
Irrigation		
Capital Outlay on Road Transport Schemes—Road Transport Schemes	XXXVII	91-1

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY SRI V.—cont.		
Budget, 1966-67, Voting—cont.		
Fisheries	XXXVIII	98-100
Stationery and Printing		
Labour including Factories		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXV	285-290
Bus Depot, Cuddalore, construction	XXXVII	411-413
Bus routes, nationalisation	XXXII	946
Bus routes, nationalisation (R)	II	640
Cars (Foreign-made), purchase	VI	408-410
Car accident in Cuddalore	XXXIII	409-410
Cashewnut exporters, loans	XV	442-443
Cashew plantations, South Arcot district	XI	516
Caste Eradication Scheme, concessions	VI	485
Cattle Insurance Scheme, introduction	VI	365
Cauvery water, Mettur Dam	II	151-152
Cement distribution (D.S.D.)	VI	478-479
Ceylon Tamils, citizenship rights	VI	301-302
Chemical Fertilisers, scarcity	VI	468-469
Cinemas (Regulations) Amendment Bill, 1964	V	756
Cinema Theatres, Parking of Cars	XXIII	311
City Municipal Corporation (Amendment) Bill, 1965	V	142
City Tenants' Protection (Amendment) Bill, 1965	XXXI	44-47
Coal, shortage	XXXII	500-501
Coastal Road, Nagercoil	IV	330
Colleges, nativity certificates	X	93
Colleges, shift system	XV	542
College Hostels, Tiruchirappalli, non-admission of Harijan students	X	190-191
College Teachers, pay scales	XV	73
Constitution (Fourteenth Amendment) Bill, 1962—Ratification (R)	V	608-609
Constitution (Fifteenth Amendment) Bill, 1963—Ratification (R)	VI	264-266
Co-operative agricultural farms, number	XIII	47-52
Co-operative Spinning Mills, Tirunelveli district	VI	460
	IV	335-336

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KRISHNAMOORTHY, SRI V.—cont.		
Co-operative Sugar Factory, Amaravathi	XV	73
Corruption, Transport Office, South Arcot	XXXV	115
Country arrack from Pondicherry State, smuggling.	II	453
Court Examiners, emoluments	II	251-252
Courts in Madurai, construction of buildings	IV	324
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	438-441
Cycle Assembly Unit, Thanjavur	XI	99-101
Dacoity in Salem district	XV	438-439
Death in Police lock-up	XIV	97-99
Death of an under-trial prisoner, Madurai	VI	486-488
Death of Palanisamy Gounder at Coimbatore Police Station	XXXVII	510-511
Defence of India Rules, detention under	VII	507-509
District Judges, age of retirement, extension	XXXIII	277-278
Doctors and Nurses, Army Service	XXXVI	228
Drainage Scheme, Cuddalore	XXXII	949-950
Dravida Munnetra Kazhagam, agitation Special Magistrate	VI	230
Drinking water-supply at Tuticorin, pollution	XXXII	827
D.S.G. (First) 1964-65, G.D.	XXII	611-613
D.S.G. (Second) 1964-65, G.D.	XXIV	330-333
D.S.G. (Third) 1964-65, G.D.	XXV	274-276
D.S.G. (First) 1965-66, G.D.	XXX	634-637
D.S.G. (Final) 1965-66, G.D.	XXXVIII	254-256
D.S.G. (Second) 1966-67, G.D.	XL	468-470
Education, introduction of new system	IV	414
Education tax, enhancement by municipal councils	IV	213
Educational Institutions, academic year	XV	549
Educational pattern (M)	XII	324-329
Effigies, burial	IX	332-333
Electricity, generation	III	15
Electricity, Neyveli Thermal Station	XII	360
Electricity, supply from Madras Grid to Mysore State	V	2
Electricity Board, interest for capital	VI	49-50
Electricity Board, transformers	XV	552-553
Electricity Board Budget	XIII	667-671
	XXX	487-491
		604-605
Employment Exchanges, filling of vacancies in private sector	IV	102
Engineering College, starting at Tiruchirappalli	VI	62-63

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY, SRI V.—		
Engineering Colleges, Madras State	XV	223
Engineering Colleges, reservations for girl students.	X	181-184
Engineering Colleges (unrecognized), legislation for prohibition	XXXVI	468-470
Engineering Course, admissions	X	400
Entertainment Tax (Amendment) Bill, 1965 ..	XL	264-267
Entertainment tax, exemption for film "Ratha Thilakam"	XXXIII	369
Entertainment tax, Panchayats	V	147
Entertainment tax, surcharge	II	346
Fair price for sugarcane (D.S.D.)	XVI	232-234
Finance Commission (Fourth) Report	XXXIII	561-562
Five-Year Plan (Fourth), Draft outline (M) ..	XXXI	275-281
Freedom guards, formation	VI	480-481
Galvanised iron sheets and wires, allotment ..	V	252
General Sales Tax (Second Amendment) Bill, 1963.	XIV	114-116
Gir lions	VIII	90
Goats, levy of tax by Panchayat Unions	V	13
Government advertisements, choosing of journals ..	XXXIII	288-289
Government Arts College, Cuddalore, new building.	XXXV	342-344
Government employees, Family Pension Scheme ..	XVII	79
Government General Hospital, Madras, congestion in accommodation	IV	97
Government Hospital, Panruti, bed strength ..	XI	527-528
Government Hospital, Vridhachalam, food rations.	XV	324-326
Government Offices in rented buildings, South Arcot district	XXII	447
Government servants, City Compensatory Allowance	XVII	72-77
Government servants, revision of dearness allowance.	V	380
Government servants, scales of pay	XXIII	424-425
Government Transport, Committee to enquire into working (R)	XV	470-475
Governor's Address (M)	I	117-122
		159, 210
	VII	220
	XVI	78, 79, 211
	XXV	43-50
		207-210
		522
	XXXIII	94-98
Half-hour debate	XL	456
Handloom yarn	XI	427-428
Harijan Colonies, South Arcot district	XIII	470-472
Harijan Colony, Valavanur	V	757

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY, SRI V.—cont.		
Harijan Hostel, Madurai	XIV	261
Harijans, dismantling of houses at Tuticorin (C.A.) ..	X	531
Harijan Welfare Committee, meeting	XII	386
Headquarters Hospital, Cuddalore	VI	235-236
Headquarters Hospital, South Arcot district	XXII	553-557
	XXIII	397-400
High Schools, introduction of XI Standard	II	442-443
Hindi examination in High Schools, abolition ..	VIII	499
Hindu Marriage (Madras Amendment) Bill, 1964 ..	XXIII	46-49
Hogenakal Project, parleys with Mysore Government.	XXXII	941-942
Hogenakal Reservoir, construction	VI	241
Houses for Backward Classes, construction by Harijan Welfare Department	XXII	303-304
House-sites, regulation of purchase and sale	XXXIII	286
House-sites for Backward Classes, allotment	IV	324
House-sites for Harijan Colony, Dindigul taluk ..	XXII	572-573
Housing, Rural Housing Scheme, implementation ..	XVII	278
Housing Scheme, Government employees	VI	337-338
Housing Scheme, loan from the Life Insurance Corporation	XXXVI	463-466
Indian Registration (Madras Amendment) Bill, 1966.	XL	620-623
Industries, new licences	IX	420-427
Information Minister's Tour, December 1962	X	9
'Kattabomman' drama, banning	IV	108
Land Ceiling Act, excess land in Chidambaram Revenue Division	XV	421
Land Ceiling Act, implementation	X	378-379
Land Encroachment (Amendment) Bill, 1965	XXXI	673-675
Land Revenue and Water-Cess (Surcharge) Bill, 1965	XXXII	526-529
Lands in Madras City, acquisition	VIII	506
Legislative Council, creation of Lawyers' constituency.	IV	552
Local Fund Dispensaries, taking over	V	245
Madras City, classification as "A" Class	XV	239
Madurai University Bill, 1965	XXXII	187-193

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY, SRI V.—cont.		
Major Town Panchayats, conversion into municipalities	II	6-7
Medical College, Chingleput, donations for starting ..	XXXIII	481
Medical Colleges, increase in number of seats ..	IX	511
Medical College, students, interneeship training ..	IX	511
Medical Practitioners Bill, 1965	XXXI	694-697
Medical Studies, Three-year Course	XV	543-544
Melappalayam Municipality, grants	VI	136
Member, alleged bad treatment by the Director of Harijan Welfare (Privilege Matter)	XXI	388-390
Member's speech, comments in "Bharatham" (Privilege Matter)	IV	28
Midday meals, Backward Class pupils	X	269-270
Midday meals scheme, bread supply	VI	142
Military Personnel (re-employed), pay	XXVII	521
Milk Powder, manufacture	XXXIV	394-395
Milk Project (Madhavaram), irregular supply of milk.	XXI	117-118
Ministers, tours	III	5-6
Mobile Courts in Madras City, introduction	III	16-18
Motor Vehicles (Taxation of Passengers and Goods) Amendment Bill, 1966	XXXIX	974-977
Motor Vehicles Taxes, mode of payment	XXI	220
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	358-361 385-386 396
Municipal Council, Cuddalore, resignation of Councillors.	XV	687-688
Municipal Service, recruitment	XVIII	207-209
Municipality, Melapalayam, conversion into town panchayat	II	341-342
'Nava Mani' publication in (P.M.)	XXVI	248, 249 255
Neyveli Lignite Corporation, non-implementation of Bonus Act for workers (A.M.)	XL	773
Nellikuppam factory, discharge of effluents	V	760
Nellikuppam Panchayat, upgrading	XIX	1-5
Neyveli-Salem Steel Project, investigation by Japanese Team	XXXII	21-23

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMOORTHY, SRI V.—cont.		
Neyveli Thermal Station	XIV	263
No-confidence Motion against Ministry (M)	XXXIX	413-420
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	693-699
Nursery Schools for villages	III	303
Official Language of Indian Union, recognition of all fourteen languages (R)	XIII	320-326
Official Language Policy, discussion (M)	XXIX	629-633
Oil engine, hiring scheme	IV	571
Orphanages, list	VI	122
Paddy, procurement in Tiruchirappalli district (Dis.S.D.)	XL	795-796
Paddy, sale through regulated market at Tindivanam.	XV	238
Panaiyur Panchayat, dissolution	VI	491-492
Panchayats, Local Irrigation grant	XVIII	175-177
Panchayats, profession tax	II	541-542
Panchayat administration, election of Presidents ..	VI	348-349
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	184-186, 270, 271- 273
Panchayat elections	IV XVI	341-342 363-366
Panchayat Officials, Kanyakumari district, pay scales.	XV	712
Panchayat Presidents, training	II	246-247
Panchayat Unions, running of High Schools	XVI	361
Panchayat Union Works, execution	IX	242-243
Panruti and Nellikuppam Town Panchayats, upgrading.	XXXV	457-458
Panruti Panchayat, upgrading	XIX	1-5
Pathan money-lenders	VI	212-214
Perunchani and Pechiparai dams, regularisation of staff	V	157
Picketing by the D.M.K. and arrest of some members of D.M.K. Legislature Party, alleged violence by Police (A.M.)	IV	456-458
Police Constable, death	IV	4
Police enquiry against former Assistant Public Prosecutor (Ramu), High Court's views	XXXVIII	7-8

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
RISHNAMOORTHY, SRI V.—cont.		
Police firing, Mela Urappanur	XI	85-96
Policemen, education of children	VI	244-245
Ports (Minor), development	XXII	456-457
Primary Health Centre, Woraiyur	XXXVIII	319
Prime Minister's visit to Madurai, removal of flags of opposition parties	XX	461-464
Private Buses, routes	III	322
Proceedings of the House, statement re—		
Conduct of Proceedings	XXVII	451
Professional Colleges, duration of studies	XV	223
Prohibition, views of Government to Study Team	XVI	351-356
Public Health, concurrence of Assembly for an Act of Parliament (R.)	VII	634-637
Question Hour, point of order	XVII	178-179
Railway lines, Salem-Bangalore and Virudhunagar-Manamadurai	VI	371-372
Religious Endowments Commission, report	VI	315
Rice, marketing	XVI	455-457
Roads, Sugarcane Development Scheme, Cuddalore	VI	476-477
Roads covered by bus routes, maintenance	V	10
Rock phosphate deposits, Tiruchirappalli	XV	701
Rural Works Programme, details	XV	550
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	492-494
Scavengers, working conditions	II	451
Schools, Hindi medium	XXI	382
Secondary School-Leaving Certificate Examination results, delay in publication	XVI	357-359
Secretariat Superintendent, re-employment after retirement	XXIII	433
Self-respect marriages, validation	III	19-21
Senior Entomologists, vacancies	V	761
Sethu Canal Scheme, final estimates	XXXIII	591
Singarpet-Hosur transmission line	IV	22-23
South Madras Electricity Corporation, extension of electric supply	III	541-542

K—cont.

Subject. (1)	Volume. (2)	Pages. (3)
KRISHNAMOORTHY, SRI V.—cont.		
Spinning Mill, South Arcot district	XVI	248-254
S.S.L.C. Examination, selection	XIV	276-277
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	131-137
State Transport, drivers	XV	72-73
State Transport, 'Go as you please' tickets in Madras City	XXXIII	365
State Transport, working in the city	VIII	397-399
State Transport buses, sale to Central Government	VI	376-377
Sugarcane, prices	III	314-315
	X	528-530
	XXIII	311 312
Sugarcane cess, exemption from payment	X	517
Sugarcane cess, Nellikuppam Factory	X	517-518
Sugar factories, establishment	III	21-22
Sugar Factory, Nellikuppam	VI	138
Sugar Factory, Nellikuppam, bonus to cane-growers.	IV	319-320
Suicide by Chinnasami	XXI	771-773
Tamil medium graduates, employment opportunities.	XX	349-353
Teachers, house-rent allowances	IV	222-223
Teachers, re-employment	III	429
Teachers allotted from Travancore-Cochin State, regularisation of service	XVI	350
Technical colleges, working days	XXXII	800-801
Technical Education, Instructors	X	4-5
Text books, supply to school children (C.A.)	I	639
Textile workers, introduction of Gratuity Scheme	XX	99
Tourist Home, construction near Cuddalore Beach	XXXIII	386
Tractors, exemption from tax	XXXIII	477-478
Unemployment among graduates	IV	102-103
Union Public Service Commission, conduct of examination in Hindi	XXIII	437-440
Unparliamentary expressions, use	XXV	511-512
Urappanur shooting incident	XIV	136-141
Urban Land Tax Bill, 1963	VII	535-539
Urban Land Tax Bill, 1966	XXXIX	835-837

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMURTHY, SRI V.—cont.		
Vallam Panchayat, bifurcation	IV	451-452
Vandalur-Villupuram line, electrification	V	151
Vegetables, high prices	IX	227-234
Village Industries, grants	XXI	374-377
Water scarcity in Puliyanakudi	VI	498
Water-supply scheme, Sattur Town Panchayat ..	VI	144
Water-supply scheme, Tiruchengode	VI	146-147
White clay, availability near Panruti	V	261-262
Women and Children Hospital, Egmore, patient's suicide	IV	198-199
Yarn, levy and tax	IV	17-18
Zoo, shifting to Raj Bhavan	VI	130
KRISHNAMURTHY, SRI M. R.—		
Adi-Dravidas in South Arcot district, allotment of house-sites	XXII	305
Budget (Revised), 1962-63, G.D.	II	556-560
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	247-249
Budget, 1963-64, G.D.	VIII	361-364
Administration of Justice, Jails	XI	18
Capital Outlay on Irrigation, Irrigation	XI	262-263
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant—Public Works	XI	57-58
Budget, 1964-65, G.D.	XVIII	249-252
Budget, 1964-65, Voting—		
Agriculture	XIX	372, 414-416
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation	XX	399-400
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XXI	69-70
Medical, Public Health and Capital Outlay on Public Health		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAMURTHY, SRI M. R.—cont.		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	166-168
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Public Works	XXXVI	308, 309-311
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Caste Eradication Scheme, concessions	VI	366
Cholera, number of deaths	XXIII	355-357
Coleroon Bridge, toll collection	XVII	80-85
Coleroon river banks, flood protection works ..	XXII	308
College, South Arcot district	VI	127
D.S.G. (First), 1962-63, G.D.	VII	467-469
D.S.G. (Final), 1962-63, Voting—	XII	35
Agriculture		
East Pakistan refugees, rehabilitation	XXI	746-747
Governor's Address (M)	I	162, 351-353
	VII	212
	XXXIII	626-631
	XIX	256-260
Harijan hostels, South Arcot district	VI	50-51
Housing, Backward Classes	XXIV	664
Kattumannarkoil Constituency, electrification of villages		
Lands belonging to religious institutions	V	776-777
Milk Project for each district	XXII	24
Ministers, travelling allowances, etc., during 1963-64	XXII	44-45
Official language	VI	471
Paddy procurement	XXII	452-453
Primary Health Centres, South Arcot district ..	XXII	449
Prohibition offences, number of persons convicted ..	XXI	631
Relief to ryots in Thanjavur, etc.	XXIV	659-660
Roads, Coleroon bank to sea-shore	VI	469
Sub-Magistrate's Court at Kattumannarkoil, establishment	VI	229
Veeranam tank, South Arcot district	XXIII	410
Virudhachalam Town Panchayat, conversion into municipality	VI	70
A. 158-39		

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNASWAMI, SRI K. M.—		
Thennal Project near Ka. piyambuliur	XXIII	234-235
KRISHNASAMY NAIDU, SRI R.—		
Agriculturists of Srivilliputhur taluk, hardships (C.A.)	XXXIII	702-704
Budget, (Revised), 1962-63, G.D.	II	666-671
Budget, 1962-63, Voting—		
Community Development Projects, etc.	III	135-138
Industries, Capital Outlay on Industrial Development	III	602-604
Budget, 1963-64, G. D.	VIII	534-541
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry. Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	447-450
Community Development Projects, etc.		
Khadi	X	287-293
Budget, 1964-65, G.D.	XVIII	437-442
Budget, 1965-66, Voting—		
Industries		
Capital Outlay on Industrial Development	XXVIII	50-53
Capital Outlay on Consumers' Co-operatives		
Co-operation	XXXVI	40-47
Capital Outlay on Industrial Development		
Industries	XXXVI	511-514
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXXVIII	160-161
Police	XXXV	480-483
Five Year Plan (Fourth), Draft outline (M)	XXXI	580-588
Governor's Address (M)	I	176-180
		277, 207
	XVI	388-392
Land tax and other taxes based on it, abolition (R).	XL	664-669
No—confidence Motion against the Ministry (M)	XXXIX	503-508
Official Language Policy, Discussion (M)	XXIX	872-877
KRISHNAVENI, SRIMATHI A.—		
Block Development, Andipatti Block	II	540
Bridges, Vaigai river	II	541
Budget (Revised), 1962-63 (G.D.)	II	613-615

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KRISHNAVENI, SRIMATHI A.—cont.		
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	289
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant	IV	587-588
Public Works—Works		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	204-205
Budget, 1963-64, G.D.	VIII	455-457
Budget, 1963-64, Voting—		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	X	211-213
Budget, 1964-65, G.D.	XVIII	271-273
Budget, 1965-66, Voting—		
Land Revenue Department		
Stamps Administration		
Famine Relief	XXVIII	466-467
Compensation to Zamindars		
Medical		
Public Health	XXVII	475-476
Capital Outlay on Public Health		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	150-151
Budget, 1966-67, G.D.		539-542
Capital Outlay on Public Health		
Medical	XXXVII	253-254
Public Health		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	402-404
Dam, Andipatti Block	III	551
Government Hospital, Theni	XXII	24
Governor's Address (M)	I	343-345
	VII	258-260
	XVI	395-396
	XXXIII	420-423
Harijan lands acquired, compensation	XXIV	547
Harijan Welfare, Reclamation Fund	III	23-24
Industrial Colony, Madurai district	III	192
Latchipuram Kanmoi, Madurai district	XIV	6
State Transport Buses, Madurai Town	XV	326
Town Panchayat Dispensary, Nellikuppam	XV	707-708
Vaigai dam, rehabilitation of Kunnur villagers	II	545

K—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
KULANDAISWAMY GOUNDER, SRI M.—			
Additional Assessment and Additional Water-Cess, Bill, 1963	VII	594-595	
Appropriation (No. 6) Bill, 1965	XXXII	867-868	
Budget, 1962-63, Voting—			
Motor Vehicles Acts—Administration	IV	72-73	
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	195-196	
Budget, 1963-64, G.D.	IX	217-220	
Budget, 1963-64, Voting—			
Capital Outlay on Irrigation—Irrigation	XI	264	
Registration	X	562-563	
Stationery and Printing			
Budget, 1964-65, G.D.	XVIII	287-289	
Budget, 1964-65, Voting—			
Agriculture	XIX	426-428	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading.			
Labour including Factories	XX	41-42	
Motor Vehicles Acts—Administration	XIX	500-501	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	631-632	
Budget, 1965-66, Voting—			
Agriculture	XXVIII	382-383	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading.			
Irrigation	XXVIII	226-227	
Capital Outlay on Irrigation			
Public Works—Works			
Public Works—Establishment and Tools and Plant			
Capital Outlay on Public Works	XXXIV	536-539	
Budget, 1966-67, G. D.			
Budget, 1966-67, Voting—			
Capital Outlay on Irrigation	XXXVI	385-386	
Irrigation			
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	414-415	

K—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
KULANDAISWAMY GOUNDER, SRI M.—cont.			
D.S.G. (First) 1964-65, Voting—	XXIV	404	
Community Development Projects, etc.	XXIV	414-415	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXIX	659-660	
D.S.G. (First), 1966-67, G.D.	XIII	431	
Electricity Board Budget	XXII	220-222	
	XXX	188-189,	
	XXXIX	486-487	
	XXXIX	205-206	
Electricity (Taxation on Consumption) Bill, 1962	V	846-847	
Governor's Address (M)	VII	351-352	
	XVI	413-416	
	XXXIII	253-257	
Occupants of Kudiyiruppu (Protection from eviction (Amendment) Bill, 1964	XXIII	166	
Shevaroy's Panchayat Township (R)	XXV	520-521	
KUNJAN NADAR, SRI A.—			
Anti-Hindi agitation, Army units and Armed Police	XXIX	331-332	
Use of machine guns	XXIX	332	
Appropriation Bill, 1966	XXXVIII	347-349	
'Arishtam', manufacture and sale	XXIX	564-568	
Arishtam, loss of lives due to consumption	XXVII	333-334	
Atomic Power Plant, establishment	II	640	
Baby food, distribution	XXXIV	390-394	
Bridges, Perunchelampu	V	246	
Budget 1962-63, Voting—			
Capital Outlay on Public Works	IV	593-594	
Public Works—Establishment and Tools and Plant			
Public Works—Works			
Education	IV	146-148	
Budget 1963-64, Voting—			
Capital Outlay on Irrigation—Irrigation	XI	220-221	
Education	X	123-126	
Budget, 1964-65, G.D.	XVIII	30-33	
Budget, 1965-66 G.D.	XXVI	342-345	
Administration of Justice	XXIX	43-45	
Capital Outlay on Forests			
Cinchona			
Forest Department			
Khadi			

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KUNJAN NADAR, SRI A.—cont.		
Canals, Kanyakumari district	III	192
Ceylon repatriates, resettlement	XXXVIII	435-436
Channel roads, Kanyakumari district, obstruction.	II	650
Defence of India Rules, arrests	XXXV	122-124
Detention of 'Left' communists	XXXV	124-125
District Board (Tirunelveli) Hospitals taken over by Government, pay scales of staff	XXXVIII	320
District Educational Officers and Gazetted Headmasters, Confirmation	XXXVIII	226-227
D.S.G. (Third) 1964-65, G.D.	XXV	255-256
D.S.G. (Final), 1964-65, G.D.	XXIX	358-360
D.S.G. (First), 1965-66, G.D.	XXX	648-650
D.S.G. (Second), 1965-66, G.D.	XXXII	764-765
D.S.G. (Final) 1965-66	XXXVIII	241-244
Election of Speaker and Deputy Speaker	I	34
Electricity Board Budget, 1966-67	XXXIX	161-163
Failure of crops in Kanyakumari District (A.M.)	XXXI	360-331
Fire Service Department, service conditions of employees	XXXVIII	311-312
Government Hospital building, Kulasekaram	III	112
Governor's Address (M)	I	156, 299-302
	VII	316-318
	XXV	145-147, 350
	XXXIII	202-205
Highways Department, provincialisation of work-charged staff	XXXVIII	425-427
Hydro-Electric Scheme, Pechipara Dam	V	8
Industrial Estate, Nagercoil, acquisition of land	XXVII	442
Industrial Estate, Nagercoil, building allotment	XXVII	257
Integration of Tamil-speaking area of Kerala (A.M.).	XL	114-146
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXII	517-518
Last Grade Government Servants in Kanyakumari district, integration of services	XXXVIII	442-443
Medical graduates going abroad for studies	XXXVIII	321
Maruvvoor Konam waste water channel, breach	VI	355

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KUNJAN NADAR, SRI A.—cont.		
M.B.B.S. Course, alleged irregularities in selection of candidates for admission (A.M.)	XXXII	244
Mid-day Meals Scheme	V	609
Mid day Meals Scheme, Irregularities	III	429-430
No-confidence Motion against the Ministry (M)	XXXIX	409-411
Official Language Policy, Discussion (M)	XXIX	625-629
Panchayat employees, integration	III	322-323
Pension, ex-T.C. personnel	VI	214
Police Firing, Anti-Hindi agitation	XXIX	707-710
Police firing, compensation to Sri Gabriel and Sri Muthiah	XXVIII	170
Police Officers, house-rent allowance	V	491-492
Political sufferers, Kanyakumari district	II	342
Refugee camp, Coimbatore, firing incident	XXVII	255-256
Rent Control Act, allotment of houses	XXXVIII	139
Resettlement, Kanyakumari district	II	546-547
Rice, Distribution in Kanyakumari district	XXIX	848
Rice exported to Kerala, price	XXXIX	769
Scott Christian College, Nagercoil, shooting incident.	XXVIII	169-170
Self-immolation, Anti-Hindi agitation	XXIX	327-328
Services in Kanyakumari district, integration	IV	199-200
Spinning Mill, Kanyakumari district, opening	XXVI	683-684
State Transport System, Committee to enquire into working (R)	XXIX	778-780
Stockmen in Kanyakumari district, fixation of salary.	II	152
Students arrests during Anti-Hindi agitation	XXIX	704-705
Students of Scott Christian College, Nagercoil, police firing (C.A.)	XXV	33
Sugar factories-cess	III	316
Thoothoor High School incident, enquiry	XXVIII	170-171
(Transferred Territory) Ryotwari Settlement Bill, 1964	XXII	482-486, 513-514
Madras (Transferred Territory) Thiruppuvaram Payment Abolition Bill, 1964	XXII	527-528, 529

K—cont.

Subject. (1)	Volume. (2)	Page. (3)
KUNJAN NADAR, SRI A.—cont.		
Travancore-Cochin allottees, appeal on integration.	XXXVII	508-509
Upper primary school (Tiruvattar), upgrading ..	VI	122-123
Village staff, Kanyakumari district, allowances ..	IV	561
L		
LAKSHMIKANTHAM, SRIMATHI P.K.R.—		
Assurance Committee, First Report, Presentation ..	V	803
Basic Training Schools (Junior), closure	VI	114
Budget (Revised), 1962-63 (G.D.)	II	310-313
Budget, 1962-63, Voting—		
Capital Outlay on Public Health	V	428-430
Medical		
Public Health		
Capital Outlay on Road Transport Schemes ..	IV	491-494
Road Transport Schemes		
Co-operation	V	309-310
Education	IV	136-137
General Sales Tax and Other Taxes and Duties—		
Administration	IV	366-370
Motor Vehicles Acts—Administration	IV	63-65
Budget, 1963-64, G.D.	VIII	356-361
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay	IX	468-469
on Agriculture, Capital Outlay on Schemes of		
Government Trading		
Capital Outlay on Industrial Development and	XI	123-124
Industries		
Capital Outlay on Road Transport Schemes, Road	XI	560-562
Transport Schemes		
Co-operation	XI	344-347
Education	X	137-138
Police	IX	556-557
Budget, 1964-65, G.D.	XVIII	262-265
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Industries.	XIX	268-270
Community Development Projects, etc., Public Works		
— Grants-in-aid	XXI	553-554
Co-operation	XX	515-516
General Sales Tax and Other Taxes and Duties		
Administration	XX	481-482
Medical, Public Health and Capital Outlay on Public		
Health	XXI	28-3

L—cont.

Subject. (1)	Volume. (2)	Page. (3)
LAKSHMIKANTHAM, SRIMATHI P. K. R.—cont.		
Budget, 1965-66, G.D.	XXVI	376-380
Budget, 1965-66, Voting—		
Co-operation	XXVIII	512-514
Capital Outlay on Consumers' Co-operatives ..		
Education	XXVII	200-202
General Sales Tax and Other Taxes and Duties—		
Administration	XXVIII	280-281
State Legislature, Elections, Head of State, Ministers		
and Headquarters Staff	XXVII	42-44
Welfare of Scheduled Tribes, Castes and other Back-		
ward classes	XXIX	145-147
Budget, 1966-67, G.D.	XXXIV	410-413
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XXXVII	283-285
Medical		
Public Health		
Police	XXXV	519-521
Buildings (Lease and Rent Control) Amendment Bill,		
1963	XIV	68-69
Constitution (Fourteenth Amendment) Bill, 1962—		
Ratification (R)	VI	267
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	461, 474
D.S.G. (First) 1962-63, G.D.	VII	469-471
Educational pattern (M)	XII	409-412
Electricity Board Budget	I	601-604
	XIII	550-553
Electricity (Taxation on Consumption) Amendment		
Bill, 1965	XXXII	379
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	396-399
Governor's Address (M)	I	130-134
	VII	79, 171-175
	XVI	201-204
	XXXIII	55-62
Handloom cloths, accumulation of stocks	V	765-767
Madurai University Bill, 1965	XXX	392-393
Police Station at Sellur, opening	V	609
Saraswathi High School, Building Mani Nagaram,		
Madurai, Collapse (Dis. S.D.)	XXII	398-400
LAKSHMINARASAMMA, SRIMATHI B.—		
Budget (Revised) 1962-63, G.D.	II	497-499

L—cont.

Subject. (1)	Volume. (2)	Page. (3)
LAKSHMINARSAMMA, SRIMATHI B.—cont.		
Budget, 1962-63, Voting—		
General Sales Tax and Other Taxes and Duties—		
Administration	IV	363-364
Budget, 1963-64, G.D.	VIII	580-581
Budget, 1964-65, G.D.	XVIII	319-321
Budget, 1965-66, G.D.	XXVI	297-299
Budget, 1966-67, G.D.	XXIV	354-355
Budget, 1966-67, Voting.		
General Sales Tax and Other Taxes and Duties—		
Administration	XXXVII	139-140
Governor's Address (M)	VII	230-232
	XVI	170-172
	XXV	177-179

M

MADHAVAN, SRI S.—

Additional Assessment and Additional Water-Cess Bill, 1963	VII	553-557
	VIII	34-37, 59, 60-61, 67, 68, 72-73, 78, 80, 81, 82.
	XXXIX	733
Administrative Expenditure Economy	X	6
Advocate-General, appointment	XXIII	431-432
Agricultural Commodities, prices	XI	306-307
Agriculture, free supply of electricity	XXXVIII	414-415
Agriculturists, Loans	I	628-629
Aided Schools, benefits to non-teaching staff	XXIII	443
A.I.C.C. President, tours	XXXII	133-134
Alagappa College, Karaikudi, Fast by students (A.M.)	XXXIII	290
Alleged treatment meted out to Sri M. Rajangam, M.L.A., while in police custody (Privilege matter).	XXVI	689-692
Anicuts, suspension of construction	X	98
Anti-Hindi agitation—		
Army units and Armed Police	XXIX	331-332
D.M.K. members, arrest	XXI	631
Incidents at Chidambaram and Madurai (C.A.)	XXVI	340
Police action in Madurai College	XXX	220-221

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Anti-Hindi agitation—cont.		
Police attack on students	XXIX	328-331
Police firing	XXX	221-224
Appropriation (No. 3) Bill, 1966	XXXIX	788-794
Arrest of a Member, non-communication of information. (Privilege Matter)	XV	582-584
Arrest of Police Sub-Inspector	XVI	675
Arrest of some Members (Ann.)	IV	455
Arrest of some Members, (Privilege Matter)	XVI	369-373
Arrest of Sri P.V. Sriramulu, M.L.A., point of information)	XV	459
Artesian Wells, Thanjavur district	XXXIII	174-176
Assignment of Government poramboke lands in Ramanathapuram district	XXI	125-126
Assistant Surgeons, payment of allowances	XX	9
Bamboos planting, on the banks of the Cauvery	VII	201
Bauxite deposits at Kodaikanal, discovery	XXXI	728
Beggars, exchange with Madras by other States	XV	700
Bengalgram, distribution	XXXIX	99-100
"Bleeding Madras" and hankies, export	XL	214-217
British Journalist, arrest	XXX	1-7
"Broadway Times" Publication (P.M.)	XVII	85-86, 8'
Budget, 1962-63, Voting—		
Community Development Projects, etc.	III	132-135
Motor Vehicles Acts—Administration	IV	50-51
Police	III	343-347
Budget, 1963-64, G.D.	XIII	316-321
Budget 1963-64, Voting—		
Administration of Justice and Jails	XI	27-29
Capital outlay on Public Health Medical—Public Health	X	403-408
District Administration and Miscellaneous, Land Revenue Department	XI	445-449
Elections, Head of State, Ministers and Headquarters staff, Pensions, State Legislature	IX	355-360
General Sales Tax and other taxes and Duties, Administration	XII	58-62
Industries	XI	112
Labour including Factories	X	33-35

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Budget, 1963-64, Voting—cont.		
Motor Vehicles Acts—Administration	X	61-63
Police	IX	557-559
Stamps Administration	XII	89-90
Budget, 1964-65, G.D.	XVIII	150-156
Budget, 1964-65, Voting—		
Capital Outlay on Road Schemes Road—Transport Schemes	XIX	534-536
Compensation to Zamindars—Famine Relief, Land Revenue Department, Stamps Administration ..	XX	315-319
District Administration and Miscellaneous ..	XIX	197-200
Education	XX	130-132
Elections—Head of State, Ministers and Headquarters Staff, State Legislature	XIX	15-22
Jails	XXI	255-260
Labour including Factories	XX	22-24
Motor Vehicles Acts—Administration	XIX	474-479
Police	XX	234-236
Budget, 1965-66, G.D.	XXVI	271-281
Budget, 1965-66, Voting—		
Administration of Justice, Capital Outlay on Forests, Cinchona, Forest Department, Khadi ..	XXIX	16-23
Labour including Factories	XXVII	105-111, 150
Land Revenue Department—		
Stamps Administration	XXVIII	480-484
Famine Relief		
Compensation to Zamindars		
Police	XXVII	346-352
Registration		
Jails	XXIX	280-283
Fisheries		
Stationery and Printing		
State Legislature, Elections, Head of State, Ministers and Headquarters Staff	XXVII	52-55
Budget, 1966-67, G.D.	XXXIV	172-180
Budget, 1966-67, Voting—		
Administration of Justice	XXXVII	582-590
Capital Outlay on Public Health	XXXVII	258-261
Medical		
Public Health		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Compensation to Zamindars	XXXVI	274-277
Famine Relief		
Land Revenue Department		
Stamps Administration		
District Administration and Miscellaneous		
Pensions	XXXV	175-179
Miscellaneous		
Other Miscellaneous Compensations and assignments		
Commutated value of pension		
Loans and Advances by the State Government		
Elections		
Head of State, Ministers and Headquarters Staff	XXXV	397-402
State Legislature	XXXV	245-254
Labour including Factories	XXXV	475-480
Police	XV	44
Buffaloes, sacrifice		
Buildings (Lease and Rent Control) (Amendment) Bill, 1965	XXXI	651-652
Burma refugees, assistance	XXIX	829-831
Bus Service between Madras and Thirupathi, suspension	XXV	330-333
Buses (State Express), fares	XXVII	172-180
Cholera, out-break in Tiruchirappalli, Madurai and Ramanathapuram districts	XX	1
Cashew Research Station	XIV	149
Cattle death in Villupuram	XXXIX	765
Cement Factory, East Ramanathapuram	I	378-379
Cement for Minor Irrigation Scheme	XXII	558-559
Central Jail, Madurai, moral and religious instruction	XV	243-245
Ceylon Immigration, Prohibition of Indian fishermen to enter Katcha Theevu	XL	108-109
Ceylon Nationals of Indian Origin Repatriation (A.M.)	XXXVII	227-228
Cinema Houses, honour to National Flag	XXXII	824-825
Cinemas (Regulation) Amendment Bill, 1964 ..	XXIII	315-316
City Municipal Corporation (Amendment) Bill, 1965.	XXXI	39-43

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964 ..	XVI	546, 547-548, 560, 561
Coal, Chingleput district	X	7-38
Coal deposits, Karaikudi	XIII	14
Coconut Plantations, extension of special scheme to Thirupattur taluk	XXXI	739-740
Code of Criminal Procedure (Madras Amendment) Bill, 1966	XL	655
College Hostel, Madurai, student, affected after taking food	XXXVIII	225-226
Colleges, difficulties in securing admission (C.A) ..	XXIII	28
Colleges, Selection Committees for admission ..	XL	295-297
College students, conscription	XI	441
Commercial Crops, Market (Validation of Cess) Bill, 1962	VII	426-427
Commercial Instructors in Government Schools, Pension Payment	XX	177
Commercial Taxes Officers, attack	XXV	4-6
Committee on Economy and Administrative Reorganisation, Constitution	XXXIII	31-36
Commodities, rise in prices	XII	265
Common irrigation wells, sinking in East Ramanathapuram district	XXXII	682-682
Communal clash in Silambanur village	XXIII	434-435
Community irrigation wells, Ramanathapuram district	XI	188-189
Constitution burning in Cuddalore, action taken against offenders	XXIII	436-437
Constitution (Fifteenth Amendment) Bill, 1963, Ratification (R)	XIII	39-41
Consumer Co-operatives, Plantation and Industrial Workers	XV	352
Convicts, Release on parole	XVII	7-11
Co-operative Credit Banks, Ramanathapuram district	V	152
Co-operative Housing Societies, loans	XIX	128-126
Co-operative Printing Press, Ramanathapuram district	IX	19

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	483-484
Co-operative Spinning Mills, Tiruppathur	I	253-254
Crops, failure in Tiruppathur taluk	V	23
Cultivating Tenants Protection and Payment of Fair Rent (Extension to Added Territories) Bill, 1963.	XV	275, 279-280, 281-287.
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	436-437
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	845-847-860-862
Cyclone loan arrears, Ramanathapuram district ..	XVII	27
Dam, Construction across Palar near Singampunari.	VII	2-
Dam, Construction in Kanduarayanpatti	XXXIV	47
Dearness Allowance to pensioners	XXX	7-
Defence Fund, Collections	VIII	30
Defence of India Rules, action against newspapers..	XXXIV	47
Defence of India Rules, arrests	XXIX	107-110
Defence of India Rules, arrests	XXXV	122-122
Defence of India Rules, detenus	XXX	224-23
Dengue, causes for outbreak	XXVIII	17
Dental Surgery, Post Graduate Course	XVI	25
Deposit amount, disbursement to landowners ..	XXII	27-3
Destitute Children, financial aid	XXII	15
Detenus under Defence of India Rules, release ..	XXXIX	75
Disclosure of Assets of the Members of the Legislature Bill, 1964	XXIII	3
	XXX	239-242-288-288
District Board, Ramanathapuram, dissolution ..	II	
District Board hospitals at Sivagangai and Pallathur, provincialisation	XXXVIII	436-437
District Court, Ramanathapuram shifting from Madurai	XXXIII	187-188
District Courts, Ramanathapuram and Madurai, construction of buildings	V	767-768
District Judges, continuing in service after retirement	XL	207-208

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
District Police (Amendment) Bill, 1963	XIV	338-341
D.M.K. persons, arrest on 26th January 1965 ..	XXVIII	90-92
D.M.K. political prisoners, hand-cuffing	XXI	118-120
D.M.K. workers, arrest	XX	353-354
D.S.G. (Final) 1963-64, G.D... ..	XXI	400-403
D.S.G. (First) 1965-66, G.D... ..	XXX	652-654
D.S.G. (Final) 1965-66, G.D.	XXXVIII	246-249
Earth Tremors in Tambaram	XL	107-108
Education, Advisory Boards for development districts	XXXIII	678-680
Education Commission (Kothari Commission), recommendations	XL	11-12
Education Department, reorganisation of Directorate	XXXII	8-9
Educational institutions, deletion of reference to castes in forms	XVI	142
Educational institutions (Private) compulsory donations	XXXVI	229-232
Educational institutions (Private), Control	XXXVI	232-234
Educational pattern (M)	XII	314-317
Electricity Board Budget	XXII XXX	110-115 55-62
Electricity Board, Employees Regulations.. ..	XL	738-739
Electricity Board, Establishments under, exemption from Shops and Establishment Act	XXXV	238-239
Elementary School building, Kadaladi Panchayat Union, damage due to collapse	XXXIII	38-39
Elementary School, Pudupatti	XVII	566
Employees' Provident Fund Act, exemption for Establishment under Electricity Board	XXXVIII	224
Employment to Scheduled Castes, recommendations of Seminar	XXII	574-575
Encroachments on Burial ground, Varappur village..	XV	732-733
Engineering, part-time degree courses	XXXI	559-560
English teachers, qualifications	XXI	382-383
Erskine Hospital, Madurai, administration of Sub-standard medicine	XV	352-353
E.S.L.C. Examinations,	IX	243-244

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
E.S.L.C. Public Examination, abolition	XII	387
Estates (Abolition and Conversion into Ryotwari) Act, 1948, amendment	XXXIX	615-616
Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXX XXXII	291 605-615
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	157-161 162, 169- 173, 177- 178.
Eviction of ryots from certain villages in Ramanathapuram district (C.A.)	VIII	95
Examiners, scales of pay	V	252
Explosion in godown in Madras City, number of deaths	XXIII	2-7
Fair Price Shops, Madras State	XIV	249
Fair Price Shops, opening in Panchayats	XXVIII	258-262
Fair Price Shops, proposal to close	XXI	230-231
Family Planning, diversion of funds	XI	419-421
Farm Forestry Scheme, implementation	XIII	5-7
Fisheries Development, Norwegian collaboration ..	IX	234-238
Five-Year Plan (Third), Mid-term appraisal (M) ..	XVII	30-38
Five-Year Plan (Fourth), Draft Outline (M) ..	XXXI	524-526
Foodgrains, distribution within Southern States ..	XXXVI	16-17
Food Inspectors, provincialisation	XV	43
Forests, fuel trees	VI	56
Forests, survey of resources	IX	333
Ganges and Cauvery, linking	XXXVII	374-378
General Sales Tax (Second Amendment) Bill, 1963 ..	XIV	116-117
General Sales Tax (Second Amendment) Bill, 1966 ..	XL	281-282
Gold Bond Scheme, subscription	XXXVIII	438-439
Gold Control Regulations, plight of goldsmiths (C.A.)	IX	20
Goldsmiths, co-operative institutions	XI	318
Goldsmiths, loans	XV	734-735
Goonda activities, control	XXXI	439
Government employees, family pension scheme ..	XVII	79
A. 158-41		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Government employees, political affiliations of persons, recruited	V	387
Government employees, retrenchment	XXXIX	924-925
Government Hospital, Gingee	XIV	267-268
Government Industrial Establishments, operation of Industrial Employment Act	XIII	372
Governor's Address (M)	I	159, 409-411.
	VII	26-31
	XVI	50-55, 268
	XXV	269-270
	XXXIII	376-380
		190-196
Graphite deposits, Poovandhi village	VII	605-606
Groundnuts, Package Scheme	XV	701
Guinea-worm disease, Singampunari Panchayat Union	XV	688
Handloom Weavers' hardships in Thanjavur district (C.A.)	XX	107
Harijan boys' hostel, Sundararajapandiyar	V	247
Harijan colonies, Ramanathapuram district	XXX	133-134
Harijans, construction of houses	XV	347-348
Harikatha Kalakshepam, schools for giving instruction	XV	693
Harvest, Tirupathur taluk	XXVI	546
High Schools and Colleges, modification of system of education	XXXII	796
High Schools and Colleges, pattern of Science teaching.	XXXV	345-346
High School Students, fee concessions	VIII	2-3
Highways Department, provincialisation of work-charged staff	XXXVIII	425-427
Hindi, S.S.L.C. Public Examination	IV	200
	XXIV	444-445
Hindu Marriage (Madras Amendment) Bill, 1964	XVI	706-707
	XXIII	41-46
		51-54
	XXXII	619
Hindu Marriage (Madras Amendment) Bill, 1965	XL	147-155
		174-175

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Hindu Religious Institutions, All-India Legislation ..	XVI	152
Home Guard Bill, 1963	VIII	97-99, 169, 170-71 172, 173.
Hospital building, Athankudi	XIII	27
Hospital building, Kilakarai	XXXV	117-118
Hospital, Tirupathur Town, construction	VI	121
Hosur Cattle Farm, loss of sheep	XXXI	449-451
Hotel Sanitation Committee, recommendations ..	XXI	585-587
Hotels, closure on Mondays	XXXIX	767-768
Houses to Valayar Community, construction	XXIII	343-344
I.A.S., adequate representation for State	XXVIII	251-253
Illicit distillation gang, opening of fire by police in Coimbatore district	XXXIX	754
Improper conduct of some Members of the House (P.M.).	XXVI	147-148 153-154
Inam Estates Abolition Act, notifications	XXXVIII	216-218
Inam Estates (Abolition and Conversion into Ryotwari) Act, 1963, ryotwari patta	XL	424-425
Inam Estates (Abolition and Conversion into Ryotwari) Act, 1963 writ petitions	XXXV	453-455
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXIX	592-594
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	639-641 649-650
Inams Abolition Act, 1963, villages taken over by Government	XXXVIII	214-216
Inams (Supplementary) Bill, 1963	XIV	321-322
Inam villages, repairs to Kanmois	XXXI	567
Industries in State sector appointment of vigilance officers to eliminate graft	XXXII	343
Institute of Film Technology staff, summer vacation	XXV	486

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Iron ore, Manganese and Kerosene, discovery ..	VI	237-238
Irrigation levy of Betterment, Contribution) Amend- ment Bill, 1963	XV	625-630 754-755, 762-764
Irrigation Projects, obligations of beneficiaries ..	XIII	488
Irrigation schemes, investigation	XI	528-529
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	187-190, 308-310 311, 312
Jails, death of prisoner in Tiruchirappalli Central Jail.	XL	331
Jails, overcrowding	VII	402-405
Joint Patta holders, loans	XII	20-21
Journals, action under Defence of India Rules ..	XXXIII	688-690
Judicial officers, pay enhancement and housing accommodation	XL	593-596
Judiciary, corruption cases, enquiry	XXXI	461
Kalayarkoil Panchayat Union Schools, salary to teachers	XXXV	449-451
Kamaraj, Sri K., Film on Birthday Celebrations ..	VI	63
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXII	519-522 523-524
Kerosene, Short supply	XXXII	688-692
Kist arrears, Ramanathapuram district	XVII	278
Land Ceiling Act, case in Supreme Court re validity ..	XXIII	122-124
Land Reforms (Disposal of surplus land) Rules 1965, draft (M)	XXXII	418-419 424
Land Revenue and Water-cess (Surcharge) Bill, 1965.	XXXII	504 509-513 739 740-742

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Land Revenue, remission due to failure of rains in Ramanathapuram (C.A.)	XVIII	216
Lands in Madurai and Ramanathapuram districts non-cultivation of a vast extent (C.A.)	XXXII	363
Lands, soldiers' families	XV	708
Lathi-charge, Kancheepuram	XVII	78-79
Lathi-charge, Madurai	XVII	78-79
Legislators and Administration, code to regulate relationship	XXXIX	5-7
Legislators, Supreme Court's opinion on rights ..	XXIX	6-8
Lime mortar, manufacture	V	609
Lime trees, plant disease	XIX	249
Lion sanctuary	XXIII	136-137
Liquor, permits to gazetted officers	XII	114-115
Loans, collection from ryots in Tiruppathur taluk (C.A.).	III	565
Madurai University Bill, 1965	XXX	390-392
Malaria Eradication Programme, staff	XII	367-368
Map of India without Kashmir, publication	XXXIX	884-885
Marine Diesel Engine Factory, establishment ..	VI	488
Marine diesel engine manufacturing plant, Ennore ..	XXXIX	449-450
Marine Wing, Public Works Department	XIV	268
Marudhipatti village, collection of land revenue ..	XXXV	455-456
Match Factories in Sattur, non-availability of raw materials (C.A.)	XIV	151-152
Mat Weaving and Doll making centre, opening in North Arcot for goldsmith families	XIII	7-8
Mavali Tank, construction of dam	II	152
Medical and Engineering Colleges. admission ..	XXXIII	481-482
Medical College, Madurai, appointment of Readers and Assistant readers	XXXIX	912-913

M—cont.

Subject. (1)	Volume (2)	Page.. (3)
MADHAVAN, SRI S.—cont.		
Medical Colleges, reservation for students of other States	XV	545
Medical Officers, age of retirement	V	613
Melwaram in Inam areas, collection of arrears (C.A.)	XVII	90
Mid-day meals scheme, Poolankurichi	XV	46-47
Milk Pasteurisation Plant, Thanjavur	XIV	81-82
Milk powder (CARE), students affected by	I	153
Ministers' tour, allowances	XV	234
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	292-293-316
Motor Vehicles, Inter-State transport	VI	377
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	598-600
Motor Vehicles tax, collection	XV	439
Mudumalai Game Sanctuary, tourists	XV	224
National Defence Fund, Total collection	XXXVII	9-10
National Malaria Eradication Programme, Anti-Malaria Pills	XV	678-680
National Water Supply and Sanitation Committee Report, recommendations	XV	331
National Water Supply for Mudukulathur	XIV	268
Natural gas, investigation near Avadi	XI	516
Navalship-boat collision, Cuddalore	VI	470
N.C.C. Training in colleges, enforcement	XXXVII	123
News published in newspapers, censoring	XXXII	355
Neyveli-Salem Steel Project, investigation by Japanese Team	XXXII	21-23
No-confidence motion against the Ministry (M) ..	XXXIX	427-433
Notice for consideration of Bills	XIV	286
Nurses, regulation re marriage during training and compulsory service	XXXII	351-352

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Official Language (Legislative) Commission, Constitution	XXXIII	682-686
Oil seed crop, cultivation	XIII	29-30
Ombudsman, setting up of a similar organisation ..	XVI	566
Paddy and Rice Movement Control Order, 1965, ratification of Government of India	XXXVII	120-121
Paddy, movement within a taluk in Ramanathapuram district	XXXIX	611-612
Paddy, procurement in Ramanathapuram district ..	XXXIX	458-460
Panchayat accounts	XVI	6
Panchayat and Panchayat Union Elections, travelling allowance for persons on election duty	XXXIX	622-623
Panchayat Board, Poolankurichi, meetings	XIII	130
Panchayat Board, Poolankurichi village	XII	385
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	173, 200-202, 257, 263-264, 266, 267, 270-271, 274-275, 288
Panchayats (Amendment) Bill, 1965	XXXII	404-408, 411-416
Panchayats and Panchayat Union Councils, number functioning	II	247-248
Panchayats and Panchayat Union Councils, use of violence in election of Presidents and Chairmen.	XXXII	357-358
Panchayats, re-grouping of wards	XXIV	25-26
Panchayat Union Council, Singampunari	II	146-147
Panchayat Union Council, Singampunari, appointments	VI	225
Panchayat Union Office building, Tirupathur ..	X	270
Panchayat Union School building at Idaikattur village, collapse	XXXVIII	442

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Panchayat Unions, use of jeeps	XXVIII	177
Papanasam Board High School, Food Poisoning ..	VIII	299
Passenger boat, attack by Ceylon Government Patrol Party	XXIV	445-447
Pavement Dwellers, Houses in Madras City	V	771-772
Payment of Bonus Act, 1964, implication of Supreme Court's judgment (A.M.)	XXXIX	786
Periyar water, non-supply to certain villages in Ramanathapuram district (C.A.)	VI	504
Physical education teachers, Ramanathapuram district	XXV	474
Physical Instructors, qualifications	XVI	136-137
Pillur Project Area, clash between merchants and People	XXVI	419-420
Plan Projects, Central aid	X	11-12
Poison in pulses received from North India	XXI	477-478
Police action, College Hostels	XXIX	705-707
Police, changing of head gear	XXVII	343-344
Police Colony, Narkuppai	XV	37-39
Police Colony, Tirupattur taluk	V	249
Police excess, ill-treatment of an advocate in Madurai.	XV	421-424
Police excesses in Velliankundram and Sakkudi villages in Madurai taluk	XXXIX	331-332
Police Firing, Anti-Hindi agitation	XXIX	707-710
Police Firing at Mela Urappanur	XI	85-96
Police Firing at Sedappatti	XXXI	436
Police Firing, revision of regulations	XXXIX	330-331
Police Officer, foreign tour	XVIII	399
Police Station, Gandarvakottai, death	XXIII	440-442
Police Station, Musiri	XXII	45

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Police vaccine, manufacture	XI	199
Political Sufferers, Tamilnad, Government job ..	XIII	614-620
Polytechnic, Vadipatti	XIV	132
Precious stones, Vangipatti in Madurai district ..	X	274-275
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	366-368 471-472, 473-474, 475-476, 477-478,
Primary Health Centre, Tirupattur, Ramanathapuram district	XI	8
Prime Minister's tour, number of Communists arrested	XXXIX	759-760
Prisoners, classification	XI	439-440
Private Educational Institutions (Regulation) Bill, 1966	XXXIX, XL.	938-940 51-53 232-233 234 235-237 238 240-242 245 247 248-250 251 252-253
Proceedings of the House, Statement re-conduct of the proceedings	XXVII	445-450
Prosecution of a Member for forwarding to Chief Minister a petition containing allegedly false accusations (Privilege Matter)	XXXV	347-353, 361-362
Public Service Commission, conduct of Examinations in Tamil	XXXII	214-215
Public Service Commission, corruption	XXI	3-4
Public Service Commission Examination, qualifications	XV	90
Public Service Commission, recruitment to Local bodies	XVI	694-695
Public Service Commission Report, consideration (M)	VI	159-161

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MADHAVAN, SRI S.—cont.			
Pudukkottai Jail, accommodation	XXXI	10-14	
Pudukkottai Jail, tin-shed for Prisoners	VII	402-405	
Pumpsets, supply	XXXVI	1-3	
Rajaji Reservoir, construction	VIII	90-91	
Rameswaram and Dhanushkodi, damages caused due to cyclone and heavy rains, (C.A.)	XXV	23	
R.C. Mission School at Melur, acquisition of land ..	XXXVII	382-383	
Reddy—Ganjam Community, Scholarships	XIX	352-354	
Refugees from East Pakistan, Rehabilitation	XXVIII	99-101	
Refugees in Coimbatore district, Police firing	XXV	36-37	
Rest House, Mudumalai Game Sanctuary	XIV	238-239	
Road Inspectors, scales of pay	XV	82	
Road to Sellampatti village, formation	XVI	693-694	
Rural Housing Scheme, Singampunari	XIV	101-102	
Rural Water Supply, pilot projects	XV	1-4, 8-9	
Rural Water Supply, survey	XV	8-9	
Sales tax raids, additional income	XXV	480-484	
Sanctuary, Vedaranyam	XV	224	
Sandalwood, control of spike disease	VII	10-11	
Sandalwood Plantations, raising	VII	514-516	
Scholarships to Backward Communities	IX	9-13	
School building, Mudukulathur, collapse	XXXIII	676-677	
Schools, concessions to poor students	XXXVII	123-124	
Schools, number opened	VI	51	
Schools under Private managements, salary of staff ..	XXXV	458-461	
Scott Christian College, Nagercoil, Police firing on students (C.A.)	XXV	33	
Self-immolation, Anti-Hindi agitation	XXIX	327-328	

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MADHAVAN, SRI S.—cont.			
Seshasayee Paper Mills, supply of goods from Forest Department	XXXV	235-236	
Sewage farm for Madras City, establishment	XXXIII	185	
Sheep-breeding research sub-station, Kodaikanal ..	XIII	27	
Shipping service between Rameshwaram and Ceylon, revival	XXXVII	507-508	
Silver lace plated with gold, non-availability to silk weavers (C.A.)	XI	530	
Sivaganga Zamin area, arrears of land revenue (C.A.)	XV	354-356	
Small-pox, Ramanathapuram district	VIII	11-12	
Small-pox, Russian vaccine	XV	444	
Small-scale steel rolling mills, non-functioning ..	XXIII	410	
Soda-ash Plant, East Ramanathapuram district ..	XIII	122	
Soil Conservation Sub-Assistants, threatened fast by Sri A. Chellappa	XXII	261-263	
Sri Meenakshi Sundareswarar Temple Kumbabishekam, Police bandobust	XV	89	
S.S.L.C. Examination, private candidates	XXIV	363-364	
S.S.L.C. Examination, proposal to reform	XV	559-560	
S.S.L.C. Examination results in 1965, late announcement to newspapers	XXXII	602-603	
Stamp vendors, number	VI	272	
State Planning Board, Constitution	XV	246-248	
State Transport, Commission	XV	439	
State Transport, Kanyakumari District, employees strike	XXIII	20-23	
Steel casting plant, Arkonam	XXXIII	467-469	
Steel Plant, inclusion in the Fourth Plan (A.M.) ..	XL	39-41	
Subsidised Industrial Housing Scheme, Virudhunagar	XV	19-20	
Sugarcane Cess (Validation) Bill, 1963	XV	773	

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Sugar, distribution	XXII	169-170
Suicide by Chinnasami	XXI	771-773
'Tamilagam' Ooty, purchase	XXIV	216-219
Tamil graduates, appointment as Pandits in High Schools	XXI	769
Tamil Research College	XV	45
Taxis, Madras City	XIV	100-101
Teacher-pupil ratio, elementary schools, fixation (R.)	XVI	744-745
Teacher—pupil ratio, maintenance	XIII	20-22
Teachers' Emoluments revision	XXVII	173
Teachers—		
General Provident Fund	XX	178
Salaries	VII	205-206
Transfer	XXIV	212-214
Technical education, short-term courses	X	9-10
Temples, Srivilliputhur Andal temple, dilapidated condition of tower	XI	429-430
Text-books, Publication	XX	6-7
Thermal Power Scheme, Tuticorin	XV	47
Tiruchirappalli Boiler Plant conspiracy case, number of persons arrested	XXXIII	690-691
(Transferred Territory) Ryotwari Settlement Bill, 1964.	XXXIX	766-767
Transport Department, Corruption charges	XXII	486-492 514-515
Tribunal to settle river water disputes, constitution	XXXI	440
Tuberculosis—	VI	356
Clinics, establishment	XV	710
Hospitals, Madras and Coimbatore, construction.	XX	105-106
Sanatorium, Amaravathi Pudur	XI	185-187
Sanatorium, Pennathur	XXXI	746-747

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MADHAVAN, SRI S.—cont.		
Sanatorium, Somanathapuram	V	618
Urban Land Tax Act, invalidation by the High Court (A.M.)	XXXVIII	446
Urban Land Tax Bill, 1963	XV	{ 288, 598 603, 606-610
Vice-Chancellors of Universities, tenure of office	XXV	329
Vigilance Commission, Appointment	XXXVII	222-225
Vigilance Commission, change in Directorate	XXIII	426
Village Housing Scheme for agricultural labourers	XXII	305
Village Officer, R.S. Mangalam, Complaint against	XXXIV	235
Village Officers, imprisonment for misappropriation	XXXIII	180-185
Village Officers (Thanjavur district), resignation	XXIII	132-134
Village Officers, Tiruchirappalli district, dismissal	XXXIX	906
Vyasarpadi police, alleged beating of a person	XI	101-105
Water supply to Madras City, augmentation	XXIII	404-405
Water tank, Vendanpatti	XV	551
Wells, loans for construction	XXIX	730-731
MAHALINGAM, SRI N.—		
Budget (Revised), 1962-63 G. D.	II	199-205
Budget, 1962-63, Voting—		
Motor Vehicles Acts—Administration	IV	68-71
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development and Industries	XI	115-118
Budget, 1965-66 G. D.	XXVI	361-366
Budget for 1965-66, Voting—		
District Administration and Miscellaneous	XXVII	286-289
Commuted Value of Pensions		
Loans and Advances by the State Government		
Miscellaneous		
Pensions		
Other Miscellaneous Contributions and Assignments.		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MAHALINGAM, SRI N.—		
Budget, 1966-67, Voting—		
Khadi	XXXVII	567-570
Capital Outlay on Industrial Development Industries	XXXVI	507-511
Chief Professor in Tamil, Presidency College	XIII	472-474
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	{ 559-560 570-571
Education Department Officer, Malaya tour	XIII	122
Five-Year Plan (Third), Mid-term appraisal (M)	XVII	48-54
Five-Year Plan (Fourth) Draft Outline (M)	XXXI	500-505
Governor's Address (M)	I	166-172
Motor Vehicles (Madras Amendment) Bill, 1964	XVI	661
Official Language Policy, discussion (M)	XXIX	621-625
Paddy and rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	650-651
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	140-143
Tamilnad, Publication of History (R).	XXXII	632-634
Urban Land Tax Bill, 1963	VII	543-546
MAJID, S. M. A.—		
Budget, 1962-63, Voting : Public Works—Grants-in-aid.	IV	{ 402, 427-431
Budget, 1963-64, Voting : Public Works—Grants-in-aid	X	582, 619-624
Budget 1964-65, Voting : Community Development Projects, etc., Public—Works Grants-in-aid	XXI	449, 562-569
Budget, 1965-66, Voting : Community Development Projects etc	XXVIII	105, 156-136
Public Works—Grants-in-aid		
Budget, 1966-67, Voting : Community Development Projects etc.	XXXVIII	144, 191-197
Public Works—Grants-in-aid		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MAJID, SRI S. M. A.—cont.		
Budget, 1966-67, Voting—cont.		
City Municipal Corporation and District Municipalities (Amendment) Bill 1962	IV V	227 550-552 562-564 574, 576 577
Conduct of Election of members of Village Panchayats Rules, amendment, 1964, (M).	XXV	466-467
Co-option as councillors of persons belonging to Scheduled Castes, Amendment to draft rules (M)	V	515-516
District Municipalities Act, 1920, draft amendment to rule (M)	XXXVIII	502-504
District Municipalities Act, 1920, rules under (M)	XXXIX	945-947
District Municipalities Bill, 1966	XXXIX	238-239 947-949 969-971
Kanyakumari and Avadi Townships, Constitution (R).	XXIX	851-852, 860-861
Municipal Authorities (Term of Office and Election of Councillors Bill, 1963	XV	357-358, 379-382, 384-393
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXII XXIII	178 170-173, 253-256 294, 296-297
Panchayats (Amendment) Bill, 1966	XL	278-279
Shevaroy's Panchayat Township (R)	XXV	518-519, 521
MANAVALAN, SRI T.—		
Budget, 1963-64, Voting—		
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	210-211
MANI, SRI K. S.—		
Additional Assessment and Additional Water Cess Bill, 1963	VII VIII	561-565 24-29
Agrarian disputes, Thanjavur district	IV	324-325
Agricultural labour, minimum wages	II	650

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, Sri K. S.—cont.		
Anti-Hindi agitation, Army Units and Armed Police ..	XXIX	331-332
Appropriation (No. 3) Bill, 1966	XXXIX	794-797
A. K. R. Farm, Karuppur, dispute between tenants and mirasdar (A.M.)	XXXIV	242-244
Arooran Sugar Mills, Tiruvarur, Government investment	XXXI	729
Arrest (Ann)	IV	455
Arts College, starting at Aduthurai	XIII	489
Budget 1961-62, Voting—		
Agriculture	III	28-32
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Budget (Revised) 1962-63, G.D.	II	321-325
Budget, 1962-63, Voting—		
Labour including Factories	III	493-497
Motor Vehicles Acts—Administration	IV	65-68
Budget 1963-64, G.D.	IX	33-35
Budget 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	439, 441-447
Capital Outlay on Irrigation—Irrigation	XI	210-214
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant—Public Works—Works	XI	60-62
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	567-569
Fisheries	XI	395-396
Budget 1964-65, G.D.	XVIII	21-25
Budget, 1964-65—Voting—		
Fisheries	XXI	306-309
Medical, Public Health and Capital Outlay on Public Health	XXI	38-40

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI Sri K. S.—cont.		
Budget, 1965-66, G.D.	XXVI	621-624
Budget, 1965-66—voting—		
Agriculture	XXVIII	340, 343-347.
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Industries	XXVIII	47-49
Capital Outlay on Industrial Development		
Irrigation	XXVIII	178, 220-221.
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Labour including Factories	XXVII	116-119
Road Transport Schemes, Capital Outlay on Road Transport Schemes	XXVII	574-576
Welfare of Scheduled Tribes, Castes and other Backward classes	XXIX	187-188, 258.
Budget, 1966-67, G.D.	XXXIV	355-359
Budget 1966-67, Voting—		
Agriculture	XXXVI	200-207
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation	XXXVI	364-367
Irrigation		
Fisheries	XXXVIII	91-93
Stationery and Printing	XXXV	302-306
Labour including Factories	XIV	220-221
Cauvery water, distribution under turp system		
Co-operative Societies in Thanjavur district, postponement of recovery of loans due by ryots (CA)	XXI	637
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	38-41
Cultivating Tenants Protection and Payment of Fair Rent (Extension to Added Territories) Bill, 1963	XV	279, 284-285.
Cultivating Tenants (Protection from eviction) Bill, 1966	XXXIX	853-856, 862-863, 864.
Dams, Kannapulimettu	XXXII	568
A. 158-43		

M—cont.

Subject. (1)	Volume, (2)	Page, (3)
MANI SRI, K. S.—cont.		
Diesel oil, shortage	XXX	330-34
Drinking water—supply, Tiruvannamalai	XV	4
D.S.G. (Final) 1962-63, Voting—		
District Administration and Miscellaneous	XII	3
Public Works—Establishment and tools and plant	XII	39-4
Electricity, Aduturai Block	III	54
Electricity Board Budget	XIII	453-457
	XXII	118-12
	XXXIX	52-5
Evening College, Kumbakonam	XXXII	1
Fishery rights, lease	V	61
Fissures and cracks in earth, Thanjavur district	XXXI	57
Floods, damages caused to Crops and Houses in Thanjavur district (C.A.)	XL	78
Goldsmiths, loans	XV	734-734
Government College, Kumbakonam, Post Graduate Courses	XXXII	797-798
Governor's Address (M)	I	244-244
	VII	53-57
	XVI	63-68
	XXXIII	398-404
Harijan Christians, extension of concessions shown to Harijan Hindus	XL	750-751
Harijans, acquisition of lands	XXXI	7-10
Harijan Students, Scholarships granted in Aduthurai Constituency	XXXII	222-223
Home Guard Bill, 1963	VIII	138-141
House sites and link roads, Thanjavur district	XXXVI	121
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	634-651
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	201
Jari Industry, Kumbakonam	XXX	106-107
Karunanithi, Sri M. detention	XXIX	689-693
Kerosene, short supply	XXXII	688-692
Killai Fishermen Co-operative Society	XIV	23
Land Ceiling Act, 1961, surplus lands	XXXIV	563-565
Land Reforms (Disposal of surplus land) Rules, 1965 draft (M)	XXXII	425-427
Land Reforms (Fixation of Ceiling on land) Act 1961, surplus lands	II	645-648
Land Revenue and Water-Cess (Surcharge) Bill, 1965	XXXII	536-539
Lands of devasthanams and mutts, leasing	II	9-12

M—cont.

Subject. (1)	Volume, (2)	Page, (3)
MANI SRI, K. S.—cont.		
Lands, protection to sub-tenants	II	548
Lands (wet and dry), district-war particulars	VI	336
Lands, wet lands lying fallow in Thanjavur district	XXXVI	125-126
Magistrate's Courts at Mayuram Building	X	94
Manickaswami Devasthanam, Sivapurani, sale of lands	XIII	474-476
Manniar, irrigation	XII	360-361
	XXXII	346-347
Medical practitioners in rural dispensaries, revision of pay.	VI	76-77
Minimum Wages Act, extension to agricultural labourers on daily wages	XXXII	674-675
Minimum Wages Act, 1948 implementation	XXXII	673-674
Multipurpose, Co-operative Societies, Aduthurai	XXX	336-337
Municipalities, classification	V	504
Oil exploration, Cauvery Delta	XXXIX	921-922
Panchayats, age of temporary Presidents	XXX	540-542
Panchayats (Amendment) Bill, 1965	XXXII	401-404
Panchayat Taxes, surcharge	XV	85
Pattadars, Thanjavur district	II	647-648
Rice, distribution at fair price in Aduthurai	XL	320-321
Rickshaw pulling, banning	V	388
Roads, Thanjavur district	XXXII	947
Seasonal conditions in districts (C.A.)	XXXVI	132-133
Sheikh Abdullah, maintenance	XXXI	438-439
State Transport, Madras-Tirupathi route	XXX	325-327
Steel Plant at Salem, stage	XL	
Sub-tenants, Thanjavur district	IV	214
Sugar, Production and export	XV	30-36
Teachers, casual leave	III	430-431
Teachers, Panchayat Unions	V	613-614
Teachers, residence	IV	445
Thanjavur District Co-operative Marketing Society	XXXII	469-472
Thiruvalluvar statue, documentary of unveiling function	XL	143
Tiruvaduthurai Adheenam lands, lease	V	142
Tractors, supply in Thanjavur district	XXXII	683-685

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI SRI, K. S.—cont.		
Village Officers, Mayuram	XIV	283
Village Officers, Panchayat Taxes	XV	84-85
Village Officers (Thanjavur district), resignation	XXIII	132-134
Village Officers, Travelling Allowance	XV	213
MANI SRI, M. S.—		
Arrest (Ann)	IV	455
Bakeries with modern machinery, starting	XXXII	692-693
B. and C. Mills, retrenchment	XV	714-715
Beedi workers, difficulties	XV	569-571
Budget (Revised), 1962-63 G.D.	II	482-486
Budget, 1962-63, Voting—		
Elections and Head of State, Ministers and Head-quarters Staff	III	275-278
Labour including factories	III	457-460
Motor Vehicles Acts—Administration	IV	45-48
Budget, 1963-64, G.D.	IX	67-72
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development and Industries	XI	112
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	573-580
Elections, Head of State, Ministers and Headquarters Staff, Pensions, State Legislature	IX	348-351
Labour including Factories	X	22-27
Motor Vehicles Acts—Administration	X	58-59
Police	IX	553-555
Stationery and Printing Registration	X	507-513
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	229-230
Budget, 1964-65, G.D.	XVIII	217-220, 342
Budget, 1964-65, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	547-553
Commuted Value of Pensions	XIX	144
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	55-59
Tails	XXI	264-267

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI M. S.—cont.		
Budget, 1964-65, Voting—cont.		
Labour including Factories	XX	49-54
Motor Vehicles Acts—Administration	XIX	508-512
Police	XX	228-231
Stationery and Printing	XXI	424-431
Budget, 1965-66, G.D.	XXVI	595-598
Budget, 1965-66, Voting—		
Labour including factories	XXVII	105, 151-156, 157-158, 546-549
Motor Vehicles Acts—Administration	XXVII	358-361
Police	XXVII	
Registration, Jails, Fisheries and Stationery and Printing	XXIX	263, 293-295
Road Transport Schemes, Capital Outlay on Road Transport Schemes	XXVII	580-585
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development, Industries	XXXVI	492-498
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XXXVII	80-84
Community Development Projects, etc., Public Works—Grants-in-aid	XXXVIII	180-182
Compensation to Zamindars, Famine Relief, Land Revenue Department, Stamps Administration	XXXVI	286-287
District Administration and Miscellaneous, Pensions, Miscellaneous, other Miscellaneous Compensations and Assignments, Commuted value of Pensions, Loans and Advances by the State Government.	XXXV	133-139
Fisheries, Stationery and Printing	XXXVIII	105-111
Khadi	XXXVII	562-567
Labour including Factories	XXXV	306-316
Police	XXXV	513-516
Bus route, Manjulai Estate to Kuthiraivetti	XXI	622-623
Bus stand, Tiruchirappalli	V	249-250
Bus stands, maintenance by Municipal Councils	XV	726
Cauvery Sugar Mills, Tiruchirappalli, bonus	XXIX	578-579
Cholera, outbreak in Tiruchirappalli	XV	105-106
Coimbatore Spinning and Weaving Mills, closure	XXXI	576
Co-operative Spinning Mills Employees, Pettai	XXXV	235-240
	XVI	356-357

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI M. S.—cont.		
Cycle-richshaws, licences	XXXI	735-736
Cycle-rickshaws, Tiruchirappalli town	XVI	704
District development councils, meetings	XXV	12-15
Drainage Project, Tiruchirappalli	XVI	259-262
Drainage Scheme (underground), Tiruchirappalli Municipality	V	14
Drainages in Tiruchirappalli town, diversion into Cauvery	V	14
Employees of Survey Department, Erode, unpaid holiday	XXXI	572
Exhibitions, Municipal Councils	XXXII	155-156
Fake note cases	XXXII	464-466
Fallow lands, total area	XXXVIII	432-434
Fire accidents in Perambalur taluk in 1962-63, opening of fire station in Perambalur or Ariyalur	XVII	293
Flood Control measures, Thayanur	XXXI	342
Goldsmiths, Gold Control Order	XXVII	438-440
Government Hospital, Tiruchirappalli, death of a Child	XV	688-689
Governor's Address (M)	I	161, 329-332
	VII	168-171, 213
	XXV	361-365
	XXXIII	493-500
Gypsum, availability	VI	238
Hospital, District Headquarters' Hospital, Tiruchirappalli, particulars re in-patients	XVII	291
Hospital, Government Ophthalmic, Madras, supply of uniforms to workers	XVII	291
Housing Scheme, Low-income Group	I	540-542
Housing Schemes, Central assistance	XXXII	798-799
Industrial Investment Corporation, loans to Textile Mills	XXXV	232
Industrial Training Institute, Ariyalur, admission to Wireless Operators trade	XVII	293-294
Industrial Training Institute, Ariyalur, admissions in 1963	XVII	294-295
Iron Ore deposits, Musiri taluk	XV	701

M—cont.

Subject, (1)	Volume. (2)	Page. (3)
MANI, SRI M. S.—cont.		
Land Reforms Act, exempted lands	XXXVIII	429
Lands belonging to Tiruchirappalli Municipality, assignment	XX	468-469
Legislative Council, separate constituency for Elementary School Teachers (R)	XXXI	166-169
Licences to bus drivers and conductors	XXI	623-624
Liquor permits	V	757
Lodgings, construction with Central aid	XXIII	23-24
Lorry accidents in 1964-65	XXXI	443-445
Medical College, Kilpauk, shifting	XV	103-104
Ministers, Tour Programmes	V	388
Motor Transport Workers' Act, 1961, issue of rules	IV	345-346
Municipal Councils, term of office	II	445-446
Municipal Engineer, Tiruchirappalli	I	470
Municipalities, augmentation of income	XXXI	345-346
National Defence Fund, collection by cine artistes.. .. .	XXXVII	8-9
Newsprint paper mills, starting	XXXIV	466-470
No-confidence Motion against Ministry (M)	XXXIX	399-404
Noyyal Dam	XXIX	727-728
Noyyal River irrigation	XXIX	578
Nursery Training	XVIII	312-313
Police firings, 1963-64	XXVI	125-130
Power laundry, establishment	XVI	359-360
Prince of Arcot Endowments	XXI	784-785
Prisoners undergoing life sentence, particulars	XV	104
Publication of an article in 'Nathigam' (P.M.)	XXVII	101-102
Public Motor Transport Employees, minimum wages. Refusal of managements of some Textile Mills to give bonus to their workers (A.M.)	IV	445
	XV	257-258
Salem Sub-Jail, suicide	XXXI	461-462
Selection Grade Municipalities, Revenue Officers	XV	108
Small-Scale Industries, development of	XXXVII	1-2
South India Co-operative Spinning Mills, Limited, Pettai, Bonus	XV	106
Special Sub-Jail, Tiruchirappalli, shifting	IV	325

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI M. S.—cont.		
Stage carriages, number	V	256-257
	XV	731
State Housing Board, acquisition of land in Coimbatore	XXVIII	503-505
State Housing Board, number of houses built ..	XXXII	936-937
State Transport—		
Buses, accidents	XIX	239-242
Buses, insurance	XV	723-724
Committee to enquire into working (R)	XV	482-485
Conductors, promotion	XV	723
Employees, Gratuity and Provident Fund ..	XV	724-725
Employees, incentive bonus, etc	XXI	622
Staff, supply of shoes	XV	103
Working	XVI	254-253
Taxis, installation of fare metres	XXXI	441-442
Washermen, employment opportunities	XV	446-447
Waste lands, reclamation	XL	577-579
Water scarcity in Coimbatore	XXIX	728
Water-supply, Bore Well System	V	19
Water-supply Scheme, Coimbatore Town	XXIII	250-251
Yarn and Cloth accumulation	XXXIII	280-283
MANI, SRI S.—		
Arasalur tank, repairs	XXII	302
Books, publication by teachers	XXIII	445
Budget (Revised), 1962-63, G.D.	II	506-509
Budget, 1964-65, Voting :—		
Capital Outlay on Forests	XXI	189
Cinchona		
Forest Department		
Capital Outlay on Irrigation		
Capital Outlay on Public Works		
Irrigation	XX	395
Public Works—Establishment and Tools and Plant—		
Public Works—Works.		
Commuted Value of Pensions	XIX	174-175
District Administration and Miscellaneous ..		
Loans and Advances by the State Government. ..		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI S.—cont.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	609-612
Budget, 1965-66, Voting—	XXVIII	392-393
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
District Administration and Miscellaneous ..	XXVII	296-298
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments.		
Commuted Value of Pensions		
Loans and Advances by the State Government	XXIX	196-197
Welfare of Scheduled Tribes, Castes and other Backward Classes		
Budget, 1966-67, Voting—	XXXVI	177-179
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Public Health, Medical and Public Health	XXXVII	295-296
Cracker explosion in Perambalur Bus Stand ..	XXXIII	176-177
D.S.G. (First), 1962-63, G.D.	VII	441-443
Electricity, Perambalur taluk	III	542-543
Electricity Supply, villages electrified in Vengalamb Constituency	XXXII	937-939
Governor's Address (M)	XXV	525-527
	XXXIII	429-432
Gypsum, availability in Tiruchirappalli district ..	XV	43
Harijan colonies in Perambalur taluk, construction ..	IV	324
Harijans, reservation in Government Services ..	XX	269-270
Irrigation facilities, Perambalur Block	XXII	301
Kerosene oil, occurrence near Adanur	XIX	7-9
State Transport express bus from Tiruchirappalli to Madras, accident	XXXII	218
Technical Education, compulsory introduction in schools	XXI	479
Welfare School Hostel, Milagupparai, Scholarships ..	XXXII	702
MANI, SRI V. S. S.—		
Agricultural College, Coimbatore, Staff quarters ..	XVI	682-683
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	366-367

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI V. S. S. —cont.		
Appropriation Bill, 1966	XXXVIII	345-347
Arrest (Ann.)	IV	455
Ayyampalayam Dam	II	12
Banana Package Scheme, Special District Agricultural Officers	XL	309-310
Budget (Revised), 1962-63, G.D.	II	422-425
Budget, 1963-64, G.D.	VIII	367-370
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	464-465
Community Development Projects, etc. Khadi	X	342-344
General Sales Tax and Other taxes and duties—Administration	XII	50-52
Motor Vehicles Acts—Administration	X	52-53
Registration	X	546-549
Stationery and Printing		
Stamps Administration	XII	89
Budget, 1964-65, G.D.	XVII	332-334
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading	XIX	394-395
Capital Outlay on Industrial Development—Industries	XIX	283-285, 331
Co-operation	XX	511-512
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	44-47
Khadi	XXI	206-207
Medical, Public Health and Capital Outlay on Public Health	XXI	36-38
Motor Vehicles Acts—Administration	XIX	495-498
Registration Department	XXI	244-246, 254
Budget, 1965-66, G.D.	XXVI	630-632
Budget, 1965-66, Voting—		
District Administration and Miscellaneous		
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government	XXVII	301-303

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI V. S. S.—cont.		
Education	XXVII	223-224
Medical	XXVII	476-478
Public Health		
Capital Outlay on Public Health	XXXIV	205-207
Budget, 1966-67, G.D.		
Budget 1966-67, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXXVIII	173-174
Education	XXXV	57-59
Education	XV	716
Bus route, Sithayankottai, Madurai		
Cancer, supply of Radium to Erskine Hospital, Madurai	XXIII	16
Madurai	XV	224-225
Coconut cultivation, assistance	XI	419
College for Homoeopathy, opening	XIII	15-20
Defence Fund, drama	XV	98
Dindigul—Cuddalore Railway line	XXX	527-528
District Board employees (former), provincialisation		
District Board Hospitals, Ramanathapuram, taking over by Government	XXXVI	473-474
.. .. .	XXI	397-398
D.S.G. (Final), 1963-64, G.D.	XXXII	762-764
D.S.G. (Second), 1965-66, G.D.	XXXIX	647-648
D.S.G. (First), 1966-67, G.D.		
Electricity Board Budget	XIII	463-464
.. .. .	XXII	106-108
.. .. .	XXX	156-158
.. .. .	XXXIX	168-170
Erskine Hospital, Madurai, Operation theatre	XXXI	745
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	287-290
.. .. .	XL	
Gandhigram units, audit of grants given to	XXI	146-147
General Sales-tax (Amendment) Bill, 1964		149, 152
Governor's Address (M)	I	158,
.. .. .	XXII	221-225
.. .. .	VII	156-158
.. .. .	XVI	82-86
.. .. .	XXXIII	87-90

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANI, SRI V.S.S.—cont.		
Handloom Industry, Finance Corporation	I	379
Handloom Weavers' Chinnalapatti, houses	II	642
Health Zones, division of State into two	XXXI	575
House Surgeons, Honorarium	XXV	137
Industrial Housing Scheme, response from Industria- lists	III	112-113
Institute of Leather Technology, unemployment among diploma-holders	XXII	263-264
Kothandaram Weaving Mills, Madurai, Lock-out (C.A.) ..	II	549-550
Madurai University Bill, 1965	XXX	366-367
Mangarai river in Madurai district (dam across) ..	XXIV	28
Marudhanathi (dam across)	VI	356
Master Weaver's Associations, number	XXIII	354-355
Medical Colleges, admission	VI	52-54
Medical Colleges, admission	II	346-347
Medical graduates, interneeship and house surgeons ..	XXXII	349-350
Medical graduates, interneeship and house surgeons ..	VI	77-78
Nilakottai Tank, Water-supply	XXXII	829
Panchayats, allotment of funds to	XV	213-214
Panchayat Union, Athoor, surcharge on stamp duty ..	XV	722
Primary Health Centre, Chinnalappatti	XXXII	949
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	491
Scholarships, income limit	II	342-343
School buildings, inspection	XXIV	444
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	139-140
Suicide by Chinnasami	XXI	771-773
Women Teachers in rural areas, quarters for	XXIV	28
MANICKAM, SRI C.—		
Appropriation (No. 2) Bill 1964	XXI	688
Budget, 1964-65, G.D.	XVII	372-374
Budget, 1964-65, Voting—		
Capital Outlay on Forests	XXI	185-186
Cinchona		
Forest Department		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	626-629

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MANICKAM, SRI C.—cont.		
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	75-76
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi		
Budget, 1966-67, Voting :		
Capital Outlay on Irrigation	XXXVI	384-385
Irrigation		
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	XXXVII	434-435
D.S.G. (First), 1963-1964, G.D.	XIII	507-508
Governor's Address (M)	XXXIII	555-557
Harijans in Harur, construction of houses	XVII	296
Harijans in Harur, distribution of plough bulls in 1962-63	XVII	295
Mathanur tank, repairing	XXI	633
Paper Mill, Harur taluk	XX	276-277
Properties of ancient Kings in Harur taluk	XXI	634
MANONMANI AMMAL, SPIMATHI A.—		
Garuda Nadhi, Bridge across	XXVIII	339
MARAPPA GOUNDER, SRI K.—		
Budget, 1962-63, Voting :—		
Agriculture	III	71-72
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation,	XI	227-228
Irrigation		
Co-operation	XI	349-350
Budget, 1964-65, G.D.	XVIII	355-357
Budget, 1964-65 Voting—		
Agriculture	XIX	392-394
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MARAPPA GOWDER, SRI K.—cont.		
Capital Outlay on Irrigation	XX	374-375
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Co-operation	XX	506-507
Electricity Board Budget	XXII	193-194
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	479-481
Governor's Address (M)	VII XXXIII	263-265 631-635
MARUTHANAYAGAM PILLAI, SRI M.—		
Budget, 1962-63, Voting—		
Capital Outlay on Public Works	IV	610-611
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Budget, 1964-1965, Voting—		
Agriculture	XIX	407-408
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
MATHA GOWDER, SRI J.—		
Additional Assessment and Additional Water Cess Bill, 1963	VIII	21-24
Agricultural Income-tax (Amendment) Bill, 1962	V	547-548
Agricultural Income-tax (Second Amendment) Bill, 1962	VI	509-510
Aliyar Dam, completion of work	V	250-251
Appropriation Bill, 1962	V	668-671
Appropriation (No. 2) Bill, 1964	XXI	674-677
Arts College, Ootacamund	I	380-381
Atomic Power Plant, starting	II	642
Bonus Act, effect on Tea Plantation workers	XXXVII	11-12
Budget (Revised), 1962-63, G.D.	II	169-170
Budget, 1962-63, Voting—		
Capital Outlay on Public Health	V	407-411
Medical		
Public Health		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHA GOWDER, SRI J.—cont.		
Community Development—Projects, etc.	III	151-153
Compensation to Zamindars	V	59-64
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Industries and Capital Outlay on Industrial Development	III	574-577
Labour including Factories	III	460-465
Motor Vehicles Acts—Administration	IV	37-41
Police	III	385-388
Budget, 1963-64, G.D.	VIII	443-446
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development	XI	141-143
Industries	XI	459-461
District Administration and Miscellaneous		
Land Revenue Department		
Elections, Head of State, Ministers and Headquarters Staff, Pensions and State Legislature	IX	381-384
Labour including Factories	X	35-37
Police	IX	547-549
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	219-221
Budget, 1964-65, G.D.	XVII	349-356
Budget, 1964-65, Voting—		
Capital Outlay on Forests	XXI	166-171
Cinchona		
Forest Department		
Capital Outlay on Industrial Development, Industries.	XIX	297-300, 330
Community Development Project, etc., Public Works —Grants-in-aid	XXI	454-457
Compensation to Zamindars	XX	312-315
Famine Relief		
Land Revenue Department		
Stamps Administration		
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	63-66

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHA GOWDER, Sri J.—cont.		
General Sales Tax and Other Taxes and Duties— Administration	XX	485-487
Budget, 1965-66, Voting—		
General Sales Tax and Other Taxes and Duties— Administration	XXVIII	295-297
Industries	XXVIII	22-26
Capital Outlay on Industrial Development }		
Labour including Factories	XXVII	130-135
Medical		
Public Health	XXVII	479-480
Capital Outlay on Public Health }		
Motor Vehicles Acts—Administration	XXVII	549-551
Police	XXVII	352-354
Road Transport Schemes	XXVII	571-572
Capital Outlay on Road Transport Schemes .. }		
State Legislature		
Elections	XXVII	26-30
Head of State, Ministers and Headquarters Staff .. }		
Budget, 1966-67, G.D.	XXXIV	544-548
Budget, 1966-67, Voting—		
Capital Outlay on Public Health }	XXXVII	292-295
Medical		
Public Health		
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant .. }	XXXVI	320-321
Public Works—Works		
Capital Outlay on Road Transport Schemes .. }	XXXVII	88-90
Road Transport Schemes		
Labour including Factories	XXXV	290-293
Police	XXXV	511-513
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	XXXVII	428-431
Budget proposals and publication of educational policy, disclosure (Privilege Matter)	II	25
Bus routes, nationalisation (R)	VI	394-401

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHA GOWDER, Sri J.—cont.		
Cement Factories, Third Plan period	III	549-550
Ceylon Repatriates, immigration in Nilgiris district.	XXXVIII	131-133
City Municipal Corporation (Amendment) Bill, 1965.	XXXI	49-53
City Municipal Corporation and District Muni- cipalities (Amendment) Bill, 1962	V	557-559
City Tenants' Protection (Amendment) Bill, 1965.	XXXII	500
Clay Washing Factory, Nilgiris	I	470
Collector's Conference, Ootacamund	IV	4-5
Constitution (Fourteenth Amendment) Bill, 1962— Ratification (R)	VI	261-262
Constitution (Fifteenth Amendment) Bill, 1963— Ratification (R)	XIII	47
Coonoor Municipality, strength	VI	123
Co-operative Central Mortgage Bank, Debentures, Government Guarantee (R)	I	392-393
Cost of living index, working classes	IV	201
Counterfeit coins, circulation in Kangayam Market.	V	253
Counterfeit currency notes	I	631-632
	IV	19-20
	VI	73-74
Denadcombai-Ebbanad road, construction of bridge.		
Dravida Munnetra Kazhagam agitation, arrest of non-gazetted officers	VI	46
D.S.G. (First), 1962-63, G.D.	VII	447-44
D.S.G. (First), 1963-64, G.D.	XIII	511-51
D.S.G. (Second), 1963-64, G.D.	XVI	513-51
D.S.G. (First), 1964-65, G.D.	XXII	605-6
D.S.G. (First), 1964-65, Voting— Miscellaneous	XXIV	422-
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIV	408-
D.S.G. (Second), 1964-65, G.D.	XXIV	333-
A. 158-45		

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MATHA GOWDER, Sri J.—cont.			
D.S.G. (First), 1965-66, G.D.	XXX	637-64	
Electricity Board Budget	I XIII XXII XXXIX	574-57 686-68 93-9 137-14	
Electricity (Taxation on Consumption) Bill, 1962	V	840-84	
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	378-37	
English, introduction from IV Standard	IV	214-21	
Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1963	VII	430-43	
Express buses, from Ootacamund to Tiruchirappalli, Palani and Salem	IV	564-564	
Five-Year Plan (Third), Mid-term appraisal (M)	XVII	109-114	
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	241-247	
Food situation in the Nilgiris district (C.A.)	XXXIX	929	
Forest Advisory Committees, Constitution	III	544	
Forest fire, Nilgiris	I	537-540	
Forests in Nilgiris, development	I	381-382	
General Sales Tax (Amendment) Bill, 1962	V	533-534	
General Sales Tax (Amendment) Bill, 1963	X	539-540	
General Sales Tax (Second Amendment) Bill, 1963	XIV	117-120	
Gold Bond Scheme, gold subscription	XXXVIII	438-439	
Government Arts College, Ootacamund	I	542-543	
Government forests, fuel wood	VI	55	
Government Hospital for Adivasis, Koilkorai, opening.	IV	11	
Government Hospital, Kotagiri, bed strength	I	632-633	
Government loans postponement of recovery in the Nilgiris district (C.A.)	XXII	579	
Government Transport, Committee to enquire into working (R)	XV	475-479	

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MATHA GOWDER, Sri J.—cont.			
Governor's Address (M)	I VII XVI XXV XXXIII	68-79 23-25 55-60 205-207 239-243	
Gypsum Board Factory, Tiruchirappalli district	III	193-194	
High Pressure Boiler Plant near Tiruvarumbur, erection	III VI	7 63	
Home Guard Bill, 1963	VIII	105-109 126	
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1962	VI	278-282	
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1964	XXIII	32-34	
Industries, Second Five-Year Plan period	III	436	
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XV	624-625	
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	483-486	
Japanese type gardens, Nilgiris district	IV	104	
Kathabetty-Iduhatty Road	I	534-535	
Kothagiri Hospital, allotment for medicine	II	7-8	
Kothagiri-Mettupalayam Road, Widening	V	11-12	
Kothagiri-Solur Road, black-topping	II	337-338	
Late Blight disease, incidence in the Nilgiris district (C.A.)	XXXI	464-465	
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	483-486	
Legislative Council separate constituency for Elementary school teachers (R)	XXXI II	153-157 553-554	
Liquor (Licence and Permit) Rules, 1960 (M)			
Madras State, renaming as Tamilnad, amendment of the Constitution (R)	XXIII	76-78	
Maternity Benefit (Repeal) Bill, 1964	XXIII	308-309	
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	483-486	

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MATHA GOWDER, SRI J.—cont.			
Morakutti-Eppanad Road, black topping	II	443-444	
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	363-365	
'Murasoli', remarks about the Leader of the House (Privilege Matter)	IV	24-25	
National Defence Fund, total collection	XXXVII	9-10	
National Languages, declaration of all the languages in the Eighth Schedule (R)	XXXI	196-197	
No Confidence Motion against Ministry (M)	XXXIX	386-390	
No Confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	583-587	
Non-Gazetted Officers, representation for enhanced pay	XXXIII	273-275	
Official Languages of Indian Union, Recognition of all Fourteen Languages (R)	XIII	326-327	
Opposition Party, absence from House, Press comments	V	393	
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	189-190	
Per capita income, Madras State	V	386	
Police Officer's Conference, Ootacamund, resolutions ..	IV	446	
Police Outpost, Thummanatti	II	452	
Potato crops in Nilgiris district, 'Late Blight' attack (C.A.)	X	195-196	
Preservation of Forests Act, 1959, persons convicted.	I	630	
Preservation of Private Forests (Amendment) Bill, 1963	XV	266-268	
Public Health, concurrence of Assembly for an Act of Parliament (R)	VII	632-634	
Publicity, Nilgiris district	VI	69	
Public Service Commission, Examination in Tamil (R).	XIII	288-290	
Public Service Commission Report, consideration (M)	VI	157-158	
Road rollers, Nilgiris district	V	141-142	

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MATHA GOWDER, SRI J.—cont.			
Roads, Kullakambai—Melur Road	III	323-324	
Roads, Nilgiris district	V	151	
Roads, Nilgiris district, maintenance	II	444-445	
Seminar, agricultural production	II	343	
Shevaroy's Panchayat Town, constitution of Township (R)	XXV	520	
Siddha Medical College, starting	V	257	
Sigur Road	I	534	
Small Savings Scheme, intensification of Collections ..	XXXV	12-13	
Social Workers in Harijan Welfare Department—Pay ..	XXXVII	497-500	
Sogathurai River, side walls of bridge	V	490	
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	155-157	
State Transport Department, worker's strike notice ..	IV	111	
Suruliari (Periyar Dam), accident	III	316-317	
Tamil Nad, Publication of History (R)	XXXII	628-629	
Teachers (retired), re-employment	III	429	
Tea Industry in the Nilgiris District, crisis due to power-cut (C.A.)	XXXIII	595	
Tea plantation workers, wages	I	535-536	
Thermal Power Scheme, Tuticorin	XXXIII	690-691	
Tourist home, Ootacamund	III	117-118	
Townships, constitution (R)	VII	416-420	
Tyre factory	I	630-631	
Urban Land Tax Bill, 1963	VII	539-543	
Urban Land Tax Bill, 1966	XXXIX	837-838	
Water-Supply and Drainage Schemes (Boards), Constitution	III	113	

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHIALAGAN, SRI K. A.—		
Additional Assessment and Additional Water-cess Bill, 1963	VII	595-596, 601.
Agriculturists in Parambikulam-Aliyar Project, financial aid	XXIII	243-244
All India Mayors' Conference, resolutions	XXIV	27
Ambattur Township, constitution (R)	XXX	43-44
Ancient and Historical Monuments and Archaeological Site and Remains Bill, 1966	XL	378-381
Anti-corruption Committee, appointment	VII	111
Appropriation (No. 3) Bill, 1963	XII	188-192
Appropriation (No. 6) Bill, 1965	XXXII	868-872
Appropriation Bill, 1966	XXXVIII	367-371
Appropriation (No. 3) Bill, 1966	XXXIX	812-821
Archakas, training	VII	313-314
Arjunan, shooting by the Police at Coimbatore (A.M.).	XXIV	237
Army personnel, stationing in some places (A.M.) ..	XXVI	687-689
Arrest (Ann.)	IV	431
Arrest of a Member (Privilege Matter)	VII	620-624
Arts Colleges, introduction of Tamil as medium of instruction	XXIII	426-429
Arts Colleges, introduction of Tamil as medium of instruction	XXXII	797
Assistant surgeons, special pay	IV	97
B.A. History students, admission	X	270
Basic education, working	IX	238-241
Beedi Industrial Premises (Regulation of Conditions of Work) Act, implementation	VI	481
Beedi Workers, revision of minimum wages	V	142-143
Beggars asylum	IV	5
Bikaneer Sheep	XXII	157-159
"Bleeding Madras" Cloth, Foreign Markets	XVI	16-18
Boat disaster in Cauveri near Mohanur	XXVI	221-223
B.O.H.	XXII	57
.. .. .	XXVI	243-246
.. .. .	XIII	269-270
Brick Manufacturing units, licences	II	372-377
Budget (Revised), 1962-63 (G.D.)		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHIALAGAN, SRI K. A.—cont.		
Budget, 1962-63, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	III	78-86
.. .. .	IV	293-297
Capital Outlay on Irrigation, Irrigation	IV	150-152
Education		
Elections and Head of State, Ministers and Headquarters Staff	III	241-245
Industries and Capital Outlay on Industrial Development	III	587-591
.. .. .	IV	70-71
Motor Vehicles Acts—Administration	III	368-372
Police	VIII	436-443, 444-445
Budget, 1963-64, G.D.		
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development and Industries	XI	138-141
Capital Outlay on Public Health, Medical Public Health	X	460-463
District Administration and Miscellaneous, Land Revenue Department	XI	489-492, 493-505
.. .. .	X	126, 129- 133
Education		
Elections, Head of State, Ministers and Headquarters Staff, Pensions, State Legislature	IX	348, 384, 386, 408
.. .. .	XI	404
Fisheries		
Police	IX	533-537 574-579
Public Works—Grants-in-aid	X	624
Budget, 1965-66, G.D.	XXVI	303, 304 437-447 772, 779, 784
Budget, 1965-66, Voting—		
Administration of Justice, Capital Outlay on Forests Cinchona, Forest Department, Khadi	XXIX	15, 27-31
Community Development Projects, etc., Public Works—Grants-in-aid	XXVIII	113-11
Education	XXVII	192-11
General Sales Tax and Other Taxes and Duties—Administration	XXVIII	306-312, 323
Industries, Capital Outlay on Industrial Development	XXVIII	35-57

M—cont.			
Subject. (1)	Volume, (2)	Page. (3)	
MATHIALAGAN, SRI K. A.—cont.			
Budget, 1965-66, Voting— <i>cont.</i>			
Labour including factories	XXVII	107-109, 144-148	
Police	XXVII	345, 377-381, 406-407	
Registration, Jails, Fisheries, Stationery and Printing	XXIX	270-274	
State Legislature, Elections, Head of State, Ministers and Headquarters Staff	XXVII	13, 58-62	
Budget, 1966-67, G.D.	XXXIV	341-348	
Budget, 1966-67, Voting—			
Administration of Justice	XXXVII	595-601	
Capital Outlay on Irrigation, Irrigation	XXXVI	429-437, 453	
Community Development Projects, etc., Public Works—Grants-in-aid	XXXVIII	144, 168-171	
Education	XXXV	83-94, 101-105	
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XXXV	364, 365-375	
General Sales Tax and Other Taxes and Duties—Administration	XXXVII	158-172	
Jails	XXXVIII	56-62	
Police	XXXV	473, 534-539	
Bus stand and markets, Report of Fact Finding Committee	XIII	489-490	
Cauvery, flood control	X	89	
Cauvery waters, sharing	XXV	134	
Cauvery water-supply scheme for Madras City	XIX	463	
Cement, additional allotment during 1962	XIV	103-104	
Cement, allotment for 1962	XIV	104	
Cement Factories at Karur and Sankaridurg, opening.	XIII	272	
Ceylon repatriates, discussion between the Prime Ministers of India and Ceylon	XXVI	231-240	
Chemical fertilizers, recovery of value	XXVI	138-140	
Children's libraries in Elementary Schools	XXIX	821	
Cholera, outbreak	XIII	372-375	
Cinemas (Regulation) Amendment Bill, 1964	XXIII	310-311	
City Hotels, rise in price of foodstuffs (A.M.)	XXXV	126-127, 128	

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MATHIALAGAN, SRI K. A.—cont.			
City Municipal Corporation (Amendment) Bill, 1965 ..	XXXI	10-28, 91	
City Tenants Protection (Amendment) Bill, 1964 ..	XXIII	455-457	
Coimbatore Spinning and Weaving Mills, Closure (A.M.)	XXXIII	484-487	
Colleges, Tamil medium	III	7-10	
Colleges, Tamil Medium	VII	302-304	
Common Police Force, Southern Zone	V	253-254	
Communists (Left wing), arrest in Coimbatore	XXVI	525	
Constitution (Sixteenth Amendment) Bill, 1963 (Ratification) (R.)	XIII	159-168	
Co-operative Printing Presses, Ramanathapuram and Kanyakumari districts	XII	263	
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	457, 472-473, 487-488, 493-494	
Co-operative Societies, defalcations	X	380-383	
Co-operative Spinning Mill, Coimbatore	XXI	241	
Co-operative Sugar Mills, Amaravathi	XXI	755	
Cooum river, deepening	XI	307-308	
Crop Insurance Scheme, draft Bill	XXI	126	
Cuddalore Harbour, improvement	XI	305-306	
Cultivating Tenants Protection Amendment Bill, 1963.	XIV	31-34	
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	834	
Dairy Plant, Madurai	XI	189-191	
District Municipalities Bill, 1966	XXXIX	950-956, 961	
District Police (Amendment) Bill, 1963	XIV	328, 332, 362, 363	
Documentary films, production by Information and Publicity Department	V	157-159	
Drainage Improvement Scheme, Cauvery basin	XXI	121	
Drug Control administration, tightening	X	94-95	
D.S.G. (First), 1963-1964, G.D.	XIII	522-525	
D.S.G. (First), 1964-65, G.D.	XXII	617-618	
D.S.G. (Second), 1964-65, G.D.	XXIV	350-355	
D.S.G. (First), 1965-66, G.D.	XXX	624-630	
D.S.G. (Second), 1966-67, G.D.	XL	496 501	
Educational pattern (M)	XII	301, 420- 424 479	

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHIALAGAN, SRI K.A.—cont.		
Education, interest free loan scheme	IV	427-429
Election of Speaker and Deputy Speaker	I	34-36
Electrical Engineering Branch of Public Works Department, confirmation of clerical staff	XXIX	831-834
Electricity Board Budget	I XIII XXII XXXIX	583-586 687-691 97-102 140-146
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	369-373
Electrification (Rural), Bhavani Constituency ..	VI	136
Employment Exchanges, Madras State	XXII	275
Employment Exchange, number of candidates registered	V	619-620
Engineering College, Salem district, starting ..	XVII	259-230
Engineering Colleges, lack of accommodation (C.A.)	XIII	634-635
Engineering College, starting at Tiruchirappalli ..	VI	62-63
Entertainments Tax (Amendment) Bill, 1965	XXXII XL	387-389 259-264
Ex-servicemen, number	IV	441-442
Family Cards, distribution by Home Guards	XXVII	180
Farewell speeches	XL	846-851
Fisheries, development on modern lines	XXV	139
Fishermen (Nanguneri taluk), famine conditions ..	VI	479
Five-year plan (Fourth), Draft Outline (M)	XXXI	494-500
Flood Committees, constitution	IV	437-438
Food situation in the State (R)	XL	678-684
Forests, fuel trees	VI	56
Freedom Struggle, Constitution of Committee for collecting names of participants	XXVII	253-254
Free treatment in Hospitals, raising of salary limit ..	XX	470
Gambling in Social Clubs	XIV	16-17
General Hospital, South Madras	XII	372
General Sales Tax (Second Amendment) Bill, 1965 ..	XXXI	658-661
General Sales Tax (Third Amendment) Bill, 1965 ..	XXXII	957-959

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHIALAGAN, SRI K.A.—cont.		
Glossary of legal terms in Tamil	XXI	763-764
Glossary of legal terms, work of the Committee ..	XXXII	921-924
Godown for foodgrains, construction	XXVI	542
Gold Control Rules and consequent unemployment of Workers (A.M.)	VII	116-118
Government Employees, Family Pension Scheme ..	XVII	79
Government Press, Madras, theft	XXIII	411-414
Government Royapettah Hospital, Madras	XIV	6-7
Government servants, non-Tamilians	V	257
Government Transport, Committee to enquire into working (R)	XV	461 462-470, 496-498
Governor's Address (M)	I	158, 335 337
	VII	212, 242 247
	XXV XXXIII	51-66 596-606, 774
Groundnut, cultivation	VI	225-226
Hackney Carriage (Amendment) Bill, 1964	XXIII	298-301
Handloom clothes, export	XIII	392-395
Handloom Industries, funds	XIV	274-275
Handlooms, fraudulent claims for rebate on sale by Weavers' Co-operative Societies, Ramanathapuram and Tirunelveli districts	XXI	747-748
Harijan Colony, Valavanur	V	757
Harijans, amenities	XXIII	342-347
Harijans of Veppaludai, drinking water well	VI	356-357
Hindi Examination in S.S.L.C. Course	XXIV	444-448
Hindi, introduction in high schools	IV	200-201
History of Tamilnad, Publication (R)	XXXII	634-640
Home Guard Bill, 1963	VIII	119-123
Houses for Harijans, Third Five-Year Plan	III	194-196
Housing scheme, loan from L.I.C.	IV	321
Housing schemes, allotment of funds	XV	12
Housing schemes, City Improvement Trust	VI	336-337
Idols in temples, theft	XXI	4

M—cont.

Subject. (1)	Volume. (2)	Pages. (3)
MATHIALAGAN, Sri K.A.—cont.		
Improper conduct of some Members of the House (P.M.)	XXVI	150
Indian medicines, manufacture	VI	78
Indian Registration (Madras Amendment) Bill, 1966	XL	532-533
Industrial Estates, Third Five-year Plan	XIII	268
Industries (Rural), development	XII	361-362
Insurance scheme, extension to palmyrah climbers ..	IV	574
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	193-196
Jamabandi system, replacement by audit system ..	XXVIII	95-99
Jawaharlal Nehru Memorial Fund Committee ..	XXVII	175-176
Jawaharlal Nehru's ashes immersion	XXIII	400-402
Kanyakumari and Avadi Townships, constitution (R).	XXIX	852-854
Khadi Board, Madras, amount sanctioned in 1961-62 and 1962-63	XIV	133-136
Kodambakkam-Pudur Project	XXII	277
Kothawal Bazaar, shifting	XIII	375-376
Lakshmanaswamy Mudaliar Committee, implementation of recommendations	IX	514-515
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	521-525
Law Commission, constitution	VI	40
Legislative Council, Teachers' constituencies ..	XVIII	408-413
Libraries, Kanyakumari district	V	146
Livestock assistants, transferred from Travancore-Cochin State, scale of pay	IV	571-572
Loans to agriculturists	XIV	249-252
Loans to goldsmiths	XVI	142-147
Lower Bhavani Project	VI	215
Madhavaram Dairy and Milk Project, loss	XVIII	399-402
Madras City, Master Plan	XIII	391-392
Madras State, renaming as Tamilnad, amendment of the Constitution (R)	XXIII	67-70, 94-95
Madras University (Amendment) Bill, 1965 ..	XXXIII	341-347, 353
Madurai Municipality, running of Tourist Bus Services	XXVII	176-177

Subject. (1)	Volume. (2)	Pages. (3)
MATHIALAGAN, Sri K.A.—cont.		
Madurai University Bill, 1965	XXX XXXII	353-359, 254-260, 262 275-277, 295-296
Main and supplementary questions, difference in answers (Privilege matter)	XXIII V	362-363 768
Maternity and Child Welfare Centres	III	303-306
Medical Colleges, admission	XIV	82-84
Milk Pasteurization Plant, Thanjavur	IV	340
Mineral resources, exploitation	XXIII	357
Ministers' residential telephones charges	XII	345-347
Minor Irrigation Schemes, central assistance	XV	67
Motor Vehicles Tax, collection	XV	361-363
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	VIII	399-400
Municipal Bus stands	XIII	476-477
Municipal Council, Madurai, increase of seats ..	XXIX	120-121
Municipalities funds, utilisation	XV	66
National Airways, revenue	XXI	632
National Defence Fund, collection	XXI	383
National Scholarships Scheme	XXVI	248, 253
'Nava Mani', publication (P.M.)	XXII	173-174
N.C.C. Training, Statistics	V	152
Neyveli Lignite Corporation, State control	VI	477
Neyveli-Salem railway line	IV	555-556
Night schools and evening classes, working people ..	XXXIX	358-371
No-confidence Motion against the Ministry (M) ..	XXIV	471
No-confidence Motion and Motion disapproving Food Policy of Ministry (M)		481-50 59 615, 76 77

M—cont.		
Subject (1)	Volume (2)	Pages. (3)
MATHIALAGAN, SRI K.A.—cont.		
No-confidence Motion against the Ministry (Pt. of order)	XXVI	19-11
No-confidence Motion against the Ministry, point of order reprecendence	XXXIX	36-37
Nurses, Post-Graduate diploma in Nursing, discrimination between Part A and B diploma holders	XX	1-2
Nurses, Training	XVIII	313
Nursing, Degree Course	XXIII	16-17
Official Language Policy, discussion (M)	XXIX	611-618
Official Languages of Indian Union, Recognition of all Fourteen Languages (R)	XIII	302-309 353-359
Oil exploration, cauvery basin	III	13-15
Oil refinery, establishment in Madras	XXVI	323
Over-bridges, railway level-crossings	XXI	765-766
Panchayat conference, Catering arrangements for delegates	XVIII	115-120
Panchayat Radio Maintenance Organisation, functions	XXI	601-602
Parambikulam-Aliyar Project agreement with Kerala Government	VI	130
Pawn Broker's Act, date of coming into force	XIX	250
Pay Commission, recommendations	V	19
Pepper, demand in foreign markets	XII	265
Pepper, demand in foreign markets	V	149-150
Planning Board (state), constitution	XVII	276-277
Plantain and betelvines gardens, damages caused by Cyclone in Thanjavur and South Arcot districts (C.A.).	XV	749
Plantain fruit, increase of production	XXI	484-485
Platform—dwellers, Rehabilitation	XIII	395-399
Point Calimere, improvements	XXI	231
Points of Order—		
Alleged attack on Dravida Munnetra Kazhagam by Chief Minister	XXV	509-510
Division after application of Guillotine	XXXVIII	198, 227-228.
Ex-Chief Minister's failure to make a statement on his resignation	XV	255-256
Government Motion	XXIX	737-738, 739.
National Flag, absence in Fort St. George Flag Mast.	XL	342-343
Precincts of the House, Posting of Policemen	XV	590

M—cont.		
Subject. (1)	Volume (2)	Pages. (3)
MATHIALAGAN, SRI K.A.—cont.		
Withholding of consent to adjournment motion	XV	461
Police firing on former Police official	XXVII	85-86
Police lock-up, Death	XXI	377-380
Policemen, presence within precincts of the House (Privilege Matter)	XV	743-745
Political sufferers, relief and rehabilitation	XV	428-429
Postal charges, share given to State Government	XXI	601
Power—supply to Kerala	XXII	44
Pre-University Course, seats	XI	440-441
Prevention of Begging (Amendment) Bill, 1964	XXII	368-370
Proceedings of the House, statement re.conduct of the proceedings	XXVII	445-447
Profiteering in foodgrains, number of persons convicted.	XXI	479
Prohibition, effective implementation (R)	XII	284-286 289
Prohibition offences, number of persons convicted	XXI	631
Prohibitory Order, Promulcation (A.M.)	XXX	546-553
Prohibitory Orders Promulcation and arrest of D.M.K. Partymen (A.M.)	XV	111-113 118-119
Prohibitory Order in Fort St. George area promulgation (A.M.)	XL	36-39
Public Health, concurrence of Assembly for an Act of Parliament (R)	VII	626-632, 647
Pupil nurses, delay in disbursement of stipends	XV	447
Questions and Answers, time-limit	I	475-476
Questions, delay in furnishing answers, information	VIII	514-515
Questions, Delay in sending answers (Point of Order)..	XXIV	225-226
Radio sub-division, Public Works Department	XII	129-132
Railway earnings, allotment	VI	372
Railway level crossing, Accidents	IX	430-432
Rameswaram and Dhanushkodi, damages caused due to cyclone and heavy rains (C.A.)	XXV	23
Rameswaram Township, constitution (R)	XXXIII	392-394
Regional Engineering College, Tiruchirappalli.. .. .	XXII	34-37
Regional Labour Museum	XIII	122-123
Rental Housing Scheme, loan	XV	68

M—cont.

Subject. (1)	Volume (2)	Pages. (3)
MATHIALAGAN, SRI K A —cont.		
Retired persons, re-employment	V	236-237
Rice hullers, installation	XX	355
Rice, sudden spurt in price	XXII	449-452
Rice, supply in Madras City (A.M.)	XXIV	226
Rural Dispensaries, dearth of qualified medical personnel	XV	225-228
Salem Municipality, running of cinema theatre ..	XXI	790
Sales Tax, detection of evasion	XIII	264
Salt, manufacture	XXIX	571-572
Sandalwood and teak, quantity extracted	III	544
Sanskrit, study in High Schools	IX	13-15
Saraswathi Mahal, Thanjavur	XXII	30-34
School buildings, grants	XXIII	432-433
Schools (Elementary), Buildings and Staff quarters ..	XXII	457-458
Scientific and Industrial Exhibitions, Permanent ..	XIII	271
Scott Christian College, Nagercoil, shooting incident ..	XXVIII	169-170
Sea water, desalination	XXVI	5
Secondary and collegiate education, re-organisation ..	XI	441-442
Secured Loans, interest	V	503
Seismic survey of coromandal coast between Sadras and Nagapattinam	XXVI	223-225
"Shouting of slogans" case, approval of privilege Committee's Report (M)	XXIX	739-742
Slum improvement, Madurai, action taken	XXIII	354
Socialist party Members, arrest	XXVI	131-133
Soil testing laboratory	XXIX	827
Spindles, allotment	XXII	170-171
Spindles, licences	XV	68-69
Sri Meenakshi Amman Temple, renovation	XV	46
Staff nurse, Regularisation of services	XVI	695
State Legislature (continuance of use of English Language) Bill, 1964	XXIV	158-163
Statement under rule 82 by Chief Minister, notice (Pt. of Order)	XL	45 47
State Transport Buses, accidents	XIX	239-242
State Transport Buses, Student concession	XXII	152-153

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MATHIALAGAN SRI K.A.—cont.		
State Transport Department, incentive bonus to Workers	XXIX	827
State Transport Service, profit rates	XXI	15-18
Storeyed rental flats for low-paid Government employees at Coimbatore	XXIII	235
Sugar Factories, Co-operative	XIII	140-141
Sugar factories, refund of cess	III	326
Sugar quota allotment to family card merchants in Madras City (A.M.)	XXXI	576-577
Sugar shortage and black-marketing in its sale (C.A.) ..	XIII	496-498
Super Power Grid for South	XXVII	256-257
Tagore Centenary Memorial Theatre, construction ..	XXXIX	892-893
Tailoring, training centre for Women	XXII	278-279
Tamil classes for Government servants whose mother- tongue is not Tamil	XXXII	809-810
Tamil Development, grants	XXXIX	886-889
Tamilian repatriates from Burma, rehabilitation (A.M.)	XXII	52-53
Tamil, introduction in Government offices	VI	479
Tamil medium course, Coimbatore	VIII	160
Tamilnad Elementary School Teacher's Federation, Papanasam Circle, resolutions	IV	448
Tamil Pandits, training (qualifications)	XXIV	212
Tamilnadu, naming in Tamil	V	492-494
Tax arrears, accumulation	XX	266-269
Temple Funds, diversion for Plan Programme	VII	207-208
Temples, Filming of rites and rituals	XXV	117-118
Temples, UNESCO assistance for renovation	XXIV	1-8
Textile Mills, Coimbatore, rationalisation talks	XXII	264-265
Textile Mills in Coimbatore, bonus dispute (A.M.) ..	XL	456-457
Textile Workers and Textile Mills in Coimbatore Region, bonus dispute (A.M.)	XXXII	158-159
Three-Year Degree Course	XIV	19
Tiruchirappalli-Madurai Railway Line, conversion into Broad Gauge	XVII	283
Tourism, Development	V	623

Subject. (1)	Volume. (2)	Pages. (3)
MATHIALAGAN SRI K.A.—cont.		
Trade Union, registration	IV	566
Transferred Territory, Ryotwari Settlement Bill, 1964.	XXII	497-501
Travelling Allowance, etc., to each Hon. Minister during 1963-64	XXII	44-45
Tuticorin port, development	IX	333-334
Umanath (Sri) M.P., detenu, Chief Minister's Statement (Privilege Matter)	XXXVI	241-245 254
Union official language, Alleged failure of Government to prevent Hindi from becoming (A.M.)	XXV	344-355
Union Public Service Commission Examinations Inclusion of Tamil as one of the media (R)	XXXI	141-146 148, 149
Universities (New), establishment	V	783-784
	XXI	768-769
University of Madras, scales of pay	VI	123
Unparliamentary expression, use in the House ..	XXV	308-309
U.P.S.C. Examination, inclusion of Tamil as one of the media (R)	XXIII	101-102
	XXX	292-303
Urban Land Tax Bill, 1963	VII	529-535
	XV	291, 298-300
Vanamahotsava Festival, inauguration	XI	199-207
'Viduthalai' Report in (Privilege Matter)	IX	433-437
Villupuram Vanaspathi Limited, grant	V	155-156
Water-supply and drainage schemes, Third Plan ..	XV	66-67
Water-supply, Madras City	II	253-254
Water-supply, Madras City	XVI	9-10
Water-supply Scheme, North Madras	X	184
Water-supply Scheme, Vellore	XV	331
Water-supply to Madras, Cauvery river	XIII	390-391
Water-supply to rural areas	XII	115-116
Weavers' Housing Colony at Erode, unauthorised occupation	XIX	129
Weavers' Housing Colony, Chennimalai, allotment of houses	XXI	479-480
Zonal Police Force, Southern Region	XI	430-433

Subject. (1)	Volume. (2)	Page. (3)
LAYANDI NADAR, SRI M.—	XXV	489-492
Burma repatriates, maintenance	XXIII	411-414
Government Press, Madras, theft	XXV	536-538
Governor's Address (M)	VI	230
High Court, provision of fans	XXXII	580-581
Rice, difference between procurement and distribution price	XXXI	341-342
Sea Erosion, Prevention		
MOOKIAH THEVAR, SRI P. K.—		
Additional Assessment and Additional Water Cess Bill, 1963	VIII	19, 20
Agriculture Department, Stores Purchase Committee.	XV	730
Agricultural Production Co-ordination Committee ..	XVI	700
Agri-Horticultural Gardens	XV	240-241
Agri-Horticultural Gardens	VI	72
Allowances, non-gazetted officers	XII	137-143
Appropriation (No. 3) Bill, 1963	XV	332
Ayyankottai village, merger with Panchayat	VII	304-306
Baby Food Factory, starting	XXI	587-590
Buckingham Canal, bad condition	II	678-680
Budget (Revised), 1962-63, G.D.		
Budget, 1962-63, Voting—		
Compensation to Zamindars	V	28-33
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamp Administration	VIII	351-356
Budget, 1963-64, G.D.		
Budget 1963-64, Voting—		
State Legislature	IX	347
Budget 1964-65, G.D.	XVIII	425-429
Budget 1964-65, Voting—		
Capital Outlay on Forests	XXI	174-176
Cinchona		
Forest Department		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MOOKIAH THEVAR, SRI, P. K.—cont.		
Budget, 1965-66, G.D.	XXVI	708-712
Budget, 1965-66, Voting—		
State Legislature	XXVII	44-47
Elections		
Head of State, Ministers and Headquarters staff . . }		
Cement, Substitute for	XV	445
Central College of Karnataka Music, Madras . .	XXII	285-291
City areas, zoning and classification	XV	450
Commodities, display of prices	XXI	4-5
Co-operative Sugar Mill at Madurai, starting . .	VI	492
Courtalayar and Araniar River Basins, ground water	VI	124
Defence of India Rules, arrests	XXXV	122-124
Director of Public Health, re-employment . . .	X	270-271
Directorate of Employment Exchange, Madras, staff	XV	90
D.S.G. (Second) 1965-66, G.D.	XXXII	768-769
Employees State Insurance Scheme, reorganisation . .	VII	509
Employment, Physically handicapped	XVI	10-11
Employment Counselling Units, details	XV	729-730
Employment Exchange for physically handicapped, Advisory Committee	XV	232-233
Employment Exchange, no-objection certificates . .	XV	232
Engineering graduates, employment	XVI	19
Engineering graduates, employment opportunities . .	XVII	262-265
Expanded Nutrition Programme, implementation . .	II	348-349
Explosion in godown in Madras City, number of deaths.	XXIII	2-7
Fire accidents and crimes in Usilampatti area (A.M.) . .	XXXIX	785
Fire accidents and crimes in Usilampatti area (C.A.) . .	XXXIX	930
Foodstuffs, adulteration	XII	107
Gold Control Order, representation from Madras Bullion Association	XVII	16-18
Government employees, family pension scheme . .	XVII	79
Government hospitals, supply of inferior quality drugs.	II	347
Government Offices, Employment Exchanges . .	XV	702
Government officials, ten commandments issued by Central Government	XV	445

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MOOKIAH THEVAR, SRI P. K.—cont.		
Governor's Address (M)	I	304-308
	XVI	374-378
	XXV	530-534
	XVI	19
Graduates, employment	XIX	233-234
Handloom Finance Co-operation, functioning . .		
Handloom Weavers' Co-operative Societies, represen- tation	IV	5
Harikatha Kalakshepam, schools	XV	693
Highways Research Station—		
Central grant	XV	432
Madras	XVII	11-12
No-objection certificates from Employment Exchange	XXII	559
Officers, transfer	XV	432-433
Recruitment of Research Assistant	XXIII	326-327
Working	XV	431-432
Hospitals, Non-gazetted Officers	II	348
Houses, conversion of residential premises into non-residential premises	XV	449-450
I.A.S. and I.P.S. examinations, coaching	XVIII	213
Idikki Project	XXII	575
Industrial Co-operative Training Institute, Madurai district	III	199
Industrial Estates, total investment	XV	226-227
Iron Deposits, Karaikudi	III	113-114
Jawans, payment of salary to families	XXXVII	10-11
Juvenile delinquents, Harikatha Kalakshepam . .	XV	732
Kapaleeswarar Devasthanam, trustees	XV	46
Kodambakkam over-bridge, cost of construction . .	XV	689-690
Law, Diploma Course, admission	XV	571-572
Law College, Madras	XVI	152
Libraries, Establishment in Hindu temples and religious institutions	XX	7-9
Local Bodies, service conditions	XVI	367
Madras City, master plan	XV	448-449
Madurai district, famine conditions in certain firkas (C.A.)	IV	575
Madurai Municipality, teachers and clerks appointment.	XXXVI	349-356
Marriages, registration	XV	742

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MOOKIAH THEVAR, SRI P. K.—cont.		
Medical Graduates, number passed in 1963 and employment opportunities	XX	356
Melakkal Water-supply Scheme, Madurai City ..	III	307
Member under detention, Information re food supply	V	506-508
Midday Meals, steps taken for ensuring purity ..	XX	11-12
Multi-purpose schools, starting	II	446
Municipal Council, Madurai	II	343
Mylai Vaideeka Saba, Use of amplifier	XXIV	665
National integration, schools and colleges	XV	20-21
No confidence Motion and Motion Disapproving Food Policy of Ministry	XXIV	522-26
Non-Gazetted Officers, medical allowance	II	245
Obituary Reference, Sri, Lal Bahadur Sastri, late Prime Minister of India (R)	XXXIII	10-11
Official Language, Policy discussion (M)	XXIX	9 6-229
Over-bridges, railway level-crossings	XVIII	115-120
Paddy, fall in price (D.S.D.)	X	68-73
Paddy, production in Madras State	XXI	775
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	202-203
Pavement dwellers, construction of night shelters ..	VIII	400-403
Pension, simplified procedure	XII	245
Periyar Dam, inspection	III	317
Periyar-Idikki Project, report	II	339-340
Physically handicapped, Rehabilitation	XVI	698-700
Pilgrim Tax, levy	XIX	562-563
Plan Programmes, publicity	XV	248
Police firing, Mela Urappanur	XI	86-96
Police firing, Urappanur (A.M.)	X XI	530-531 15, 107
Professional Colleges, selection of candidates	XIX	563-565
Prohibition Act, Implementation	V	14-18
Railway lines (Madras to Madurai and Tiruchirappalli to Madurai), conversion into Broad Gauge	XXI	121-122
Rameswaram and Dhanushkodi, damages caused due to cyclone and heavy rains (C.A.)	XXV	28

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MOOKIAH THEVAR, SRI P. K.—cont.		
Removal of untouchability Act, offences	XXII	265-268
Rickshaws and cycle rickshaws	XVI	147-150
School children, death in Sivakasi after taking mid-day meals (C.A.)	XVI	368-369
Sethusamudram Project, investigation	XI	192-194
Siddha-Vaidya College	XVI	256-259
Southern Zonal Council	XIII	124
Spinning Mills in Madurai City, Closure	XXXIV	462-465
Sri Palani Andavar Arts College, Palani	XXI	755-756
State Industrial Consultant, functions	XVI	573-574
State Transport, buses to Secretariat	XV	327-328
State Transport Department, grievances of workers ..	IV	111
Stenographers, scale of pay, upgrading	XV	566-567
Sub-standard drugs, penalty for manufacture ..	VIII	510-511
Sugar distribution	XXXII	692
Swami Vivekananda, Statue	XX	277-279
Tamil medium, number of colleges	XX	99-101
Taxis, licences	XV	427-428
Taxis, etc., statistics	XV	426
Temples, All-India Committee for renovation, constitution	XX	5-6
Temples, Board of Trustees, nomination of Harijans ..	XXI	608-609
Text Books, inadequate supply	VI	56-57
Text-books, nationalisation	XV	708
Text-books, separatist ideas	XVI	566-569
Tiruchirappalli-Madurai Railway Line, conversion into Broad Gauge	XVII	283
Tirumangalam Main Canal, supply of water	XXXVII	372-373
Traffic, Madras City	XVIII	124-125
Tube wells, particulars	XXI	610
Universities (New), establishment	II	147-150
University Colleges, establishment	II	155
Urappanur, shooting incident	XIV	136-141
Vigilance Commission for State	XVI	457-460
Village Housing Scheme, legislation	II	544

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MOOKIAH HEVAR SRI, P. K.—cont.		
War Propaganda Committees, constitution	XXXIII	171
Water-supply, Chinnalapatti	IX	127
Water-supply to ryots, Madurai district	XIX	463-466
MUNIRATHNAM, SRI K. R.—		
Budget (Revised), 1962-63, G.D.	II	172-175
Budget, 1963-64, Voting—		
Capital Outlay on Public Works—Public Works—		
Establishment and Tools and Plant—Public Works		
—Works	XI	65-67
Welfare of Scheduled Tribes, Castes and other Back-		
ward Classes	X	234-235
Budget, 1964-65, Voting—		
Community Development Projects, etc., Public		
Works—Grants-in-aid	XXI	552-553
Budget, 1965-66, Voting—		
Industries	XXVIII	37
Capital Outlay on Industrial Development		
Canals in Arcot Block, reclamation	VI	328
Governor's Address (M)	XXV	538-539
MUNU ADHI, SRI—		
Advertisements, caste preferences	VIII	91
Agricultural School, Chingleput district	III	317
' Appalam ' production units, working	XIX	354-355
Arrest (Ann.)	IV	540
Automatic Signals, installation	XX	106-107
Avenue trees, leasing	XI	207-208
Basic Schools and Basic Training Schools	VIII	92-93
Basic Schools, starting	XXIII	430-431
Binny Engineering Works, Meenambakkam, Govern-		
ment Land allotted	X	518-519
Black-topped coastal road, Adyar to Mahabalipuram.	V	10-11
Block Development Officers, Chingleput district,		
appointment	III	431
Budget (Revised), 1962-63, G.D.	II	625-627

Subject. (1)	Volume.	Page.
MUNU ADHI, SRI—cont.		
Budget, 1962-63, Voting—		
Community Development, Projects, etc.	III	159-161
Motor Vehicles Act—Administration	IV	
Budget, 1963-64, G.D.	IX	178-182
Budget, 1963-64, Voting—		
Capital Outlay on Road, Transport Schemes, Road		
Transport Schemes	XI	563-565
Co-operation	XI	362-364
Labour including Factories	X	38-41
Budget, 1964-65, G.D.	XVIII	144-148
Budget, 1964-65, Voting—		
Labour including Factories	XX	36-40
Budget, 1965-66, G.D.	XXVI	610-612, 787
Budget, 1965-66, Voting—		
Labour including factories	XXVII	126-130
Land Revenue Department		
Stamps Administration	XXVIII	454-456
Famine Relief		
Compensation to Zamindars		
State Legislature	XXVII	22-26
Elections		
Head of State, Ministers and Headquarters, Staff ..		
Budget, 1966-67, G.D.	XXXIV	524-526
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XXXVII	291-292
Medical		
Public Health		
Capital Outlay on Road Transport Schemes—Road		
Transport Schemes	XXXVII	84-88
Community Development Projects, etc	XXXVIII	163-165
Public Works—Grants-in aid		
Bullock Carts, loading cap	XV	440
Cashew Plantation Research Laboratory, Vandalur ..	VI	485
Cashew Plantations, Chingleput district	III	207
Catering establishments in City, prosecution	XV	99
Central Excise Duty, State Government's share ..	VI	378
Central Jails, working	XII	245
Ceylon Repatriates, rehabilitation measures	V	502
Chingleput District Board (defunct)	VIII	92
A-158—48		

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MUNU ADHI, SRI—cont.		
Chingleput District Collector's Office, shifting..	VII	405-407
Chitties, registration	XVII	298-299
Colleges, Tamil medium	VI	74
Co-operative Housing Schemes, Central assistance ..	V	610
Coom river, hospital sewage water	XVIII	120-121
Criminal Tribes, change of name	VI	230-231
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	812 813
Denotified Tribes, Chingleput district, subsidy ..	IV	345
Disilting engines, workshop (Selaiyur), shifting ..	VI	329
Dhobianas, grants	II	344
Education Department, Gazetted Officers	XV	97
Electrical undertakings (private), acquisition ..	V	489
Electricity Board Budget	I	661-662
	XIII	648-651
	XXX	481-482
Electricity, non-electrified villages in Chingleput district	V	378
Elementary Schools under Private Managements, taking over by Panchayat Unions	XX	184
Elementary School Teachers, Study Tours	XX	179
Employees' Provident Fund Scheme, cine technicians.	XV	710-711
English Language Teaching Scheme, Pallavaram ..	XV	703-704
English teaching centre, Pallavaram	V	386
Estates, compensation	XV	98-99
Eucalyptus Plantations, Chingleput district	III	208
Express Buses, income	VII	608-615
Eye-Banks to hospitals, preservation of eyes	XIX	9-10
Family Planning clinics, Chingleput district	XI	420-421
Fertilisers, Chingleput district	VI	366
Festivals, fees for darshan	XV	100
Films (Documentary), production	XVII	12-19
Fire Brigade at Tambaram, establishment	VII	112
Fishermen, Nylon nets	IV	442-443
Fishermen, Saidapet Block	III	551-552
Flood Relief Fund, donations	IV	458

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MUNU ADHI, SRI—cont.		
Foodgrains, co-operative godowns	XII	378-380
Foreign students, hostel	XV	551
Government Building at Poosamalaikuppam, North Arcot district, utilisation	IV	346
Government buses, dress regulations for passengers ..	IV	565
Government buses, excursion programmes	VI	352-353
Government Estate, Quarters	XXII	466
Government offices, supply of paper	IX	503-505
Government Press, printing of forms	VII	201-202
Government Rest Houses, construction for middle class	IV	450
Government servants (temporary), confirmation ..	V	254
Government Service, age limit concession	VII	110
Governor's Address (M)	VII	331-334
	XXXIII	436-442
Gypsies, colonies	XV	567
Handloom Financial and Trading Corporation, setting up	IV	342
Handloom weavers, Chingleput district, indebtedness	IV	336-337
Handloom weavers provident fund scheme	VI	57
Harijans, houses	V	247-248
Headquarters Hospital, Chingleput	IX	127-128
High Schools, Chingleput	XVIII	15-19
High School, starting at Teynampet	VI	51-52
Home Guard Bill, 1963	VIII	101-103
Hospitals, operation theatres	IX	129
Housing, Government servants	VI	131-132
I.C.S. and I.A.S. Officers, re-employment	VII	114
Industrial Training School, Third Five-Year Plan Period	III	436-437
Industries, Chingleput district	V	490
Industries in Saidapet	VI	239-240
Infectious diseases hospitals, risk allowance ..	IV	97-98
Institute of Handloom Technology, starting	IV	7-8
Integrated Field Publicity Scheme, Chingleput district expenditure	IV,	449

M—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
MUNU ADHI, SRI—cont.			
Inter-caste marriages, Chingleput district	X	184-188	
Irrigation tanks, Saidapet Constituency	VI	340	
Khadi Department	XX	272-273	
Kodambakkam over bridge	X	384-387	
Land acquisition, Saidapet taluk	II	650-651	
Land Revenue and Water-cess (Surcharge) Bill, 1965.	XXXII	542-544	
Legal aid to poor	V	388	
Libraries (Local), Chingleput district	VIII	175-176	
Libraries, mobile	XX	9-10	
Liquor permits, Chingleput district	V	18-19	
Local bodies, nomination of dhobies	III	556	
Local Bodies, pension to employees	IV	330-331	
Madras House at Delhi, rules for occupation ..	XXII	458-459	
Madras—Kanyakumari Coastal road	XXII	559-562	
Malabar Special Police, deputation to Assam ..	V	768-769	
Management Schools, (Elementary), fees	VIII	3-4	
Marmalong Bridge	IX	334	
Maternity leave, medical certificates	XV	572	
Mid-day Meals Scheme—			
Auditing of accounts	XX	12	
CARE Food	VI	12	
CARE goods	XV	333-335	
Contracts	XV	332-335	
Contribution by Panchayat Unions	XV	332-335	
Donations, Collection by teachers	XV	333-335	
Working	XV	96	
Mills, closure in Coimbatore and Madurai	IV	555-556	
Ministers, foreign tours	XVIII	402-403	
Ministers, tour expenses for attending All-India Congress Committee Meetings	VII	3-4	
Ministers, tour expenses for attending Youth Congress functions, etc.	VII	3-4	
Ministers, travelling allowance	X	397-400	
Money-lenders (pathans), licences	V	237-239	
Municipal Commissioner's Conference, resolutions ..	III	553	
Nanganalloor Co-operative Building Society, mis-appropriation	V	504-505	

M—cont.			
Subject. (1)	Volume, (2)	Page. (3)	
MUNU ADHI, SRI—cont.			
National Defence Fund, Collection from Madras City and Chingleput district	XX	106	
National Defence Fund, compulsion of Government Servants	XV	429	
National Highways, formation in Madras State ..	V	401	
No-Confidence Motion against the Ministry (M) ..	XXXIX	500-501	
No-Confidence Motion and Motion disapproving Food policy of Ministry (M)	XXIV	683-689	
Overbridge across Adayar on Anakaputhur Kunrathur Road	V	158	
Overbridge, Perumbakkam	V	242	
Pablo-boats, Chingleput district	VI	493	
Pammal settlement, conversion into residential area	VI	357	
Panchayats (major), number	VI	119	
Panchayats, road works	VI	233	
Panchayat Union Councils, Delimitation of jurisdiction	VII	206	
Paper Mills, establishment	XV	450	
Parks and Play-fields, North and South Arcot districts	XV	99-100	
Pensioners, concessions	VI	349	
Pilot Project Scheme for idle manpower, Kadambathur Block	V	501	
Police dogs maintenance	IV	452-454	
Police Officers, Deputation to Scotland Yard ..	V	251-258	
Police officials, Tiruthani	II	157	
Police out-post, East Tambaram	IV	11-12	
Polytechnics for Women	V	251-252	
	XIX	563	
	XV	564	
Poultry and cattle farms, subsidy	VII	510-513	
Prisoners, Religious and moral instruction	V	242-245	
Professional colleges, admissions			
Prohibition Act, 1937, convictions in Chingleput district	IV	105	
Prohibition cases, Saidapet taluk	VI	226	
Prohibition cases, Tambaram	XV	100	
Prohibition, propaganda vans in Chingleput district	V	259	
Proto-type Factory, setting up	IV	446	

M—cont.

Subject (1)	Volume. (2)	Page. (3)
MUNU ADHI, SRI—cont.		
Provident Fund, Teachers	XV	560
Quarries, panchayats	VI	471
Quarry, metal quarried from Pallavaram Hills ..	IX	432
Rental-Housing scheme, low-paid Government employees	IV	321-322
Reservoir across Adayar near Anakaputhur, construction	V	9-10
Rickshaws, elimination	XIX	466-467
Road connecting black topped road from Adayar to Tiruppur	V	11
Salem district, bifurcation	XV	443-444
Sanitary workers, houses	X	271
Scholarships, Harijan students	V	757-758
School excursions, Government buses	VI	379
Schools and Colleges, Working hours	XV	97
Schools (Higher Elementary), appointment of Tamil Vidwans	XV	348-349
Schools in Kanyakumari district, upgrading	XII	27
Schools, supply of printed forms	XXIII	414
Schools, television sets	XV	101
Second Plan Schemes, districtwise expenditure	V	614
Sharkliver oil factory, establishment	III	116-117
Silk farms, Salem district	III	199
Small-scale Industries, aid to Harijans	XXII	275-276
Small-scale Industries, Chingleput district	III	437-438
Speaker and Deputy Speaker, Election	I	36-37
Spinning Units, 32-spindle units	XV	444
State Guest House, particulars	XX	102-103
State Housing Board, allotment	XV	12-16
State Transport—		
Express buses	V	761-764
Long distance buses	IX	511-513
Madras-Tambaram route	VI	351
Workshop (Chromepet), jobs of other States ..	XV	331
Workshop (Chromepet), staff	XV	739
Sugar Factories, establishment	XV	740

M—cont.

Subject (1)	Volume. (2)	Page. (3)
MUNU ADHI, SRI—cont.		
Surgical Instruments Factory, establishment ..	V	139
Tambaram-Villupuram line, Electrification	V	151-152
Tanks (Chingleput district), repairs	VI	329
Tuberculosis—		
Bhavanagar Fund	III	306
Sanatorium, Rehabilitation Centre, Tambaram ..	XI	184, 194-196
Sanatorium, Tambaram	VIII	308
Sanatorium, Tambaram, admission of patients ..	IV	224
Sanatorium, Tambaram, married nurses	VIII	308
Sanatorium, Tambaram, Pharmacists	XV	97
Sanatorium, Tambaram, regularisation of services of Nurses	XXII	303
Teachers and Government servants suffering from infectious diseases, removal from service	XVII	299
Teachers—		
Basic training	XII	381
Constituency, elementary school teachers' franchise	XV	441-442
Salaries	XX	179
National Awards	XX	345-347
Residence	XV	56
Training Colleges, B.T. shortened course	XV	702-703
Temple entry, progress	XII	251-254
Thiruvannamiyur-Tiruppur bus route, nationalisation ..	VI	351
Tourist Centres, publicity	XV	100
Tourist Homes, construction	XV	223-229
Tractor Hiring Scheme	XV	712-713
Tractors, Hire Purchase Scheme	III	545-546
Traffic accidents, radio sets in private cars	X	95-96
Traffic bottleneck, Madras City	XV	690
Traffic congestion, Irumbuliyur (Tambaram)	XII	21-22
Transport Development Council, recommendations ..	XII	387
Valluvar Gurukulam, Tambaram	V	772
Vanaspathi Factory, Villupuram	XV	575
Vigilance Homes and Orphanages, Chingleput district.	VIII	4
Village industries, Block loans	VI	124
Washermen Co-operative Societies	V	159-160

M—cont.

Subject (1)	Volume. (2)	Page (3)
MUNU ADHI, SRI—cont.		
Water-supply Scheme, Tambaram	III	114
Women's Welfare Branch, Chingleput district.. ..	VI	136
MURUGAIYAN, SRI P.—		
Agniar Anicut, construction	II	438
Agricultural School, Thiruvankulam	XXX	421-424
Agriculture, drought conditions in taluks, relief to people	XL	415
Alangudi-Adanakkottai road, repairs	XXI	761-762
Anti-Hindi agitation—		
Army units and armed police	XXIX	331-332
Compensation to families of deceased persons	XXIX	713-714
Police firing	XXIX	707-710
Arts College for Women, establishment at Pudukkottai	XXXII	697
Auvaiyal Canal, extension	XXIX	581
Ayan land revenue, remission	V	233-236
Backward areas for development, particulars to Planning Commission	XXXVIII	324-326
Birds, prohibition of shooting in Devarayankulam ..	XXXXIX	23-24
Bridge, Alangudi taluk, construction	XIII	620-621
Budget (Revised), 1962-63, G.D.	II	197-199
Budget, 1963-64, G.D.	IX	88-90
Budget, 1963-64, Voting—		
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant, Public Works—Works	XI	51-53
District Administration and Miscellaneous Land Revenue Department	XI	455-456
Budget, 1964-65, G.D.	XVIII	202-204
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	372
Community Development Projects, etc.	XXI	550-557
Public Works—Grants-in-aid		
Commuted value of Pensions		
District Administration and Miscellaneous Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments.. ..	XIX	143
Pensions		

Subject (1)	Volume. (2)	Page (3)
MURUGAIYAN, SRI P.—cont.		
Budget, 1964-65, Voting—cont.		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	578, 603-604
Budget, 1965-66, G.D.	XXVI	634-635
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	105, 133-134
Public Works—Grants-in-aid		
District Administration and Miscellaneous Pensions	XXVII	290-292
Miscellaneous		
Other Miscellaneous Contributions and Assignments Commuted value of Pensions		
Loans and advances by the State Government	XXXIV	448-452
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—		
District Administration and Miscellaneous Pensions	XXXV	132, 182-184
Miscellaneous		
Other Miscellaneous Contributions and Assignments Commuted value of Pensions		
Loans and Advances by the State Government		
"CARE" milk powder, value received	XXI	380
Cashew cultivation	XV	740-741
Cauvery water-supply to Pudukkottai	III	199-203
	XI	516-519
Central Co-operative Marketing Society, Pudukkottai fertiliser scandal, arrest of officials	XXXIV	396-396
Coal in Kolathur, investigation	XXIV	265
Commercial Instructors, shorthand training	XXXVI	351
Co-operative Credit Societies, defalcation of funds ..	XXXIX	468
Co-operative Credit Societies in Chettikurichi and Eriyur, defalcation of funds	XL	329 330
Co-operative Credit Society, Parambur	XXXIV	15-16 459-462
Co-operative Spinning Mill near Srivilliputhur	XXXXIX	450-451
Corruption, particulars of persons arrested	XXXVII	226
Cumulative Time Deposits, irregularities in Karambakudi Panchayat Union	XL	20
Dam across Agniyar river, Alangudi taluk, construction	XXI	748-74
	XL	2

M—cont.

Subject (1)	Volume. (2)	Page. (3)
MURUGAIYAN, SRI P.—cont.		
Dam across, Gundar, construction	III	561
Dispensary at Iluppur (Tiruchirappalli district), conversion into Primary Health Centre	XL	32 33
District Board Secondary Schools (former), administration	XI	433-435
D.S.G. (First), 1962-63, G.D.	VII	473-474
Electricity Board Budget	XXX	494-496
Embal Kanmoi, Alangudi taluk	XXXII	569
Employment Exchanges, district-war details	XI	4
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	483-486
Flood protection wall, Kothamangalam village	XXVI	556
Foodgrains for jails, purchase	XXIV	463-465
Foodgrains, inter-district movement	XXVIII	269-272
Food Production Sub-Division, Pattukottai	XXX	421
Government Boy's Hostel, Pudukkottai	XV	106-107
Government Dispensaries, Conversion into Primary Health Centres	XXX	25- 26
Government Dispensary at Karambakudi, conversion into Primary Health Centre	XL	32-33
Government Hospital, Alangudi, Construction of Building	XXII	25
	XXXV	457
Government Jeeps, maintenance	XXXVIII	307-308
Government Seed Farm, Pudukkottai	XV	727
Government teachers Training Schools, in Tiruchirappalli district, admission of Harijans	XXXII	699-700
Governor's Address (M)	VII	252-256
	XVI	403-406
	XXXIII	406-411
Harijan Hostels, details	XXXIII	579
Harijan Welfare Department, shifting	XXXVIII	210-211
High School for girls, Alangudi	XXXII	795
High School, Alangudi taluk	XVIII	19-20
High Schools, Karambakudi	XXXII	926-927
High Schools, opening	XXXIV	568-569
Holdsworth Anicut	XXX	19-20
Holdsworth ' Dam, repair to breaches	XL	128-129

M—cont.

Subject (1)	Volume. (2)	Page (3)
MURUGAIYAN, SRI P.—cont.		
Hospital, Karmbakudi	XXIX	844-845
I.A.S. officers from Scheduled Castes	XXIV	263-265
Iron, exploitation in Pudukkottai	III	10-11
Irrigation, ayacut under Agni river	XXXVI	14
Karambakudi High School, bifurcated course	XXXI	557
Karambakudi Panchayat dismissal of officials	III	431-432
Karambakudi, Town bus-stand	XXXII	154
Karambakudi Town Panchayat, case against clerk	XXVII	261-262
Remodelling of building	XXX	134
Upgrading	XII	116-117
Karambakudi Panchayat Union—		
Contribution to National Defence Fund	XXXII	154-155
Land Revenue remission, Tiruchirappalli district	XXVI	537
Limestone Deposits, Pudukkottai area	XV	690
Livestock Farm, Pallathur	XXXI	447-449
Maternity Centre, Karambakudi	V	610
Maternity Home (Karambakudi), construction	XII	368-369
Meenakshiamman temple, donation for renovation	XV	694
Meenakshi Temple, Madurai income	XV	727
Mid-day meals, enhanced grants	XXVII	11-12
	XXVIII	269-272
Ministers, Tour particulars	XL	113-114
Minor Irrigation Maistries, revision of scales of pay	XXIX	847
Municipal Bus-stand, Pudukkottai, shifting	XXI	631
Official Language Act, amendment	XXVIII	2-4
Paddy, inter-district movement of procured stock	XXXIX	614-615
Panchayats, Upgrading	XXI	789-790
Panchayat Unions, continuance of convicted persons as Chairman	XXXIX	630-631
Plastic Industry, establishment	XV	450
Polytechnic at Pudukkottai	XXIX	334-339
Printing Presses (Private), number	XV	741
Prisoners, number of deaths	XV	104
Pudukkottai Central Co-operative Bank, purchase of building	XL	137

M—cont.

Subject (1)	Volume. (2)	Page (3)
MURUGAIYAN, SRI P.—cont.		
Pudukkottai Municipality assignment of lands for ..	XXXI	223-225
Rani Hospital, Pudukkottai	XXXI	747
Regional Engineering College, Tiruchirappalli ..	XXII	34-37
Reserve Forest, Pudukkottai	XI	300-305
Rice Mill at Alangudi, location	XXXIX	627-628
Scavengers, pay and travelling allowance	III	559
Seed Farm, Tiruvarangulam	XXIX	581
Staff in Panchayats house-rent allowance	XXX	587
State Transport Buses, Nagapattinam to Madurai ..	XXVIII	418-419
Student's hostels, Tiruchirappalli district	XXI	764-765
Suicide cases, number	XV	704-706
Takavi loan, Pudukkottai Division	XXVI	556
Taluk and Sub-Magistrate's Court, Alangudi	XVIII	122
Tamil Pandit Trainees Stipend	XXXII	699
Tank at Karambakudi, Reduction of the width of the Channel	XXX	20-21
Tanks fed from Dam across Agniar	XXIX	837
Teachers' Associations	XXXII	926
Teachers Training School for Women, Pudukkottai ..	XXVII	256
Temple at Thiruvarangulam, income	XV	107
Temple at Vallathirakottai, jewels	XV	107-108
Temples in Alangudi taluk, number taken over by Hindu Religious and Charitable Endowments Department	XVII	293
Thirukokarnam Railway Gate, Overbridge	XXIX	574
Thiruvarangulam Panchayat, bifurcation	XXIX	581
Town Panchayats, tax dues	XXIX	729-730
Tube-well Scheme, Pudukkottai	XVIII	10-11
Vanaspathy Factory, Alangudi	XV	727
Vellipatti River, anaicut	XVII	174
Weaving Masters	XXXII	925-926
MURUGAIYAN, SRI S.		
Arrest (Ann)	IV	455
Budget (Revenue), 1962-63, G.D.	II	587-589

M—cont.

Subject (1)	Volume. (2)	Page (3)
MURUGAIYAN, SRI S.—cont.		
Budget, 1962-63, Voting—		
Police	III	412
State Legislature	III	213-216
Budget, 1963-64, G.D.	VIII	586-590
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation	XI	210
Capital Outlay on Public Health Medical—Public Health	X	403 430-432
Public Works—Grants-in-aid	X	591-594
Registration—Stationery and Printing	X	557-561
State Legislature—Elections, Head of State, Ministers and Headquarters Staff, Pensions	IX	361-363
Welfare of Scheduled Tribes, Caste and Other Backward Classes	X	218-219
Budget, 1964-65, G.D.	XVIII	362-364
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	388-390
Capital Outlay on Forests, Cinchona, Forest Department	XXI	173-182
Compensation to Zamindars, Famine Relief, Land Revenue Department, Stamps Administration ..	XX	288-290
Registration Department	XXI	248-250
Budget, 1965-66, Voting—		
Administration of Justice, Capital Outlay on Forests Cinchona, Forest Department, Khadi	XXIX	58-62
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XXVIII	361-364
District Administration and Miscellaneous, Pensions, Miscellaneous, Other Miscellaneous Contributions and Assignments Commuted value of Pensions, Loans and Advances by the State Government ..	XXVII	264-268
Land Revenue Department, Stamps Administration, Famine Relief, Compensation to Zamindars ..	XXVIII	448
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XXXVII	73-77
District Administration and Miscellaneous, Pensions, Miscellaneous, Other Miscellaneous Contributions and Assignments, Commuted value of Pensions, Loans and Advances by the State Government ..	XXXV	131
Registration	XXXVIII	39-42, 47

M—cont.

Subject (1)	Volume. (2)	Page (3)
MURUGAIYAN, SRI S —cont.		
Budget, 1966-67, Voting—		
Capital Outlay on Road Transport Schemes ..		
Road Transport Schemes	XXXVII	73-77
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	437-439
Dam across, Agniyar	X	388-389
D.S.G. (Final), 1962-63, G.D.	XI	532-533
D.S.G. (Third), 1964-65, G.D.	XXV	258-259
Electricity Board Budget	I	572-574
	XIII	656-660
	XXXIX	201-2040
Governor's Address (M)	XXXIII	548-553
Teachers' Training School, Hostel, Polur food poisoning (C.A.)	XX	475-476
MUTHUKARUPPANASWAMI GOUNDER, SRI M. P.		
Budget (Revised), 1962-63, G.D.	II	407-410
Budget, 1962-63, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	III	40-42
Compensation to Zamindars, District Administration and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration	V	68-71
Co-operation	V	302-304
Public—Works—Grants-in-aid	IV	418-419
Budget, 1963-64, G.D.	IX	90-93
Budget, 1963-64, Voting—		
Co-operation	XI	354-356
District Administration and Miscellaneous, Land Revenue Department	XI	461-462
Budget, 1964-65, G.D.	XVIII	268-271
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	422-423

M—cont.

Subject. (1)	Volume. (2)	Page. (3)
MUTHUKARUPPANASWAMI GOUNDER, SRI M. P.—cont.		
Budget, 1964-65, Voting—cont.		
Commuted value of Pensions, District Administration and Miscellaneous, Loans and Advances by the State Government, Miscellaneous, Other Miscellaneous Contributions and Assignments, Pensions.	XIX	181-183
Compensation to Zamindars, Famine Relief, Land Revenue Department, Stamps Administration ..	XX	293-294
Budget, 1965-66, G.D.	XXVI	619-621
Budget, 1965-66, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XXVIII	388-390
Police	XXVII	392-393
Budget, 1966-67, G.D.	XXXIV	529-533
Electricity Board Budget	I	647
	XIII	654-656
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	515-517
Governor's Address (M)	I	370-372
	VII	177-180
	XVI	181-184
MUTHULINGAM, SRI S.		
Appropriation (No. 2), Bill, 1964	XXI	654-656
Budget (Revised), 1962-63, G.D.	II	392-394
Budget, 1963-64, G.D.	IX	77-79
Budget, 1964-65, G.D.	XVIII	289-292
Budget, 1964-65, Voting—		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	597-598
Budget, 1965-66, Voting—		
Land Revenue Department, Stamps Administration, Famine Relief, Compensation to Zamindars ..	XXVIII	465-466
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	147-149
Budget, 1966-67, G.D.	XXXIV	378-379
Budget, 1966-67, Voting—		
Motor Vehicles Acts—Administration	XXXVII	24-26
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	439-441
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	819-821
D.S.G. (First), 1962-63, G.D.	VII	454-455

M—cont.

Subject (1)	Volume. (2)	Page. (3)
MUTHULINGAM, SRI S.—cont.		
Electricity Board Budget	I XXII XXX XXXIX	644-645 215-217 483-484 694-696
Governor's Address (M)	I XVI XXXIII	161 342-345 251-253
MUTHUVELAPPA GOUNDER, SRI P. K.		
Budget (Revised), 1962-63, G.D.	II	486-489
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical, Public Health	V	414-416
Community Development Projects, etc.	III	161-162
Industries and Capital Outlay on Industrial Development	III	585-587
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	202
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	465-466
Budget, 1964-65, G.D.	XVIII	345-348
Budget, 1966-67, G.D.	XXXIV	291-293
D.S.G. (First), 1964-65, Voting—		
Irrigation	XXIV	417-419
Electricity Board Budget	I XIII	587-589 646-648
General Sales Tax (Amendment) Bill, 1962	V	537-538
Governor's Address (M)	I VII	227-230 75-77
N		
NALLAMUTHU, SRI R.		
Arrest and release (Ann.)	XV	579-580
Budget (Revised), 1962-63, G.D.	II	593-594
Budget, 1963-64, G.D.	IX	212-213
Budget, 1964-65, G.D.	XVIII	378-380
Budget, 1964-65, Voting—		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	605-607
Budget, 1966-67, G.D.	XXXIV	432-434

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
JALLASAMY, SRI T. M.—		
Budget (Revised), 1962-63, G.D.	II	363-367
Budget, 1962-63, Voting—		
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works —Works	IV	594-598
Budget, 1963-64, G.D.	IX	247-251
Budget, 1964-65, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	532-534
Commuted value of Pensions, District Administration and Miscellaneous, Loans and Advances by the State Government, Miscellaneous, Other Miscellaneous Contributions and Assignments, Pensions.	XIX	152-155
Labour including Factories	XX	54-56
Budget, 1965-66, G.D.	XXVI	496-499
Budget, 1965-66, Voting—		
Irrigation	XXVIII	215-217
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant Capital Outlay on Public Works		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	157-160
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Capital Outlay on Irrigation	XXVI	392-393
Irrigation	XXXV	483-485
Police		
Estimates Committee, Report on action taken by Government on the recommendations re. Animal Husbandry, presentation	XIII	153
Estimates Committee, Report on action taken by Government on the recommendations re. Small Scale Industries, presentation	IX	244
Estimates Committee, Report on action taken by Government on the recommendations re. State Transport (Nationalised), presentation	IX	244
Estimates Committee, report on District Administration, presentation	XIII	278
Estimates Committee, report on Jails and other allied Departments, presentation	XII	269
Estimates Committee, report on Motor Vehicles Tax Administration, presentation	XII	30
A-158-50		

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NALLASAMY, Sri T. M.—cont.		
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	522-52
Governor's Address (M)	I	163-16
Sugarcane, Fair price for (D.S.D.)	XVI	234-23
NALLASENAPATHI SARKARAI MANRADIAR, Sri N.—		
Agriculturists, weavers, etc., reduction of financial assistance by Co-operatives (C.A. St.)	XXXI	225-226
Amendment to Rules—		
Rules under Co-operative Societies Act, 1951 ..	XXI	802
Budget, 1962-63, Voting—		
Capital Outlay on Forests, Forest Department ..	V	355
Co-operation	V	273,
Fisheries	V	329-339
Budget, 1963-64, Voting—		339, 351-355
Capital Outlay on Forests, Forest Department ..	XI	323, 409-412, 378-379
Cinchona	XII	93
Co-operation	XI	323
Fisheries	XI	323, 400-404
Budget, 1964-65, Voting—		
Administration of Justice	XXI	223, 225, 226
Agriculture	XIX	440-443
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		
Capital Outlay on Forests	XXI	154
Cinchona	XXI	155
Co-operation	XX	495, 534-539
Forest Department	XXI	194-205
Khadi	XXI	205, 220-222
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	15, 16, 97-105
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	508, 533, 535, 568-574
Co-operation		
Capital Outlay on Consumer's Co-operatives ..		

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NALLASENAPATHI SARKARAI MANRADIAR, Sri—cont.		
Budget, 1966-67, Voting—		
Administration of Justice	XXXVII	582, 601-604
Capital Outlay on Consumers Co-operatives ..	XXXVI	24-34, 106-110
Co-operation		
Capital Outlay on Forests	XXXVII	522, 523, 550-553, 554, 555-561
Cinchona		
Forest		
Khadi	XXXVII	562, 577-581
Co-operative Central Land Mortgage Bank, Limited, Government guarantee for debentures (R) ..		
	I	385-386, 395-396
	XXX	450, 465-468
Co-operative Societies (Amendment) Bill, 1966 ..		
	XXXIII	297
	XXXVIII	450-451, 466-468, 469, 480, 493
Co-operative Societies in Thanjavur district, postponement of recovery of loans due by ryots (C.A. St.) ..		
	XXI	637-638
Correction to answer to a supplementary question (St.).		
	XXX	347-348
Dharmapuri Block, difficulties of agriculturists in getting loans (C.A. St.) ..		
	XV	261
Dhrangadhra Chemical Works, Sahupuram, destruction of fish by discharge of effluents (C.A. St.) ..		
	V	165-166
Forest (Amendment) Bill, 1964 ..		
	XXIV	43-44, 47
Handloom Industry, crisis (C.A. St.) ..		
	XXXIX	473-474
Muthu Chippi Parkal Fishing Rules, 1963 (M) ..		
	X	533
Preservation of Private Forests (Amendment) Bill, 1963 ..		
	XV	128-129, 262, 263, 272, 273
Preservation of Private Forests (Amendment) Bill, 1964 ..		
	XXIV	47, 48, 50
Preservation of Private Forests (Continuance) Bill, 1965 ..		
	XXXII	366, 978-979, 980
Rice, Restrictions on movement (C.A. St.) ..		
	XXIV	476
Ryots, eviction from certain villages in Ramanathapuram district (C.A. St.) ..		
	VIII	95-96

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NALLASENAPATHI SARKARAI MANRADIAR, SRI N.—cont.		
Ryots, eviction from Kandamanur (C.A. St.)	XXIII	361-36
Sugar distribution (D.S.D)	XVI	774-777
Warehouses (Amendment) Bill, 1965	XXXII	497-49
Wheat and wheat products, scarcity (C.A. St.) ..	XXIV	293-29
NALLASIVAM, SRI K. R.—		
Appropriation (No. 2) Bill, 1964	XXI	649, 65
Appropriation Bill, 1966	XXXVIII	352-35
Arjunan, shooting by the police at Coimbatore (A.M.)	XXIV	234-23 23
Budget (Revised), 1962-63, G.D.	II	509-51
Budget, 1962-63, Voting—		
Agriculture	III	72-7
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	IV	240-24
Capital Outlay on Irrigation, Irrigation		
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works —Works	IV	613-61
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	482-48
Compensation to Zamindars	V	56-5
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration	V	310-31
Co-operation		
Education	IV	157-15
General Sales Tax and Other Taxes and Duties— Administration	IV	353-35
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	V	196-19
Budget, 1963-64, G.D.	VIII	374-37
Budget, 1963-64, Voting—		
Administration of Justice	XI	18, 23-2
Jails		
Capital Outlay on Irrigation	XI	239-24 24
Irrigation		
Co-operation	XI	347-34
District Administration and Miscellaneous	XI	472-47
Land Revenue Department		

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NALLASIVAM, SRI K. R.—cont.		
Budget, 1964-65, G.D.	XVIII	136-144
Budget, 1964-65, Voting—		
Community Development Projects, etc.	XXI	534-537
Public Works—Grants-in-aid	XXVII	369-371
Police	XXVI	349-355
Budget, 1965-66, G.D.		
Budget, 1965-66, Voting—		
Co-operation	XXVIII	514-515
Capital Outlay on Consumer's Co-operatives		
Irrigation	XXVIII	198-199
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works	XXXIV	575-579
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation	XXVI	371-373
Irrigation		
Capital Outlay on Public Health	XXXVII	302-304
Medical		
Public Health		
Compensation to Zamindars	XXXVI	267-269
Famine Relief		
Land Revenue Department		
Stamps Administration		
District Administration and Miscellaneous	XXXV	160-164
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments		
Commutated Value of Pensions		
Loans and Advances by the State Government		
Welfare of Scheduled Tribes, Castes and Other Back-ward Classes	XXXVII	448-450
Chennimalai, ghat road	XV	65-66
Chief Minister's statement <i>re</i> : Sri Umanath, M.P. Detenu (privilege matter)	XXXVI	253
Chinese aggression, support to Prime Minister of India in Defence efforts (R)	VI	21-24
Cinema shows, levy by local bodies	V	147
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	573
Colleges, English medium	VI	74-75
Colleges, Tamil medium	VI	408

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NALLASIVAM, SRI K. R.—cont.		
Compulsory Deposit Scheme, Agriculturists	XV	700-701
Condemnation of Pakistani Aggression and solemn Dedication to Defence Efforts (R)	XXXII	88-91
Condolence Resolution, Subbaroyan, Dr. P. (R) ..	VI	13
Constitution (Sixteenth Amendment) Bill, 1963 (Ratifi- cation) (R)	XIII	180-182
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	473-474
Co-operative Spinning Mills, subsidies	XIII	376-381
Co-operative Weavers Society, Erode	VII	202
Cultivating Tenants Protection (Amendment) Bill, 1963.	XIV	43-47
Cyclone Havoc and Relief Measures, statement by Chief Minister—Discussion	XL	817-818
Dam across Cauvery near Hoganakkal, construction ..	V	3
Dam across Kurangan Odai, Erode taluk, construction.	XII	22
Devanampalayam Lake, construction	VII	113
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	248-250
District Police (Amendment) Bill, 1963	XIV	332-333
DMK agitation, Police Action (D.S.D.)	V	524
Document writers, licensing	XV	64-65
D.S.G. (First), 1963-64, G.D.	XIII	502-503
D.S.G. (Second), 1963-64 G.D.	X, I	512-513
D.S.G. (Second), 1965-66, G.D.	XXXII	769-770
D.S.G. (Second), 1966-67, G.D.	XL	470-472
Educational pattern (M)	XII	412-417 481
Election of Speaker and Deputy Speaker	I	31-32
Electricity Board Budget	XXII	78-81
Electricity, charges for agricultural purposes	XXI	9
Electricity, Generation from Small Water Falls ..	XIV	263
Electricity (Taxation on consumption) Amendment Bill 1965	XXXII	374-376
Expression of regret	XXXIX	234
Farewell speeches	XL	835
Fire accident (Erode), compensation	VI	124-125
Five-year Plan (Third), Mid-term appraisal (M.) ..	XVII	95-100
Five-year Plan (Fourth), Draft outline (M)	XXXI	387-393

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NALLASIVAM, SRI K. R.—cont.		
Foodgrain scarcity and opening of Fair Price Shops in certain districts (A.M.)	XXXIX	113, 114, 115
Food situation in the State (R)	XL	687, 688, 689
Government Hospitals, Leprosy Control Scheme ..	XIV	274
Government Timber Depot, Pollachi	XV	21
Governor's Address (M)	I	199-202, 204.
	XVI	158-164, 500
	XXXIII	72-77, 210
Handloom Co-operative Production and Marketing Society, Saidapet	X	383-384
Handloom Co-operative Society, Chennimalai ..	VIII	499
Handloom Weavers' Co-operative Society, Ponnamm- pet	XIV	253
Handloom Weavers' Co-operative Society, Ponnamm- pet, Misappropriation	XXIX	726-727
Hanumanthappa Sri, T., Secretary, Madras Legislative Assembly, appreciation of services (M)	XXIV	202-203
High Schools, English medium	VII	505-507
Hindi, propagation	XV	39-43
Hostels for Harijan Students, construction	XV	340-341
Industrial Training Institutes, training	VIII	4-7
Irrigation channels (Cauvery), renovation	VI	471-472
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963	XV	758-759, 765-767
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	210-211
Jawaharlal Nehru's ashes, hoax played in Coimbatore.	XXIII V	400 1
Kalingarayan Canal, Erode taluk	XV	430
Kidnappers of infants, rounding up	XV	690-691
Lake, Tiruchengode taluk, restoration	VI	359-360
Land Colonisation Co-operative Society, Vadugapatti.	XXXII	518-520
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XV	718-719
Last Grade servants, Panchayat Unions, retrenchment	XXIV	285-286
Lower Bhavani Area, agricultural situation in (A.M.) ..	V	153
Lower Bhavani Canal, change of sluices		

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NALLASIVAM, SRI K. R.—cont.		
Lower Bhavani Project, ayacut area	VI	216-217
Lower Bhavani Project, drainage schemes	X	389-396
Lower Bhavani Project, Failure to announce date of release of water (A.M.)	XXXIX	927-928
Lower Bhavani Project area, house construction ..	XV	64
Lower Bhavani Project area paddy cultivation ..	XII	27-29
Madurai University Bill, 1965	XXX XXXII	395-397 296-297
Mel-Kalingaroyan and Noyyal Channel Schemes inclu- sion in Third Five-Year Plan	VI	65
Members of Parliament and Assembly, association with Municipalities as honorary members	VII	4-5
Mettur High Level Channel, extension	VI	57-58
Multi-Purpose Washermen Co-operative Societies, details	XXVI	428-432
National Integration Committee, meeting at Delhi in June 1962	V	19-20
National Integration, use of Text-Books	XIII	477-480
No-Confidence Motion against the Ministry (M) ..	XXXIX	437-439
No-Confidence motion and motion disapproving food policy of Ministry (M)	XXIV	606-611
Obituary references—		
Jawaharlal Nehru, Sri (R)	XXII	16
Lal Bahadur Sastri, late Prime Minister of India (R) ..	XXXIII	9-10
Official Language Policy, discussion (M)	XXIX	879-885
Official Languages of Indian Union, Recognition of all Fourteen Languages (R)	XIII	310-314
Orphanages, Salem district	XV	241-242
Paddy Procurement in Erode area against Rules (A.M.)	XXX	136-138
Paddy Procurement in Tiruchirappalli (Dis. S.D.) ..	XL	791-795
Police firing at Maduranthakam	XIV	1-6
Prime Minister's tour in Madras State, June 1963 ..	XIV	267
Private electrical undertakings, nationalisation ..	XIV	255
Pump-sets in Namakkal and Tiruchengode taluk, number	VI	358-359
Rain havoc, relief measures	XI	511
River Pumping Scheme, Karur taluk	VI	358

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NALLASIVAM, SRI K. R.—cont.		
Rivers, Centralization	VII	409-410
Rivers, inter linking	VI	387
Salem District Multi-purpose Washermen Co-opera- tive Society	XXVI	427
Salem District Washermen Society, petition to the Registrar	XXVI	428
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	61-63, 195- 196
Students arrests and detention (A.M.)	XXX	29
Sub-soil water resources, survey	XV	341-342
Synthetic Diamond Workers employment opportuni- ties	XV	229-230
Tamil people, history	VII	306-307
Tanks, renovation of Chiteri in Chingleput district ..	VII	407
Taxi drivers, strike	XV	245-246
Tourist Bungalow, Ooty	XIV	239-241
Transport Workers strike at Madurantakam, action of Police (A.M.)	XIII	273-274
Upper Bhavani Project	VI	217-220
U.P.S.C. Examination, inclusion of Tamil as one of the media (R)	XXX	209-310
Village Munsifs, Erode taluk	XV	65
Walk-out by some opposition members after Speaker's Ruling, point of order	XV	253
Washermen, Committee to study the working condi- tions	XXIII	235-236
Washermen, supply of soda ash, etc.	XXIII	446-447
NANJUNDA ROW, SRI S.—		
Additional Assessment and Additional Water Cess Bill, 1963	VII	573-576
Agricultural Wells, Veda sandur Block	XXXII	581-582
Ancient and Historical Monuments and Archaeologi- cal Sites and Remains Bill, 1966	XL	367-368
Anti-scorpion serum, manufacture	XIV	84-86
Appropriation (No. 2) Bill, 1965	XXIX	488-490
Appropriation Bill, 1966	XXXVIII	349-352
A-158—51		

N—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
NANJUNDA ROW, SRI S.—cont.			
Ayvankulam tank, Veda sandur	XXXVII	217	
Bhoodan Yagna (Amendment) Bill, 1964	XXI	814-815	
Budget (Revised), 1962-63, G.D.	II	398-402	
Budget, 1962-63, Voting—			
Capital Outlay on Public Health, Medical and Public Health	V	416-417	
Community Development Project, etc., ..	III	153-194	
Motor Vehicles Acts, Administration	IV	36-37	
Budget, 1963-64, G.D.	IX	251-253	
Budget, 1963-64, Voting—			
Community Development Project, etc.—			
Khadi	X	336-337	
Budget, 1964-65, G.D.	XVII	342-346	
Budget, 1964-65, Voting—			
Capital Outlay on Industrial Development, Industries	XIX	310-311	
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	545-547	
Elections, Head of State Ministers and Headquarters Staff, State Legislature	XIX	66-70	
Medical, Public Health and Capital Outlay on Public Health	XXI	53-54	
Police	XX	225-227	
Budget, 1965-66, G.D.	XXVI	207-211	
Budget, 1965-66, Voting—			
District Administration and Miscellaneous	XXVII	270-272	
Pensions			
Miscellaneous			
Other Miscellaneous Contributions and Assignments. Commuted Value of Pensions			
Loans and Advances by the State Government ..			
Industries	XXVIII	31-35	
Capital Outlay on Industrial Development			
Motor Vehicles Acts—Administration	XXVII	537-540	
State Legislature	XXVII	34-38	
Elections			
Head of State, Ministers and Headquarters Staff ..			
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	188-190	
Budget, 1966-67, G.D.	XXXIV	364-367	

N—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
NANJUNDA ROW, SRI S.—cont.			
Budget, 1966-67, Voting—			
Agriculture	XXXVI	189-190	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading ..	XXXVI	527-528	
Capital Outlay on Industrial Development. Industries			
Capital Outlay on Public Health	XXXVII	297-298	
Medical			
Public Health	XXXVI	321-322	
Capital Outlay on Public Works			
Public Works—Establishment and Tools and Plant. Public Works—Works			
Community Development Projects, etc.	XXXVIII	183-184	
Public Works—Grants-in-aid			
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	431-432	
Cement Factory, Karur	XXXI	730	
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	550-551	
Disclosure of Assets of Members of Legislature, Bill, 1964	XXX	259-260	
D.M.K. Party's announcement to burn a part of the Constitution (Privilege Matter)	XV	746-747	
Document Writers, licences	XV	691	
Electricity Board Budget	XXII	219-220	
Electricity Sub-Division Office, Veda sandur	XXX	172-175	
Fair Price Shops, Madurai district	XXXIX	176-178	
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	563	
Gazetted Officers, Hill Allowance	XXXIX	228	
General Sales Tax (Amendment) Bill, 1964	XXXI	228	
Government Locks (Dindigul), Markets	XXXI	300-304	
Governor's Address (M)	XXI	300-304	
Home Guard Bill, 1963	III	437-438	
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XXI	184	
Kod	III	317	
.. .. .	I	196-199	
.. .. .	VII	71-75	
.. .. .	XVI	204-208	
.. .. .	XXXIII	618-620	
.. .. .	VIII	115-119	
.. .. .	I	498-499	
.. .. .	II	54	

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NANJUNDA ROW, Sri S.—cont.		
Kodavanur Scheme	XXXII	801
Law course, evening classes	XXXV	339-341
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	498-499
Madurai University Bill, 1965	XXXII	174-176 292-293
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	498-499
Motor Vehicles Taxation (Amendment) Bill, 1962	V	706
Motor Vehicles (Madras Amendment) Bill, 1964	XVI	660-661
Panchayat bodies, election of women	XXXII	358
Pond Works, number sanctioned in Palayam Block	XL	746
Prevention of Begging (Amendment) Bill, 1964	XXII	472-473
Primary Health Centres, Eriyodu and R. Vellodu	XXXIV	471
Registration districts—Bifurcation	XVI	693
Rice, polishing	XXXVII	121
Sheep farm process	XIII	264-265
Staff Nurses, General Hospital	XX	2
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	137-139
Tank, Ootanagampatti	XXXVIII	312-313
Tharumathupatti-Panrimalai Road, formation	XXXIX	906
Three language (Telugu, Malayalam and Kannada) teaching, schools	XX	101-102
Vedasandur tank, Constitution	XXX	331
Vellakondansamudram tank, desilting	II	150-151
NARAYANAN SRI, R.—		
Agaramsigur Panchayat—Bifurcation	XXVI	329-331
Agricultural farm, Perambalur taluk	VI	46
Appropriation (No. 2) Bill, 1964	XXI	685-68
Ariyalur Constituency, damage to chilly crops (A)	X	100-101
Arts College, Ariyalur	XV	572-573
Aruna Sugar Factory, Pennadam	V	151
Attaveerankudikadu culvert, repairs	V	38
Beggar Homes, number	VI	13

N—cont.

Subject (1)	Volume. (2)	Page. (3)
NARAYANAN, Sri R.—cont.		
Bridge across Vellar, Mathur-Tittakudi Road	V XXXII	8 706
Budget, 1962-63, Voting—	IV	36-37
Motor—Vehicles Acts—Administration	III	225
State Legislature	IX	194-196
Budget, 1963-64, G.D.		
Budget, 1963-64, Voting—	XI	233-234
Capital Outlay on Irrigation—Irrigation		
District Administration and Miscellaneous, Land Revenue Department	XI	480-481
Budget, 1964-65, G.D.	XVII	346-349
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	386-387
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XX	292-293
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration	XX	32-33
Labour including Factories	XXVI	503-512
Budget, 1965-66, G.D.		
Budget, 1965-66, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXVIII XXXIV	147-148 367-370
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—	XXXVIII	50-52
Jails	II	548
Bridges, Chinnar	VI	220
Bull-dozers for Perambalur taluk		
Bus route, extension upto Thittagudi in Tiruchirappalli district	XXXII	700
Bus routes, permits to Harijan firms	VI	41
Court-fee stamps and stamp papers, non-availability in Perambalur Treasury	XL	581-582
Drinking Water-Supply Scheme, Sendurai	XXII	268-269
D.S.G. (Second) 1964-65, G.D.	XXIV	310-312
D.S.G. (Second), 1966-67, G.D.	XL	486-488
Electricity Board Budget	I XXX XXXIX	647-648 193-196 172-173

N—cont.

Subject. (1)	Volume. (2)	Page (3)
NANJUNDA ROW, SRI S.—cont.		
Kodavanur Scheme	XXXII	801
Law course, evening classes	XXXV	339-341
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	498-499
Madurai University Bill, 1965	XXXII	174-176 292-293
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	498-499
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	706
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	660-661
Panchayat bodies, election of women	XXXII	358
Pond Works, number sanctioned in Palayam Block ..	XL	746
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	472-473
Primary Health Centres, Eriyodu and R. Vellodu ..	XXXIV	471
Registration districts—Bifurcation	XVI	693
Rice, polishing	XXXVII	121
Sheep farm process	XIII	264-265
Staff Nurses, General Hospital	XX	2
State Legislature (Continuance of use of English Lan- guage) Bill, 1964	XXIV	137-139
Tank, Ootanagampatti	XXXVIII	312-313
Tharumathupatti-Panrimalai Road, formation ..	XXXIX	906
Three language (Telugu, Malayalam and Kannada) teaching, schools	XX	101-102
Vedasandur tank, Constitution	XXX	331
Vellakondansamudram-tank, desilting	II	150-151
NARAYANAN SRI, R.—		
Agaramsigur Panchayat—Bifurcation	XXVI	329-330
Agricultural farm, Perambalur taluk	VI	46
Appropriation (No. 2) Bill, 1964	XXI	685-686
Ariyalur Constituency, damage to chilly crops (A) ..	X	100-101
Arts College, Ariyalur	XV	572-573
Aruna Sugar Factory, Pennadam	V	151
Attaveerankudikadu culvert, repairs	V	381
Bargar Houses, number	VI	131

N—cont.

Subject (1)	Volume. (2)	Page. (3)
NARAYANAN, SRI R.—cont.		
Bridge across Vellar, Mathur-Tittakudi Road ..	V XXXII	8 706
Budget, 1962-63, Voting—	IV	36-37
Motor—Vehicles Acts—Administration	III	225
State Legislature	IX	194-196
Budget, 1963-64, G.D.		
Budget, 1963-64, Voting—	XI	233-234
Capital Outlay on Irrigation—Irrigation		
District Administration and Miscellaneous, Land Revenue Department	XI XVII	480-481 346-349
Budget, 1964-65, G.D.		
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	386-387
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XX	292-293
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration	XX	32-33
Labour including Factories	XXVI	508-512
Budget, 1965-66, G.D.		
Budget, 1965-66, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXVIII XXXIV	147-148 367-370
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—	XXXVIII	50-52
Jails	II	548
Bridges, Chinnar	VI	220
Bull-dozer for Perambalur taluk		
Bus route, extension upto Thittagudi in Tiruchirappalli district	XXXII VI	700 41
Bus routes, permits to Harijan firms		
Court-fee stamps and stamp papers, non-availability in Perambalur Treasury	XL XXII	581-582 268-269
Drinking Water-Supply Scheme, Sendurai	XXIV	310-312
D.S.G. (Second) 1964-65, G.D.	XL	486-488
D.S.G. (Second), 1966-67, G.D.	I	647-648
Electricity Board Budget	XXX XXXIX	193-196 174-176

N—cont			
Subject, (1)	Volume, (2)	Page, (3)	
NARAYANAN, SRI R.—cont.			
Elementary School Teachers, basic pay	XXXIX	602-603	
Fire Service Station at Perambur, site for location ..	XXII	459	
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	512-515	
Government Hospitals, eradication of bugs	XV	737	
Government Hospital, Thittagudi—Construction of operation theatre and ward	XVII	276	
Governor's Address (M)	I	160	
	VII	180-183	
	XVI	403-410	
	XXV	391-393	
	XXXII	98-101	
Harijan Students Hostels, spread of scabies among inmates	XXII	562-564	
Harijan Students, issue of community certificates for scholarships	XXXII	223-224	
Headmasters of High Schools under local bodies, retirement age	IV	204-205	
High School, Lebbaikudikadu	XXXII	927	
Hostel for Harijan and Backward Class students, Veppur	XXXII	225-226	
Income, fixation of ceiling	VI	226	
Individual income, ceiling	XV	430-431	
Inter-Caste marriages	XXI	792	
Irrigation, repairs to Veemaneri in Vriddhachalam taluk	XXI	5-6	
Irrigation, River-pumping Scheme in Perambalur taluk.	XVII	297	
Libraries, opening	XV	574	
Life sentences, Co-option of Members of Legislature in Review Committee	XI	435	
"Nanal" planting on the banks of Vellar and Chinnar.	XXI	636	
Overhead Tanks, revised estimates	XXVI	336-337	
Panchayat, Agaramsikoor	IX	129-130	
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	182-183	
Panchayats, audit	XII	117-118	
Panchayats, repairs to radios	XXVI	145-147	
Panchayat Union Jeeps	XXXII	481-482	
Panchayat Union Office, Mangalore (Vriddhachalam taluk)	XV	692	

N—cont.				Volume, (2)	Page, (3)
Subject. (1)					
NARAYANAN, SRI R.—cont.					
Panchayats Unions, grants				XXI	756-758
Police Outpost, Mathur (Udayarpalayam taluk) ..				X	96-97
Police station, Veppur village				XV	575-576
Ponparappi, drinking water-supply scheme				XXIX	844
Prevention of Food Adulteration Act, convictions ..				VI	125-126
Primary Health Centre, Illuppaikudikkadu				XV	22
Primary Health Centres, opening				XV	21-22
Railway station (New), Madras-Tiruchi chord line ..				XV	440-441
Rice distribution in Ariyalur Panchayat area				XL	760-761
Rinderpest (Amendment) Bill, 1964				XXIII	373-374
Road Inspectors in Panchayat Unions, payment of fixed travelling allowance				XVII	298
Rural Housing Scheme, Vasishtapuram				XXXII	144
Seed farm, Senthurai village				VI	472-473
Sendurai-Udayarpalayam Road, metalling				XXVI	329
Special Locality Allowance, grant to Veppur Panchayat Union, staff				XVII	297-298
State Transport Express buses from Madras and Vellore to Tiruchirappalli, diversion (via) Vriddhachalam ..				XXXII	217
Tanks, Perambalur taluk				XV	92
Tanks, Udayarpalayam taluk				XI	306
Teachers in Panchayat Union Schools, transfer ..				XXXIX	353
Teachers (Panchayat Union), transfer				XV	567-568
Teacher's Training School at Nellanpalayam, opening.				XXI	762
Technical education, interest-free loan				VI	461-462
Tittagudi Town Panchayat, irregularities				XXXVII	122
Tuberculosis hospital, opening at Ariyalur				VI	121
Tubewells, Udayarpalayam taluk				XII	22-23
Vadakku Eri, Kilperambalur				XXXII	568-569
Village officers, Women Karnams and Revenue Inspec- tors				XX	177
Wellington Reservoir, repairs				IV	217
NARAYANASWAMY NAIDU, SRI G.—					
Budget (Revised), 1962-63, G.D.				II	526-530
Budget, 1963-64, G.D.				VIII	379-385

N—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
NARAYANASWAMY NAIDU, Sri G.—cont.			
Budget, 1963-64, Voting—			
Community Development Projects, etc.	X	304-307	
Khadi			
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	225-227	
Budget, 1964-65, G.D.	XVIII	156-161	
Budget, 1965-66, Voting—			
Co-operation	XXVIII	542-544	
Capital Outlay on Consumer's Co-operatives			
District Administration and Miscellaneous	XXVII	298-301	
Pensions			
Miscellaneous			
Other Miscellaneous Contributions and Assignments. Commuted value of Pensions			
Loans and Advances by the State Government			
Education	XXVII	211-216	
Police	XXVII	372-375	
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	163-166, 254-255	
Budget, 1966-67, G.D.	XXXIV	279-286	
Budget, 1966-67, Voting—			
Capital Outlay on Consumers Co-operatives	XXXVI	72-75	
Co-operation			
Elections	XXXV	394-397	
Head of State, Ministers, and Headquarters staff			
State Legislature	XXXVIII	82-84	
Fisheries			
Stationery and Printing	XXXV	539-542	
Police			
Cauvery Water, turn system	XIV	224-225	
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	47-48	
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	849-853	
D.S.G. (Final) 1964-65, G.D.	XXIX	371-374	
D.S.G. (First), 1966-67, G.D.	XXXIX	669-672	
D.S.G. (Second), 1966-67, G.D.	XL	493-496	
Governor's Address (M)	VII	334-337	
History of Tamil Nad, Publication (R)	XXXIII	108-111	
Home Guards Bill, 1963	XXXII	640-646	
	VIII	133-138	

N—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
NARAYANASWAMY NAIDU, Sri G.—cont.			
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	196-201, 800-302	
Land Revenue and Water-Cess (Surcharge) Bill, 1965,	XXXII	546-549	
NARAYANASWAMY PILLAI, Sri K.—			
Afforestation, Karuveppalankurichi	XIII	124-125	
Aided and Government Colleges in the State	XXI	791-792	
Aluminium Smelter Units	XXXI	335	
Anicut across Peria Odai (Vriddhachalam taluk), Construction	VI	502	
Arts Colleges, admission	XXXII	850-831	
Aruna Sugar Factory, working	XV	451	
Ayurvedic Clinics, opening	XXXI	458	
Brick kilns, Vriddhachalam taluk	VI	342	
Bridge across Manimuthar, widening	VI	373	
Bridge across Manimuthar and Gomukhi rivers, construction	VI	223	
Bridge across Manimuthar River, Vriddhachalam	XXII	440	
Bridge across Vellar, construction	XXI	636	
Budget (Revised), 1962-63 G.D.	II	390-392	
Budget, 1962-63, Voting—			
Capital outlay on Irrigation, Irrigation	IV	230-232	
Capital Outlay on Public Health, Medical and Public Health	V	448-450	
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	477-479	
Police	III	331-335	
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	188-189	
Budget, 1963-64, G.D.	VIII	383-391	
Budget, 1963-64, Voting—			
Administration of Justice and Jails	XI	25-27	
Capital Outlay on Public Health	X	425-428	
Medical			
Public Health	XI	547-548	
Capital Outlay on Road Transport Schemes, Road Transport Schemes			
Police	IX	522-523	
Registration	X	549-551	
Stationery and Printing			
Budget, 1964-65, G.D.	XVIII	167-171	

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI SRI K.—cont.		
Budget, 1964-65, Voting—		
Capital outlay on Industrial Development, Industries.	XIX	273-275
Education	XX	143-144
Jails	XXI	260-261
Medical, Public Health and Capital Outlay on Public Health	XXI	45-47
Registration Department	XXI	246-248
Budget, 1965-66, G.D.	XXVI	172-176
Budget, 1965-66, Voting—		
Agriculture	XXVIII	355-357
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Budget, 1966-67, G.D.	XXXIV	440-443
Budget, 1966-67, Voting—		
Administration of Justice	XXXVII	590-592
Capital Outlay on Irrigation—Irrigation	XXXVI	415-416
Education	XXXV	42-44
Jails	XXXVIII	53
Registration	XXXVIII	36-37
Bulldozers and tractors, South Arcot district	XXI	626-627
Camphor, raising of black thulasi in forests for manufacturing camphor	XVII	292
Cashew cultivators, loan	XXIX	8-10
Cashew Factory, Virudhachalam	XI	102
Cashew Research Station, starting	XIV	149
Cashew seeds, distribution of	XXIX	10-11
Casuarina and Cashew plantations, South Arcot district.	XII	245-246
Caterpillar menace, eradication	XXI	380-381
Cattleshed-cum-Rural compost Scheme, loans	XXIX	453
Causeway across Vellar, construction	VI	373
Ceramic Factory, Vriddhachalam	VI	140,
	XXI	232-235
Chemical fertilisers, quantity supplied in 1964	XXVII	528-530
Cholera, deaths	XXIII	355-357
Community Projects, Key village blocks	XXI	785-786
Co-operative institutions in South Arcot district, mis-appropriation cases	XXI	613
Co-operative provision stores, place	XXV	496

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI, SRI K.—cont.		
Corruption cases	XX	273-276
Court, holding of Sub-Magistrate's Court, Vriddhachalam at Thittakudi	XX	178
	XXVII	530-531
Criminal cases, details	XIV	7-9
Crop Protection and Cattle Insurance Schemes	XXII	308
Crops affected by rains in October 1961	XIV	254
Cuddalore Port, expansion	XXIX	459-461
Cyclone in December 1964, damages	XV	242
Dam, Alanthuraipatti odai	XV	246
Dam, Tunaikadavu	XXVIII	172
Dengue, causes for outbreak	VI	132
Destitute widows, centre in South Arcot district	XV	78
District Munsif's Court, Vriddhachalam, construction of latrine	XVI	677
	XVI	360
Drainage water, processing	XV	451-452
Drinking water, conversion of sea-water	XVI	363-366
Drinking Water Scheme, Vriddhachalam firka	XXXI	564-565
Elections, date of panchayat elections	XV	728
Electricity supply, Nallur	XXV	505
Employment Exchange, South Arcot	XVII	266
Engineering Colleges, Students	VII	113
Engineering Examination (1962-63)—number appeared and passed	XIX	242-243
Expanded Nutrition Programme, implementation	XXXII	590-592
Express buses, luggage card	XII	392
Fair price shops	VI	231
Fire accidents, Vriddhachalam	XXII	459-460
Fire accidents, Vriddhachalam taluk	XXXI	236-241
Fire Service Stations, establishment		
Five-Year Plan (Fourth), Draft Outline (M)	XXXII	34
Flood banks connecting Willingdon Reservoir and Vellar construction	XXI	635-63
Government Ceramic Centre, Vriddhachalam, products manufactured	XV	34
	XXI	4
Government Hospital, Thittakudi, expansion		

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI, SRI K.—cont.		
Government Salt glazed pipe factory, Vriddhachalam.	XXI	790-791
Governor's Address (M)	I	228, 375-376
	VII	277-280
	XVI	274-277
	XXV	191-194
	XXXIII	232-235
Groundnut Package Scheme, yield	XXIX	118-119
Harijan colonies, electrification	XXI	796
Harijan Colonies, South Arcot district	XIV	278-279
Harijan colonies, Vriddhachalam taluk	XXI	624-626
Harijan Welfare Officers, South Arcot district	XV	567
High Schools	XXIV	31
Hindi Pandits, appointment as Headmasters	XVI	349-350
Hognekka Electricity Scheme	VI	241
Hospital (Government), Vriddhachalam, increase in beds	XVII	276
Hospital, Thittagudi	XVI	704
Hospital, Thittagudi, expansion	XXIII	347-348
House-sites, assignment to Harijans in Vriddhachalam taluk	XXI	626
Industrial areas	XIV	244
Industrial Estates, establishment	XIX	10-11
Industrial Estate, Vriddhachalam	VI	145
	XII	344
	XXI	634-635
Inspection Bungalows and Circuit Houses, Telephone.	XV	76-78
Inspection bungalows, Vriddhachalam taluk	XXIII	354
Insulator Factory, establishment	XIX	355
Irrigation facilities, Vriddhachalam taluk	XXI	749-750
Irrigation, new channel from Kattumailur Anicut	XXX	234
Junior Polytechnic Schools, Vriddhachalam	XIV	253-254
Labour contract societies	XII	263
Madras—Kanyakumari Coastal Road	XXII	559-562
Madras Medical College, Artificial limbs manufacturing unit	XIX	467-468
Mangalore Panchayat Union, construction of office building	XXII	302

N—cont.

Subject (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI, SRI K.—cont.		
Manimegala Orphanage, Sethiyathope boarding grant.	XIX	10
Masonry anicut across Nari Odai	XXXI	567
M.B.B.S. Examination 1962-63, number appeared and passed	XV	547
Medical Colleges, M.Sc. Course	XV	547
Mineral deposits, investigations	XX	356-357
Museums, maintenance by temples	XXV	118-119
National Water-supply Scheme, Vriddhachalam taluk.	XXI	628
Non-Panchayat villages, details	XXX	130-132
Oil refinery, establishment in Madras	XXI	765-766
Oil seeds, production and distribution in 1963-64	XXIX	119-120
Old-age pension	XVI	704
Orchard, Loans	XXVIII	424-425
Orchard, Vriddhachalam taluk	VI	366
Pablo boats, supply to fishermen	XIX	462
Package Scheme for groundnut, extension to Vriddhachalam and Kallaku ichi taluks	XXI	763
Panchayats, bus stands	XXIII	445
Panchayat Union Hospitals taken over by Government.	XX	10
Parambikulam Hydro-Electric Scheme	XXI	758
Periakurichi-Ayyanarkoil Odai, construction of anicut.	XV	92
Pesticides, Aerial spraying	XXXII	24-26
Petrol Refinery Project, establishment	XXX	329
Planning Board (State), Constitution	XVII	276-277
Plant Protection Squads, functioning	XXXI	739
Plastic Industry, establishment in Madras State	XXXII	453-454
Police, Housing Scheme	XXVIII	498-499
Police, Housing Scheme	XV	78
Police Quarters, Pennadam	XV	737
Polytechnics, selection of students	XIV	265
Power Project, Kodayar	XXXI	458-459
Primary Health Centres, opening	XXI	631
Prohibition offences in 1962-63, number	XV	550
P.U.C. Examination, number appeared and passed		
Road Development and Traffic Planning Committees, constitution	XXI	384-386

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI, SRI K.—cont.		
Roads, Vridhachalam taluk	XXVI	550
Road to Neyveli, improvement	XV	551
Road, Ulundurpet-Neyveli	XV	551
Sathanur Dam, second stage	XXVIII	337-339
Schools and Colleges, Medical inspection of students	XIII	480
Schools, Nationalisation	XIV	264
Secondary Grade Teachers, relief	XV	230-231
Secondary Schools, free education	XVIII	11-14
Seed farm, Kuppanatham village	VI	473
Sheep and Wool Centres, new	XXII	564-566
Slum Improvement, Madras City	XV	741-742
Slum Improvement Scheme, district-wise expenditure	XVII	292
Small Industries, South Arcot district	XIII	631-633
Small-scale units, Manufacture of sugar and cement ..	XVII	1-4
Soil testing Laboratories	XXIX	568-570
State Transport Advisory Committee, recommendation.	XXII	302
State Transport Bus stands	XIV	278
State Transport, facilities at Neyveli	XV	328
Steel Rolling Factory, Arkonam	XIV	141-142
Sub-ordinate Judges Court, Cuddalore	XIII	146
Sub-Registrar's Office, Veppur	VI	221
Sub-Registrar's Offices, Vridhachalam taluk	XIX	566
Sub-Registrar's Office, Vridhachalam taluk	XIV	86-89
Sugarcane nurseries, subsidy	XXX	575-578
Sugarcane Road Development Cess Fund, laying of certain roads	XXXI	739
Tambaram Sanatorium Railway Station, stopping ..	XIII	384-385
Taxis in Mofussil, Meters	XIII	621
Taxis, Madras City	XIII	621-622
Teachers in Private Schools, Concessions	XX	178
Thermal Power stations, establishment	XV	22
Townships	XXIV	30-31
Toys, Manufacture,	XIII	490-491
Tuberculosis Hospitals	XXII	297

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NARAYANASWAMY PILLAI, SRI K.—cont.		
Vadalur Salem road, widening	VI	369
Vridhachalam—Thozhuthur road, repairs to Cause- ways.	XXII	317
Water-supply-Vridhachalam and Pomangalam firkas..	XV	452
Wellington Reservoir—		
Desilting	VI	233
Main supply channel	VI	233
Surplus flow	V	381
Tanks abandoned	XXI	627-628
Vridhachalam taluk	XV	692
	XXII	297
Wells, loans to panchayats	XXIX	11
NATARAJA GOUNDER, SRI K. S.—		
Budget 1964-65, Voting—		
Community Development Project, etc., Public Works —Grants-in-aid	XXI	460-462
Budget 1965-66, Voting—		
Agriculture	XXVIII	376-377
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Budget, 1966-67, Voting—		
Welfare of Scheduled Tribes, Castes and Other Backward Classes.	XXXVII	423-424
Cyclone havoc and relief measures, statement by Chief Minister—Discussion	XL	813-814
Electricity Board Budget	XXII	108-110
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	285-287
Governor's Address (M)	I	138-141
	XVI	277-280
	I	38
Speaker and Deputy Speaker, election		
NATARAJAN, DR. B.—		
Budget, 1964-65, G. D.	XVIII	45-52
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Indus- tries	XIX	291-295 324-325

N—cont.

Subject, (1)	Volume, (2)	Page, (3)
NATARAJAN, DR. B.—cont.		
Budget, 1964-65, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	543-545
Co-operation	XX	518-520
Commuted value of Pensions		
District Administration and Miscellaneous		
Loans and Advances by the State Government	XIX	148-152
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions	XIX	148-152
Fisheries	XXI	304-306
Motor Vehicles Acts—Administration	XIX	480-482
Budget, 1965-66, G.D.	XXVI	701-708
Budget, 1965-66, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture	XXVIII	379-381
Capital Outlay on Schemes of Government Trading		
Industries		
Capital Outlay on Industries Development	XXVIII	41-44
Registration		
Jails		
Fisheries	XXIX	267-269
Stationery and Printing		
District Munsifs, appointment	XXI	381-382
Electricity Board Budget	I	645-647
Five-Year Plan (Third), mid-term appraisal (M)	XVII	38-48
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	55-512
Governor's Address (M)	I	400-403
	XXV	357-361
Industrial Estates, Outlay of Public Funds	IV	558
Kanyakumari and Avadi Townships, constitution (R).	XXIX	855-856
No-confidence Motion against the Ministry (M)	XXXIX	491-498
No-confidence Motion and motion disapproving food Policy of Ministry (M)	XXIV	719-724
Official Language Policy, discussion (M)	XXIX	913-918
Package Deal Scheme, beneficiaries	VI	221
Package Deal Scheme, Thanjavur district	IV	100-101
Pension cases, pendency in Kanyakumari district	XXIII	414

N—cont.

Subject, (1)	Volume, (2)	Page (3)
NATARAJAN, DR. B.—cont.		
Pensioners, concessions	VI	349
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	59-61
NEDUNCHEZHIAN, SRI V. R.—		
Additional Assessment and Additional Water Cess Bill, 1963	VIII	45-50
Alleged bad treatment to a Member by the Director of Harijan Welfare	XXI	498-499
Alleged treatment meted out to Sri M. Rajangam, M.L.A., while in police custody (Privilege Matter)	XXVI	694-695
Ancient and Historical Monuments and Archaeological Sites and Remains Bill, 1966	XL	388-396
Anti-Hindi Agitation, action of the Police (C.A.)	XXVI	433-434
Appropriation Bill, 1963	VII	649-651
Appropriation (No. 3) Bill, 1963	XII	192-201
Appropriation (No. 4) Bill, 1963	XIV	29-30
Appropriation Bill, 1964	XVI	612-614
Appropriation (No. 2), Bills, 1964	XXI	693-708
Appropriation (No. 4) Bill, 1964	XXIII	147-151
Appropriation (No. 2) Bill, 1965	XXIX	513-520
Appropriation (No. 6) Bill, 1965	XXXII	877-885
Arrest and detention of students A.M.	XXX	27
Arrest of a Member, delay in intimation (privilege Matter)	XXXIX	122-123
Arrest of D.M.K. Volunteers and failure to protect D.M.K. Councillors of Madras Corporation and failure to protect political leaders in Madras City against rowdy elements (A.M.)	XVII	18-19, 22, 23
Arrest of some Members of the D.M.K. Legislature Party (Ann.)	IV	431
Baby Food stuffs, non-availability C.A.	XXXII	836
B.O.H.	XXII	58
Budget (Revised), 1962-63 (G.D.)	II	696-721
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	314-316
Community Development Projects, etc.,	III	171-176
Education	IV	158, 166, 175

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, Sri V. R.—cont.		
Budget, 1962-63, Voting—cont.		
Industries and Capital Outlay on Industrial Development	III	610-618
Budget, 1963-64, G.D.	IX	277-294
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	483-488
Capital Outlay on Industrial Development and Industries	XI	152-157
Capital Outlay on Irrigation—Irrigation	XI	268-274
Capital Outlay on Public Health		
Medical	X	473-484
Public Health		
Community Development Projects, etc.,	X	348-358
Khadi		
Education	X	143, 151-158
Elections, Head of State, Ministers and Headquarters Staff, Pensions, State Legislature	IX	348, 402 408-409
Police	IX	563-572
Budget, 1964-65, G.D.	XVIII	453-471
Budget, 1964-65, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture	XIX	431-440
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Industrial Development, Industries	XIX	312-320
Capital Outlay on Irrigation		
Capital Outlay on Public Works		
Irrigation	XX	408-413
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Commuted Value of Pensions		
District Administration and Miscellaneous		
Loans and Advances by the State Government	XIX	202-210
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Co-operation	XX	524-530
Education	XX	148-160, 172
Elections, Head of State Ministers and Headquarters Staff, State Legislature	XIX	14 82-97
Fisheries	XXI	301 320-327

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, Sri V. R.—cont.		
Budget, 1964-65 Voting—cont.		
General Sales Tax and Other Taxes and Duties Administration	XX	488-491
Labour including Factories	XX	61-67
Medical, Public Health and Capital Outlay on Public Health	XXI	72-85
Motor Vehicles Acts—Administration	XIX	517
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	642-654
Budget, 1965-66, G.D.	XXVI	738-757, 785-786
Budget, 1965-66, Voting—		
Administration of Justice		
Capital Outlay on Forests	XXIX	90-97
Cinchona		
Forest Department		
Khadi		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture	XXVIII	341
Capital Outlay on Schemes of Government Trading	XXVIII	522-526
Co-operation		
Capital Outlay on Consumer's Co-operatives		
District Administration and Miscellaneous		
Pensions	XXVII	315-318
Other Miscellaneous Contributions and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government		
Miscellaneous	XXVII	229-230
Education	XXVIII	113 60-72
Industries		
Capital Outlay on Industrial Development		
Irrigation		
Capital Outlay on Irrigation	XXVIII	227-235
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Land Revenue Department		
Stamps Administration	XXVIII	448
Famine Relief		
Compensation to Zamindars		
Medical	XXVII	495-503
Public Health		
Capital Outlay on Public Health	XXVII	411-423, 425
Police		
Registration		
Jails	XXIX	261
Fisheries		
Stationery and Printing		299-301

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, SRI V. R.—cont.		
Budget, 1965-66, Voting —cont.		
State Legislature	XXVII	13, 63-71
Elections		
Head of State, Ministers and Headquarters Staff. }		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	207-219 239, 261
Budget, 1966-67, G.D.	XXXIV	608-630 637-638
Bus fares, increase	XXXII	917-921
Bus fare, increase in State Transport buses (C.A.) ..	XXIII	139
Calling attention statement, delay	VIII	315
Chief Minister, reported resignation	XIV	285
Chief Minister's announcement of date of meeting of the Legislature before publication of Governor's notification (Privilege Matter)	XXXIX	117-118
Cholera, Epidemic, out-break in Madras City (C.A.) ..	VIII	313-314
City Municipal Corporation (Amendment) Bill 1965 ..	XXX	569-573
City Municipal Corporation (Amendment) Bill, 1965.	XXXI	19, 68-81 83, 106-107 228-229
Committee on Public Accounts—		
Report, presentation	XIII	35
Report for 1962-63, presentation	XXXI	227
Report on Accounts of State Electricity Board for 1957-58, presentation.	XXII	60
Report on Audit Report on the Accounts of State Electricity Board for 1958-59 to 1961-62, presen- tation	XXXIX	239
Report on Audit Report on the Accounts of the State Housing Board for 1961-62, presentation ..	XXXIX	358
Report on Audit Report on Accounts of State Housing Board for 1962-63, presentation ..	XL	228
Report on Accounts of the State of Madras for 1961-62 and Audit Report, 1963, presentation ..	XXII	60
Report on the Accounts of the State of Madras for 1963-64, presentation	XXXIX	635
Report on the purchase of the land in Erukkancheri by the Electricity Board, presentation	XL	784
Condemnation of Pakistani Aggression and solemn dedi- cation to Defence Efforts (R)	XXXII	60-74
Conduct of Election of Members of Village Panchayats Rules, 1964, Amendment (M)	XXV	465-466
Conduct of Sri K. R. Nallasivam in the House (Dis.).	XXXIX	232-233

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, SRI V. R.—cont		
Co-operative Central Land Mortgage Bank, Ltd., Govern en guarantee for debentures (R)	XXX	463-465
Constitution (Sixteenth Amendment) Bill, 1963 (Rati- fication) (R).	XIII	210-225
Cyclone, relief to fishermen and other victims (A.M.).	XL	227
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	278-282
Disclosure of Budget proposals and publication of edu- cational policy (Privilege Matter)	II	258
District Municipalities Bill, 1966	XXXIX	965-969
District Police (Amendment) Bill, 1963	XIV	352-357
D.M.K. agitation, imposition of Hindi	XV	671-676
D.M.K. Leader (Sri C.N. Annadurai), agitation against	XL	731-735
D.S.G. (First), 1962-63, G.D.	VII	485-491
D.S.G. (Final), 1962-63, G.D.	XI	533-537
D.S.G. (First), 1963-64, G.D.	XIII	528-536 549-550
D.S.G. (Second), 1963-64, G.D.	XVI	523-52
D.S.G. (Final, 1963-64, G.D.	XXI	408-41
D.S.G. (First), 1964-65, G.D.	XXII	629-63
D.S.G. 1964-65, Voting—		
Capital Outlay on Schemes of Government Trading.	XXV	317-31
D.S.G. (Third), 1964-65, G.D.	XXV	282-297
D.S.G. (Final), 1964-65, G. D.	XXIX	339-407
D.S.G. (First), 1965-66, G.D.	XXX	660-664
D.S.G. (Second), 1966-67, G.D.	XL	510-515
Editorial in " Nam Nadu " (Privilege Matter) ..	XXVI	697-698
Educational pattern (M)	XII	290, 451- 465, 480- 481
Electricity Board Budget	I	675-787
Electricity (Taxation on Consumption) Amendment Bill, 1965	XIII	694-704
Entertainments Tax (Amendment) Bill, 1965	XXII	327-338
	XXX	592-600
	XXXIX	38, 704-71
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	381-38
Entertainments Tax (Amendment) Bill, 1965	XXXII	387, 38 39

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, SRI V.R.—cont.		
Essential articles, reduction of price and prevention of black-marketing and adulteration (R)	XVI	720-722
Expunction of remarks	III	123
Farewell speeches	XL	855-868
Fast by students of Alagappa College, Karaikudi (A.M.)	XXXIII	291
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	416-588, 613, 647-648
Five-Year Plan (Third), Mid-term appraisal (M)	XVII	138-150
Functioning of the D.M.K. Members of the House, Party's announcement to burn a part of the Constitution (Privilege Matter)	XV	747
General Sales Tax (Second Amendment) Bill, 1965	XXXII	247-248
General Sales Tax (Third Amendment) Bill, 1965	XXXII	968-971
Goldsmith, death at Tiruchirappalli	XII	122-129
Governor's Address (M)	I	162, 424-439
	VII	211, 364, 380, 400
	XVI	271, 432-451, 482-483, 500
	XXV	522, 552-577
	XXXIII	489-490, 728-747, 770, 774
Governor's Address, propriety of making comments to the Press on (Privilege Matter)	XXV	39-40, 42-43
Hackney Carriage (Amendment) Bill, 1964	XXIII	302-303
H.H.D., request	XV	743
Hindu Marriage (Madras Amendment) Bill, 1935	XL	166-19
Hindu Religious and Charitable Endowments (Amendment) Bill, 1965	XXX	415
History of Taminad Publication (R)	XXXII	646-662
Home Guards, Bill, 1963	VIII	153-158
Industrial Establishments (National and Festival Holidays) Amendment Bill 1964	XXIII	37-38
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	211-214
Karunanithi, Sri M., Deputy Leader of the Opposition, detention	XXIX	689-693

N—cont.

Subject. (1)	Volume. (2)	Pages. (3)
NEDUNCHEZHIAN, SRI V. R.—cont.		
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	709-716, 746-749, 751
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	319
Legislative Council, separate Constituency for Elementary School Teachers (R)	XXXI	174-178
Madras City College Students proposed strike (A.M.)	XXII	467-468
Madras State, renaming as Tamilnad (R)	XXIII	87-91, 101
Madras University (Amendment) Bill, 1962	XII	273-274
Madras University (Amendment) Bill, 1965	XXXII	903-905
Madras University (Amendment) Bill, 1965	XXXIII	329-338
Madurai University Bill, 1965	XXX	402-408
Madurai University Bill, 1965	XXXII	279, 297, 301
Main Questions, answering in Tamil	II	157-158
Medical Colleges, increase in seats	XXXII	336-340
Medical Practitioners Bill, 1965	XXXI	349
Municipal Authorities (term of office and election of Councillors) Bill, 1963	XV	386-387
Muthuramalinga Thevar, late Sri, prohibition of death anniversary celebration (A.M.)	XXXII	166
National Languages, declaration of all the fourteen languages (R)	XXXI	199-203, 204
No Confidence Motion against the Ministry (M)	XXXIX	239-271, 564-576
No Confidence Motion (Pt. of Order)	XXVI	10, 12-13, 155, 156, 159
No Confidence Motion, premature publication of contents in the Press	XXXIX	29-30, 31
No Confidence Motion and Motion disapproving food policy of Ministry (M)	XXIV	594, 727, 740
Obituary References—		
Balwanthrai Mehta, Sri and Srimathi (R)	XXXII	4-5
Jawaharlal Nehru, Sri (R)	XXII	7-10
Kennedy, Mr. J.F. (R)	XV	663-665
Lal Bahadur Shastri, Sri (R)	XXXIII	5-8

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, SRI V. R.—cont.		
Obituary References—cont.		
Maharaja Krishnakumar Sinhji Bharsinji, former Governor of Madras (R)	XXIX	816-817
Rajendra Prasad, Dr. (R)	VIII	189-190
Official Languages of Indian Union, recognition of all Fourteen Languages (R)	XIII	342-348
Official Language Policy, discussion (M)	XXIX	608, 929-951
Pachayappa's College Students strike	XV	666-671
Panchayats, Election	XXIII	215-218
Panchayats (Amendment and Miscellaneous provisions) Bill, 1964	XXIII	211-212, 267, 279-281
Point of Order, notice for consideration of a Bill ..	XL	339-340
Police Constabl., statement by Member re. behaviour.	XVI	265
Police firing in Urappanur (A.M.)	XI	107
Power cut and its impact on Industries (C.A.) ..	XXXII	482-483
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	378-381
Private Educational Institutions (Regulation) Bill, 1966.	XXXIX	941-943
Private Educational Institutions (Regulation) Bill, 1966	XL	62-69
Privileges Committee Report, Dinathanthi case ..	XIII	159
Proceedings of the House, Statement re. conduct of the proceedings	XXVII	446, 448-449
Promulgation of Prohibitory Order (A.M.) ..	XXX	546-553
Promulgation of prohibitory orders and arrest of D.M.K. partymen (A.M.)	XV	110-111, 119
Publication in the "Broadway Times" (P.M.) ..	XVI	28-29
Publication in the "Broadway Times" (P.M.) ..	XVII	86-87
Publication in the "Murasoli" about the Leader of the House (Privilege Matter)	IV	27
Publication in the "Navamani" (P.M.)	XXVI	251
Publication in the "Nava Sakthi" (P.M.)	XXVIII	428
Publication of an Article in the "Nathigam" (P.M.).	XXVII	101-102
Publication of Assembly Proceedings in the "Thenral Thirai" (Privilege Matter)	XXVIII	104-105
Public Health and Medical Departments, amalgamation.	XXIX	818-820

N—cont.

Subject. (1)	Volume. (2)	Page. (3)
NEDUNCHEZHIAN, SRI V. R.—cont.		
Public Health, concurrence of Assembly for an Act of Parliament (R).	VII	645-646
Public Service Commission, Examination in Tamil (R).	XIII	290-293
P.U.C. and Degree Courses (Science subjects), in Colleges, dearth of seats	XXXI	711-718
Report in the 'Vidhuthalai' (Privilege Matter) ..	IX	436
Saraswathi High School building, Mani Nagaram, Madurai, collapse (A.M.)	XXII	49
Saraswathi High School building, Mani Nagaram, Madurai, collapse (Dis. S.D.)	XXII	401-404
'Shouting of Slogans' Case, approval of Privileges Committee Report (M).	XXIX	752-758, 759
Speaker and Deputy Speaker, election	I	21-25
S.S.L.C. Examination Question Papers, leakage (A.M.).	XX	472-475
S.S.L.C. Examination Question Papers, leakage ..	XXI	357-365
S.S.L.C. Examination Question Paper, leakage (A.M.)	XXI	19-21
State Administration Report and Budget of the State Electricity Board, delay in placing on the Table of the House, Point of information	IX	22-23
Statement to Press by Leaders of Opposition Parties (Privilege Matter)	XXVI	258-259
Stoppage of stipends to "Tamil Medium" students and introduction of Tamil Medium in Government Colleges (A.M.)	XXII	54-55, 55-56
Teachers, uniform dress (D.S.D.)	XVI	633-634
Tiruvalluvar Day, declaration as Public Holiday (R.)	XV	513-514
Townships, declaration of certain areas (R). ..	XVI	588-590
Union Public Service Commission Examinations, inclusion of Tamil as one of the media (R)	XXXI	125-131
Urban Land Tax Bill, 1963	XV	402-406
Victoria Hostel, Agitation of students (C.A.). ..	XXII	469
Walk-out by some opposition members after Speaker's ruling, points of order	XV	250-255

P

PALANI, SRI K. B.—		
Budget (Revised), 1962-63, G.D.	II	601-613
A 158-54		

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PALANI, SRI K. B.—cont.		
Budget, 1962-63, Voting—		
Agriculture	III	68-70
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Budget, 1963-64, G.D.	IX	38-42
Budget, 1963-64, Voting—		
Community Development Projects, etc.	X	321-323
Khadi		
Education		
Public Works—Grants-in-aid		
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	239-240
Budget, 1964-65, G.D.	XVIII	184-188
Budget, 1964-65, Voting—		
Education	XX	137-139
Police	XX	236-238
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	636-638
Budget, 1965-66, G.D.	XXVI	612-614
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	131-133
Public Works—Grants-in-aid		
Police		
Welfare of Scheduled Tribes, Castes and Other Backward Classes		
Budget, 1966-67, G.D.	XXXIV	504-509
Budget, 1966-67, Voting—		
Community Development Projects, etc.	XXXVIII	182-183
Public Works—Grants-in-aid		
Police		
Welfare of Scheduled Tribes, Castes and Other Backward Classes		
Constitution (Sixteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	203-206
Directorate of Employment Exchange, reference	XV	231
Educational pattern (M)	XII	301 395-398
Government Headquarters Hospital, Thanjavur, death of post-operative case	XXXV	119-120
Governor's Address (M)	I	338-340
	XVI	35-41
	XXXIII	214-219

P—cont.

Subject. (1)	Volume. (2)	Page (3)
PALANI, SRI K. B.—cont.		
Highways Department, re-employment and Extension of service of officers	XV	433
Highways Engineering, higher studies	XV	431
Highways Research Station, Madras	XIV	242
No-confidence Motion against the Ministry (M)	XXXIX	404-409
No-confidence motion and motion disapproving food policy of Ministry (M)	XXIV	611-616
PALANI PILLAI, SRI P.—		
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	266-67
Capital Outlay on Public Health, Medical and Public Health	V	433-434
Compensation to Zamindars	V	71-74
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration	IV	149-150
Education		
Industries and Capital Outlay on Industrial Development	III	577-578
Dam across Thuringalar	VI	232
Electricity Board Budget, 1962-63, G.D.	I	586-587
Governor's Address (M)	I	349-351
Polur taluk, availability of iron	VII	285-288
	VI	238
PALANISAMY, SRI K. P.—		
Budget (Revised), 1962-63, G.D.	II	480-482
Budget, 1962-63, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	IV	363
Industries and Capital Outlay on Industrial Development 1962	III	583-594
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	182-183
Budget, 1963-64, G.D.	IX	30-32
Budget, 1963-64, Voting—		
Labour including Factories	X	37-38
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	235-236
Budget, 1964-65, G.D.	XVIII	326-328

P—cont.

Subject. (1)	Volume. (2)	Page (3)
PALANISAMY, SRI K. P.—cont.		
Budget, 1964-65, Voting—		
Commuted Value of Pensions	XIX	172-174
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Co-operation	XX	509-510
Labour including Factories	XX	35-36
Budget, 1965-66, G.D.	XXVI	606-608
Budget, 1965-66, Voting—		
Land Revenue Department	XXVIII	476-477
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	182-184
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Consumers Co-operatives	XXXVI	66-68
Co-operation		
Khadi	XXXVII	571-572
Welfare of Scheduled Tribes, Castes and Other	XXXVII	415-417
Backward Classes		
D.S.G. (First), 1964-65, Voting—Welfare of Scheduled	XXIV	407-408
Tribes, Castes and Other Backward Classes		
Electricity Board Budget	XIII	678-679
Governor's Address (M)	I	128-130
	XXV	388-391
	XXVI	320-323
Panel of Chairmen	XXXIII	248-251
	XXIV	40-41
PALANISWAMY GOUNDER, SRI K. N.—		
Budget (Revised), 1962-63, G.D.	II	561-564
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	257-259
Capital Outlay on Public Health, Medical and Public		
Health	V	399-403
Capital Outlay on Public Works, Public Works,	IV	588-591
Establishment and Tools and Plant		
Public Works—Works		627

P—cont.

Subject. (1)	Volume. (2)	Page (3)
PALANISWAMY GOUNDER, SRI K. N.—cont.		
Budget, 1962-63, Voting—cont.		
General Sales Tax and Other Taxes and Duties—		
Administration	IV	372-374
Public Works—Grants-in-Aid	IV	404-407
Welfare of Scheduled Tribes, Castes, and Other		
Backward Classes	V	192-194
Budget, 1963-64, G.D.	IX	260-261
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay	IX	454-456
on Agriculture, Capital Outlay on Schemes of		
Government Trading	XI	332-335
Co-operation		
Elections, Head of State, Ministers and Headquarters	IX	351-352
Staff, Pensions, State Legislature		
Budget, 1965-66, G.D.	XXVI	289-294
Budget, 1965-66, Voting—		
Capital Outlay on Irrigation	XXVIII	196-198
Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and		
Plant		
Capital Outlay on Public Works	XXXVII	267-269
Capital Outlay on Public Health		
Medical		
Public Health	XXXV	498-500
Police		
Electricity Board Budget	I	642-644
Governor's Address (M)	I	290-292
No-confidence Motion against the Ministry (M)	XXXIX	391-393
Palladam and Dharapuram taluks, declaration as famine		
area (C.A.)	I	550
PARTHASARATHY, SRI K.—		
Budget, 1963-64, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on	IX	450-452
Agriculture, Capital Outlay on Schemes of		
Government Trading		
Committees—		
Privileges Committee—		
Interim report on the 'Nathigam' case, presenta-	XXIX	341
tion		
Interim report on the 'Navamani' case, presentation.	XXIX	341
Report on the 'Broadway Times' Case and the		
'Tamil Seithi' case, presentation	XXI	799
Report on the 'Dina Thanthi' case, presentation.. .. .	XII	259

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PARTHASARATHY, SRI K.—cont.		
Committees—cont.		
Privileges Committee—cont.		
Report on the 'Malai Murasu' case, presentation	VI	505
Report on the 'Nathigam' case, presentation	XXXII	839
Report on the "Navamani" case, presentation	XXXI	759
Report on Shouting of slogans by certain members in the 'Chamber', presentation	XXIX	341
Report on 'Tamil Seithi' case, presentation ..	XXIII	252
Rules Committee, Reports, presentation	VI	383
Subordinate Legislation	XXXIX	127
Committee—		
Eleventh and Twelfth Reports (Third Assembly), presentation	XXXII	839
Fifth and Sixth Reports, presentation	XIV	287
First and Second Reports, presentation	V	803
Fourth Report, presentation	XII	268
Ninth and Tenth Reports, presentation	XXVI	342
Seventh and Eighth reports, presentation	XXI	799
Third Report, presentation	VI	505
Thirteenth Report, presentation	XXXVIII	450
PARVATHY ARJUNAN, SRIMATHI—		
Additional Sub-Court, Erode	XI	102-103
Budget (Revised), 1962-63, G.D.	II	589-591
Budget 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	425-426
Co-operation	V	308-309
Budget, 1966-67, G.D.	XXXIV	572-574
Governor's Address (M)	I	353-354
PERIANNAN, SRI V. R.—		
Adult Schools in Namakkal taluk, starting	XXI	495-496
Agricultural Schools, Salem district, Location ..	XXI	480-483
Agriculture, Extension of Package Scheme to Salem district	XXI	126
Arecanut Farms, Salem district	XXII	159-160
Artesian Wells in Salem district, sinking	XXI	495
Arts College, Salem, introduction of Tamil as medium of instruction	XXIII	429
Arundathiars, loan for Small Cottage Industries ..	III	438-439
Bamboo Plantation in Kolli Hills	XXI	6-8

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PERIANNAN, SRI V. R.—cont.		
Bee-Keeping Scheme under Agriculture Department, proposal.	XXIX	121-122
Budget (Revised), 1962-63, G.D.	II	417-421
Budget 1963-64, G.D.	IX	60-61
Budget, 1963-64, Voting—		
Community Development Projects, etc., Khadi ..	X	323-324
Co-operation	XI	340-341
Budget, 1964-65, G.D.	XVIII	181-182
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Industries	XIX	289-290
Capital Outlay on Irrigation	XX	406-407
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant.		
Public Works—Works	XXI	277-28
Jails		
Medical, Public Health and Capital Outlay on Public Health	XXI	30-31
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	619-620
Budget, 1965-66, Voting—		
Agriculture	XXVIII	386-387
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Irrigation	XXVIII	211-212
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works	XXVII	480-481
Medical		
Public Health		
Capital Outlay on Public Health	XXXIV	373-374
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	187-188
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.		
Khadi	XXXVII	574-575
State Legislature	XXXV	407-408
Elections		
Head of State, Ministers and Head quarters staff ..		

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PERIANNAN, SRI V. R.—cont.		
Cattle Fodder Farm, opening at Salem district ..	XXII	48
Cocoa Plantation, Salem district	XXI	122-123
D.S.G. (Final) 1964-65, G.D.	XXIX	388-390
D.S.G. (Second), 1966-67, G.D.	XL	482-484
Electricity Board Budget	XXII	186-189
	XXX	175-177
	XXXIX	66-70
Employment Exchanges in the State, number of persons registered	XXI	794
Five-Year Plan (Fourth), Draft outline (M) ..	XXXI	489-490
Government Hospital, Sendamangalam	XXIII	239-240
Governor's Address (M)	VII	213
		269-271
	XVI	304-306
	XXXIII	620-624
Harijan Schools, transfer to Panchayat Unions ..	V	758
Hoganakkal Electricity Scheme, Progress	XXII	460
Industrial Colony, Salem	XXII	269-270
Information and Publicity Department, Drama and Villupattu, reduction in expenditure	XI	9-13
Kalipatti Kandaswamy Devasthanam, appointment of Executive Officer	VI	342
Kollimalai Hills, power supply	V	379
Lorry service on co-operative basis	VI	496
Medical College, Salem, opening	XXII	47
Medicinal Herbs Farm, Starting at Kollimalai ..	XXIII	17
Medicines with alcoholic content, preparation ..	XXI	590-593
Milk Supply Co-operative Societies for Harijans, Namakkal taluk	XXII	307-308
Namakkal Town Panchayat upgrading into Municipality	XX	357-358
New well subsidy scheme, Namakkal taluk ..	XXII	307
Poultry Farming, training of farmers	XXII	296
Poultry farms, Salem district	XXI	130
Seventh Standard, examination	V	777
Teachers, Construction of houses	XXIV	550-551
Thirumanimuthar and Ponniar Schemes, Salem district	III	203
Veterinary dispensaries, Salem district	XXII	172
PERUMAL, SRI A.—		
Budget, 1963-64, G.D.	IX	198-199
Budget, 1966-67, G.D.	XXXIV	553-554
Cholera, deaths	XXI	594

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PERUMAL, SRI A.—cont.		
Fair Price Shops, Ramanathapuram district ..	XXII	300-301
Governor's Address (M)	XVI	416-417
Seasonal conditions in districts (C.A.)	XXXVI	133
PERUMAL RAJU, SRI G. D.—		
Budget (Revised), 1962-63, G.D.	II	325-328
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	265-266
Industries and Capital Outlay on Industrial Development	III	598-599
Budget, 1963-64, G.D.	VIII	43-436
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation	XI	232-233
Budget, 1964-65, G.D.	XVIII	292-294
Budget, 1964-65, Voting—		
Agriculture	XIX	395-396
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		
Welfare of Sheduled Tribes, Castes and other Backward Classes	XIX	604-605
Budget, 1965-66, G.D.	XXVI	608-610
Budget, 1965-66, Voting—		
District Administration and Miscellaneous ..	XXVII	307-308
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments ..		
Commuted Value of Pensions		
Loans and Advances by the State Government ..		
Land Revenue Department	XXVIII	479-480
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Budget, 1966-67, G.D.	XXXIV	574-576
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation—Irrigation	XXXVI	370-371
Electricity Board Budget	I	571
	XIII	691-692
	VII	64-65
Governor's Address (M)	XVI	340-342
	XXXIII	553-554

P—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
PONNAMMAL, SRIMATHI A. S.—				
Appropriation (No. 2) Bill, 1964	XXI	686-688		
Bridge across Vaigai	XXII	163-164		
Budget (Revised), 1962-63 (G.D.)	II	281-286		
Budget, 1962-63, Voting—				
Agriculture	III	66-68		
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading				
Capital Outlay on Irrigation, Irrigation	IV	242-244		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	500-503		
Co-operation	V	279-281		
Education	IV	148-149		
Elections and Head of State, Ministers and Headquarters Staff	III	262-266		
Motor Vehicles Acts—Administration	IV	56-58		
Registration, Stationery and Printing	IV	641-642		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	198-200		
Budget, 1963-64, G.D.	VIII	541-545		
Budget, 1963-64, Voting—				
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	IX	478-479		
Capital Outlay on Irrigation—Irrigation	XI	234-236		
Community Development Projects, etc.	X	344-346		
Khadi	XI	358-360		
Co-operation	XI	468-470		
District Administration and Miscellaneous, Land Revenue Department	X	134-136		
Education	X	53-54		
Motor Vehicles Acts, Administration	X	233-234		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XVIII	56-60		
Budget, 1964-65, G.D.				
Budget, 1964-65, Voting—				
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	536-538		
Community Development Projects, etc., Public Works—Grants-in-aid	XXI	542-544		

P—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
PONNAMMAL, SRIMATHI A. S.—cont.				
Budget, 1964-65, Voting—cont.				
Commuted Value of Pensions	XIX	191-194		
District Administration and Miscellaneous				
Loans and Advances by the State Government				
Miscellaneous				
Other Miscellaneous Contributions and Assignments	XX	132-134		
Pensions	XIX	47-51		
Education				
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XXI	40-42		
Medical and Public Health and Capital Outlay on Public Health	XIX	629-631		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXVI	396-401		
Budget, 1965-66, G.D.				
Budget, 1965-66, Voting—				
Agriculture	XXVIII	369-371		
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading				
Community Development Projects, etc.	XXVII	271-281		
Public Works—Grants-in-aid				
District Administration and Miscellaneous	XXVII	216-218		
Pensions				
Miscellaneous				
Other Miscellaneous Contributions and Assignments				
Commuted Value of Pensions	XXVIII	224-225		
Loans and Advances by the State Governments				
Education				
Irrigation				
Capital Outlay on Irrigation	XXVII	462-465		
Public Works—Works				
Public Works Establishment and Tools and Plants				
Capital Outlay on Public Works				
Medical	XXIX	137-139		
Public Health				
Capital Outlay on Public Health				
Welfare of Scheduled Tribes, Castes and Other Backward Classes				
Budget, 1966-67, G.D.	XXXIV	337-341		
Budget, 1966-67, Voting—				
Capital Outlay on Irrigation—Irrigation	XXXVI	386-388		
Capital Outlay on Public Health	XXXVII	275-276		
Medical				
Public Health				

Subject. (1)	Volume. (2)	Page. (3)
PONNAMMAL, SRIMATHI A. S.—cont.		
Budget, 1966-67, Voting—cont.		
Capital Outlay on Road Transport Schemes	XXXVII	77-80
Road Transport Schemes		
Community Development Projects, etc	XXXVIII	156-157
Public Works—Grants-in-aid		
Compensation to Zamindars	XXXVI	281-283
Famine Relief		
Land Revenue Department		
Stamps Administration		
District Administration and Miscellaneous	XXXV	164-166
Pensions		
Miscellaneous		
Other Miscellaneous Compensations and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government		
Police	XXXV	504-507
Welfare of Scheduled Tribes, Castes and Other	XXXVII	419-421
Backward Classes		
Disclosure of Assets of Members of Legislature Bill	XXX	255-257
1964	XIV	343-344
District Police (Amendment) Bill, 1963	VII	452-454
D.S.G. (First) 1962-63, G.D.		
D.S.G. (First) 1964-65, Voting—		
Agriculture	XXIV	385-387
Co-operation	XXIV	394-395
Forest Department	XXIV	427
Welfare of Scheduled Tribes, Castes and other	XXIV	411-412
Backward Classes	XXIX	390-393
D.S.G. (Final), 1964-65, G.D.	XXXII	760-762
D.S.G. (Second), 1965-66, G.D.	XXXVIII	267
D.S.G. (Final) 1965-66, G.D.		
Electricity Board Budget	I	652-653
	XIII	560-563
	XXX	161-164
Electricity (Taxation on Consumption) Amendment Bill,		
1965	XXXII	379-380
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	465-469

Subject. (1)	Volume. (2)	Page. (3)
PONNAMMAL, SRIMATHI A. S.—cont.		
Flood Bank, Vaigai river	XXIII	124-125
Governor's Address (M)	I	180-185
	VII	218-219
	XVI	334-338
	XXV	365-368
	XXXIII	115-119
	XVI	574-575
Harijan boy-students, free clothing	XVIII	403-404
Harijans, Milk Supply Societies	XXII	250-251
Harijan Welfare Fund, Payment of Share Capital	VIII	129-130
Home Guard Bill, 1963	XVI	465
Industrial Estate, Nilakkottai	XXXII	520-521
Land Revenue and Water-Cess (Surcharge) Bill,		
1965	XXXI	169-170
Legislative Council, Separate Constituency for		
Elementary School Teachers (R)	XVII	68-72
Leprosy Hospital, Palamedu	XXIV	637-639
No Confidence Motion and Motion Disapproving Food	XXIII	336-337
Policy of Ministry (M)	XXIII	371-372
Railway line (Dindigul—Bodinayakkanur) laying		
Rinderpest (Amendment) Bill 1964	XXI	600
Roads, formation of Sekkappati-Rengappanaicken		
patti road	XXII	400-401
Saraswathi High School, Building, Mani Nagaram,		
Madurai, Collapse., D.S.D.	XXIV	150-153
State Legislature (Continuance of use of English	XIX	251
Language) Bill, 1964		
State Sheep Farm, Nilakottai	XIX	129
Village Co-operative Housing Schemes, Loans to	XXIII	17-18
agriculturists		
Water Supply Scheme—Palamedu firka		
PONNAPPA NADAR, SRI R.—		
Budget (Revised), 1962-63, G.D.	II	523-526
Budget, 1962-63, Voting—		
Capital Outlay on Road Transport Schemes, Road		
Transport Schemes	IV	486-489

Subject (1)	Volume (2)	Page (3)
PONNAPPA NADAR, Sri R.—cont.		
Budget, 1962-63, Voting—cont.		
Community Development Projects, etc	III	131-132
Compensation to Zamindars	V	33-36
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Education	IV	152-153
General Sales Tax and Other Taxes and Duties— Administration	IV	370-372
Industries and Capital Outlay on Industrial Development	III	595-596
Police	III	357-359
Registration, Stationery and Printing	IV	651-653
Budget, 1963-64, G. D.	VIII	470-474
Budget, 1963-64, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	555-558
Motor Vehicles Act, Administration	X	57-58
Budget, 1964-65, G. D.	XVII	361-366
Budget, 1964-65, Voting—		
Elections, Head of State, Ministers and Headquarters Staff, State Legislature	XIX	51-55
Fisheries	XXI	311-312
Budget, 1965-66, G. D.	XXVI	345-349
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	45-47
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	472-473
Land Revenue Department		
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Budget, 1966-67, G.D.	XXXIV	261-265
Co-operative Societies (Amendment) Bill, 1966	XXXVIII	458
Copyists and Amins (Nagercoil District), Pay	XV	233

Subject (1)	Volume (2)	Page (3)
PONNAPPA NADAR, Sri R.—cont.		
D.S.G. (First), 1964-65, Voting—		
Capital Outlay on Consumer Co-operatives	XXIV	429-430
Electricity Board Budget	XXII	200-201
Engineering contingent employees, Nagercoil	XV	716
Finance Commission (Third), Memorandum	III	432-433
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	281-285
Forest (Amendment) Bill, 1964	XXIV	45-46
Forest Department, working	XV	349
Government servants (State), retirement age	IX	338-339
Governor's Address (M)	I	189-192
	VII	183-186
	XVI	93-97
	XXV	83-86
High Schools at Karunkal and Kollenkode, construc- tion	VI	52
Hydro-electric Project, Kodayar	V	8-9
Kanyakumari district, merger	V	239-240
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXI	832-833
Minor Inams (Abolition and Conversion into Ryotwari, Amendment Bill, 1964		
(Transferred Territory) Ryotwari Settlement Bill, 1964		
(Transferred Territory) Thiruppuvaram Payment Abolition Bill, 1964		
Land Revenue and Water-cess (Surcharge) Bill, 1965	XXXII	508-509
Mazdoors' wages	XII	391
Mineral survey, Kanyakumari district	V	610
Nagercoil Municipality, Water works staff	XV	75-76
No-confidence Motion against the Ministry (M)	XXXIX	378-381
Palm-gur Co-operative Society, Marthandam	VI	342
Rubber Plantations, Kanyakumari district	III	564-547
	XX	92
	XXI	483-484

P—cont.

Subject (1)	Volume. (2)	Page. (3)
PONNAPPA NADAR, Sri R.—cont.		
State Legislature (Continuance of Use of English Language) Bill, 1964	XXIV	148-150
State Transport Service, Nagercoil—Puducada, extension	XXIV	548
State Transport System, Committee to enquire into the working (R)	XXIX	793-795
Students of Scott Christian College, Nagercoil, Police firing on	XXV	33
Tirunelveli-Cape Comorin-Trivandrum Railway line	XXII	299-300
Tirunelveli-Kanyakumari Railway Link Scheme ..	VI	357
Town Planning Department, functioning	V	623
Transferred personnel, regularisation of services ..	XV	342-343
(Transferred Territory) Jenmikaram Payment Abolition Bill, 1964	XXII XXIV	651-652 247-248
Water works work establishment staff, Kanyakumari district	V	22
Works Superintendents allotted from former T. C. State, pay	XL	588
Work Superintendents from erstwhile Travancore-Cochin State, pay fixation	XXXII	815
PONNIAN, Sri K.—		
Anamalai firka, heavy damages to paddy fields (C.A.)	VII	619-620
Appropriation (No. 3) Bill, 1963	XII	167-168
Budget (Revised), 1962-63, G. D.	II	275-278
Budget, 1962-63, Voting—		
Agriculture	III	46-48
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Labour including Factories	III	470-472
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	201-202
Budget, 1963-64, G.D.	VIII	370-371

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PONNIAN, SRI K.—cont.		
Budget, 1963-64, Voting—	X	29-31
Labour including Factories	X XVIII	206-207 85-88
Welfare of Scheduled Tribes, Castes and other Backward Classes		
Budget, 1964-65, G.D.		
Budget, 1964-65, Voting—		
Capital Outlay on Forests	XXI	186-188
Cinchona		
Forest Department		
Education	XX	145-146
Labour including Factories	XX	28-32
Medical, Public Health and Capital Outlay on Public Health	XXI	71
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	594-597
Budget, 1965-66, G.D.	XXVI	614-616
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	71-72
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVII	113-115
Labour including Factories	XXXIV	375-378
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—	XXXVII	592
Administration of Justice	XXXVII	526-529
Capital Outlay on Forests		
Cinchona		
Forests	XXXVI	399-400
Capital Outlay on Irrigation—Irrigation	XXXV	44-45
Education	XXXV	282-285
Labour including Factories	XXXVII	399-401
Welfare of Scheduled Tribes, Castes and other Backward Classes		
Electricity Board Budget	XIII	660-663
Governor's Address (M)	XXII	207-208
	XXX	484-486
	XVI	194-197
Harijans, eviction from poramboke lands at Valparai (C.A.)	XXXIII	411-414
	V	393
	VII	416
Townships, constitution (R)	XVI	586
Townships, declaration of certain areas (R)		

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PONNUSWAMI, SRI S.—		
Appropriation (No. 2) Bill, 1964	XXI	683-685
Betting Tax (Amendment) Bill, 1962	V	859-860
Budget (Revised), 1962-63, G.D.	II	489-493
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation—Irrigation	IV	287-289
Capital Outlay on Public Health—Medical and Public Health	V	446-448
Police	III	353-356
Budget, 1963-64, G.D.	VIII	439
Budget, 1963-64, Voting—	IX	46-50
Public Works—Grants-in-aid	X	587-590
Welfare of Scheduled Tribes, Castes and Other Backward Classes	X	221-222
Budget, 1964-65, G.D.	XVIII	195-199
Budget, 1965-66, Voting—		
Irrigation	XXVIII	191-193
Capital Outlay on Irrigation	XXVII	142-144
Public Works—Works	XXXIV	398-402
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Labour including factories		
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	XXXVII	151-153
Constitution (Fourteenth Amendment) Bill, 1962, ratification (R)	VI	267-268
D.S.G. (First), 1962-63, G.D.	VII	462-464
D.S.G. (Second), 1964-65, G.D.	XXIV	323-325
Electricity Board Budget	XIII	555-557
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	271-275
Governor's Address (M)	I	107-109
	VII	158-162
	XVI	72-76
	XXV	385-388
Official Languages of Indian Union, recognition of all Fourteen Languages (R).	XIII	309-310
PONRANGAM, SRI A. M.—		
Budget (Revised), 1962-63, G.D.	II	421-422
Budget, 1963-64, G.D.	VIII	598-600

P—cont.

Subject. (1)	Volume. (2)	Page. (3)
PONRANGAM, SRI A. M.—cont.		
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	119
Public Works—Grants-in-aid		
Road Transport Schemes	XXVII	579-580
Capital Outlay on Road Transport Schemes		
R		
RAGHAVA REDDY, SRI A.—		
Additional Assessment and Additional Water Cess Bill, 1963	VII	576-579
Anicut across Araniar	XIX	468
Appropriation (No. 2) Bill, 1964	XXI	670-674
Bridges near Basin Bridge, widening	XXXIX	611
Budget (Revised), 1962-63, G.D.	II	278-281
Budget, 1962-63, Voting—		
Agriculture	III	48-50
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation, Irrigation	IV	282-284
Capital Outlay on Public Health, Medical and Public Health	V	412-414
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works, Works	IV	591-593
Capital Outlay on Road Transport Schemes—Road Transport Schemes	IV	506-508
Compensation to Zamindars	V	83-85
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Co-operation	V	273-275
Education	IV	130-131
General Sales Tax and other Taxes and Duties—Administration	IV	379-380
Industries and Capital Outlay on Industrial Development,	III	584-585
Motor Vehicles Acts—Administration	IV	44-45
Police	III	342
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	189-190

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJAGOPALASWAMY NAICKER, SRI R.—cont.		
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	431-433
Capital Outlay on Public Works, Establishment and Tools and Plant, Public Works, Works	IV	615-617
Co-operation	V	277-278
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation, Irrigation	XI	231-232
Co-operation	XI	352-354
Budget, 1964-65, G.D.	XVIII	433-436
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	381-382
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Budget, 1965-66, G.D.	XXVI	627-630
Budget 1965-66, Voting—		
Co-operation	XXVIII	559-560
Capital Outlay on Consumers' Co-operatives		
Irrigation	XXVIII	194-196
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works		
Budget, 1966-67, G.D.	XXXIV	370-373
Budget, 1966-67, Voting—		
Capital Outlay on Public Health	XXXVII	282-283
Medical		
Public Health		
Electricity Board Budget	I	592-593
	XIII	569-571
	XXX	501-503
Governor's Address (M)	I	219-221
	VII	328-331
RAJAGOPAL NAIDU, SRI B.		
Budget, 1963-64, G.D.	VIII	449-452
Budget, 1964-65, Voting—		
Motor Vehicles Acts—Administration	XIX	498-500
RAJAGOPAL, SRI P.—		
Budget 1963-64, G.D.	IX	189-192
Budget 1964-65, G.D.	XVIII	359-362

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJAGOPAL, SRI P.—cont.		
Budget, 1966-67, Voting—		
Fisheries	XXXVIII	72-75
Stationery and Printing		
Governor's Address (M)	I	365-366
RAJANGAM, SRI M.		
Appropriation (No. 3) Bill, 1963	XII	163-167
Appropriation (No. 2), Bill, 1964	XXI	650-654
Arrest (Ann.)	IV	455
Budget (Revised), 1962-63, G.D.	II	328-331
Budget, 1962-63, Voting—		
Police	III	376-379
Budget, 1963-64, G.D.	IX	206-209
Budget, 1963-64 Voting—		
Capital Outlay on Irrigation—Irrigation	XI	225-227
Community Development Projects, etc.	X	301-304
Khadi		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	X	199-201
Budget, 1964-65, G.D.	XVIII	228-231
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture and Capital Outlay on Schemes of Government Trading	XIX	424-425
Community Development Projects, etc.—		
Public Works—Grants-in-aid	XXI	555-556
Education	XX	114-116
Labour including Factories	XX	40-41
Police	XX	238-240
Car for Chief Minister	XXII	314
Chaloothumettu Road, formation	XXIII	357
Crops, damages caused in Erasakkarayakkanur village.	XXII	577-578
District Munsif's Court at Uthamapalayam	XXI	231-232
D.S.G. (First) 1962-63, G.D.	VII	449-452
Electricity Board Budget	XIII	563-566
	XXII	195-197
Films' (Tamil), Censorship Regulation	XXIII	18

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJANGAM, SRI M.—cont.		
Governor's Address (M)	I	293-292
	XVI	380-383
	XXV	411-413
Cuddalur Panchayat, non-payment of salary to staff ..	XXV	368-371
Cindi Examination, S.S.L.C. Course	XIX	566-567
Institute of Film Technology, Madras	XXIV	444-445
Madras State, Renaming as Tamil Nad, Amendment of the Constitution (R)	XXII	278
Mobile dispensaries for rural areas	XXIII	78-80
Municipalities, running of Cinema Theatres	XXII	160-161
Murders, suicides and thefts in the State in 1963 ..	XXIII	125-127
No Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXII	314
Police station at Cumbum, torture of a member of the local Communist Party	XXIV	635-637
Power generation from Suriliyar	XL	739
Preservation of Private Forests (Amendment) Bill, 1963	XXII	270
Preservation of Private Forests (Amendment) Bill, 1964	XV	270-272
Rice, distribution of adulterated rice through fair price shops	XXIV	49-50
Rice Mills, licence	XXXII	581
Ryots, eviction from Kandamanur (C.A.)	XXIV	553-556
Teachers in Private Schools, concessions	XXIII	361
Vaigai Reservoir waters, Mudalaikulam Periya Kanmoi.	XX	178
	XXII	441
RAJANGAM, SRI N.—		
Artesian Wells, South Arcot district	XL	127-128
Bharath Sevak Samaj, financial aid by Government ..	XXXII	242-243
Bolts and Nuts Factory, establishment	XXXIX	761-762
Bridge over Uppanar	XXXIX	470-471
Bridges, Cuddalore taluk	V	246
Budget (Revised), 1962-63, G.D.	II	681-682
Budget, 1963-64, G.D.	VIII	569-572
Budget, 1964-65, G.D.	XVIII	76-79
Budget, 1964-65, Voting—		
Community Development Projects, etc.		
Public Works—Grants-in-aid	XXI	522-524

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJANGAM, SRI N.—cont.		
Budget, 1964-65, Voting—cont.		
Commutated Value of Pensions	XIX	178-181
District Administration and Miscellaneous		
Loans and Advances by the State Government ..		
Miscellaneous		
Other Miscellaneous Contributions and Assign- ments	XX	33-35
Pensions		
Labour including Factories	XIX	581-584
Welfare of Scheduled Tribes, Castes and Other Backward Classes		
Budget, 1965-66, G.D.	XXVI	604-606
Budget, 1965-66, Voting—		
Agriculture	XXVIII	394-395
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Co-operation	XXVIII	549-550
Capital Outlay on Consumers' Co-operatives ..		
District Administration and Miscellaneous ..	XXVII	276-278
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assign- ments		
Commutated Value of Pensions	XXVIII	474-476
Loans and Advances by the State Government ..		
Land Revenue Department		
Stamps Administration		
Famine Relief	XXIX	180-182 254, 260- 261
Compensation to Zamindars		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	
Budget, 1966-67, G.D.	XXXIV	361-364
Budget, 1966-67, Voting—		
Agriculture	XXXVI	184-186
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Forests	XXXVII	540-542
Cinchona		
Forests	XXXVI	514-516
Capital Outlay on Industrial Development Industries		
Capital Outlay on Irrigation	XXXVI	379-380
Irrigation		

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJANGAM, SRI N.—cont.		
Budget, 1966-67 Voting—cont.		
Capital Outlay on Public Health	XXXVII	301-302
Medical		
Public Health	XXXVI	311-312
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant	XXXVIII	176-177
Public Works—Works		
Community Development Projects, etc.—Public Works—Grants-in-aid	XXXVIII	32-33
Jails	XXXV	523-524
Police	XXXVIII	34-35
Registration	XXXVII	386, 445-447
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXIX	605-606
Bus permits, application and grant in South Arcot ..	XXIV	301-303
D.S.G. (Second), 1964-65, G.D.	XXIX	368-371
D.S.G. (Final), 1964-65, G.D.	XXXVIII	263-264
D.S.G. (Final), 1965-66	XIII	677-678
Electricity Board Budget	XXX	207-209
	XXXIX	183-185
Family Planning Operations, particulars re. ..	XL	774-775
Five-Year Plan (Fourth), Draft Outline (M) ..	XXXI	410-412
Governor's Address (M)	I	160
	VII	236-239
	XXV	86-90
	XXXIII	127-131
Guinea-worm diseases, Kadambuli firka	V	9
Irrigation, Bulldozer for disilting-cum-reclamation work in the Perumal tank, Cuddalore taluk ..	XL	747-748
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	679-681
Legislative Council, separate constituency for Elementary School Teachers (R)	XXXI	164-165
Madras State, Renaming as Tamil Nad, Amendment of the Constitution (R)	XXIII	73-74
Smallpox, outbreak in Tiruppapuliur town (C.A.) ..	XXIX	123
Teacher's training, stipends	XXXVIII	21
Touring cinemas, licence	XXXIX	782

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJANGAM, SRI N.—cont.		
Village Headman of Umangalam, South Arcot, suspension	XXXIX	344-345
Water-supply, Kannadi Kullanchavadi area	VI	221-222
RAJARAM, SRI G.—		
Arts College for Tindivanam Taluk, opening ..	XX	470
Budget (Revised), 1962-63, G.D.	II	606-609
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation—Irrigation	IV	275-277
Capital Outlay on Public Health, Medical and Public Health	V	421-424
		441
Motor Vehicles Acts, Administration	IV	61-63
State Legislature	III	222-223
Budget, 1963-64, G.D.	IX	199-202
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development and Industries	XI	136-138
Capital Outlay on Public Health	X	453-455
Medical		
Public Health	IX	354-355
Elections		
Head of State, Ministers and Headquarters ..	IX	540-542
Staff		
Pensions	XVIII	375-378
State Legislature		
Police	XX	198-201
Budget, 1964-65, G.D.		
Budget, 1964-65, Voting—		
Police	XXVI	502-508
Budget, 1965-66, G.D.	XXVII	389-392
Budget, 1965-66, Voting—		
Police	XXXV	490-492
Budget, 1966-67, Voting—		
Police	XL	810-812
Cyclone havoc and relief measures—Statement by Chief Minister—Discussion		
Educational pattern (M)	XII	445-448
Expunction of remarks	I	260
Government Servants, technical and scientific personnel, retirement age	XVII	79-80
Governor's Address (M)	I	208-212
	VII	348-350

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
IAJARAM, SRI G.—cont.		
Industrial Training Institute, Gingee, starting ..	XIX	10
Meenamooore Panchayat, bifurcation	VI	119
No Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	699-704
Panchayats and Panchayat Union Councils, Election ..	V	769-770
Panchayat Unions' construction of office buildings ..	XXI	788
Panchayat Unions, grants	XXII	37-39
Sankarabarani bridge at Gingee, renovation	VI	378
State Express Buses, Bus Stand in Tindivanam ..	XIX	243
Sub-Court at Tindivanam, Establishment	XX	471-472
Village Munsif's 'Isum Rights'	VI	343
IAJATHI KUNCHITHAPATHAM, SRIMATHI.		
Appropriation (No. 6) Bill, 1265	XXXII	846-849
Budget (Revised), 1962-63, G.D.	II	359-363
Budget, 1962-63, Voting—		
Education	IV	142-143
Elections and Head of State, Ministers and Headquarters Staff	III	272-275
Industries and Capital Outlay on Industrial Development.	III	580-583
Budget, 1963-64, G.D.	IX	146-153
Budget, 1963-64, Voting—		
Capital Outlay on Public Health	X	446-449
Medical		
Public Health		
Capital Outlay on Public Works—Public Works—Establishment and Tools and Plant—Public Works	XI	58-60
Education	X	128-129
Elections	IX	391-392
Head of State, Ministers and Headquarters Staff ..		
Pensions		
State Legislature		
General Sales Tax and Other Taxes and Duties Administration	XII	62-65
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	372-374
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant ..		
Public Works—Works		

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
IAJATHI KUNCHITHAPATHAM, SRIMATHI—cont.		
Budget, 1964-65, Voting—cont.		
Co-operation	XX	522-524
Medical, Public Health, and Capital Outlay on Public Health	XXI	66-69
Budget, 1965-66, G.D.	XXVI	578-582
Budget, 1965-66, Voting—		
Co-operation	XXVIII	550-557
Capital Outlay on Consumers, Co-operatives ..		
Police	XXVII	381-384
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation	XXXVI	404-406
Irrigation		
Capital Outlay on Public Health	XXXVII	271-273
Medical		
Public Health		
District Administration and Miscellaneous ..	XXXV	166-169
Pensions		
Miscellaneous		
Other Miscellaneous compensations and Assignments ..		
Commuted Value of pensions	XXXV	63-67
Loans and Advances by the State Government ..		
Education	XXXV	402-405
Elections		
Head of State, Ministers and Headquarters staff ..		
State Legislature		
Police	XXXV	524-526
Colleges, admission	XIV	262
Constitution (Sixteenth Amendment) Bill, 1963, (Ratification) (R)	XIII	177-180
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	474-475
Creche, opening at Fort St. George for Women employees of the Secretariat	XXXIX	915-916
D.S.G. (First), 1962-63, G.D.	VII	477-479
D.S.G. (Final), 1964-65, G.D.	XXIX	381-386
D.S.G. (Second), 1966-67, G.D.	XL	484-486
Electricity Board Budget	I	593-597
	XXII	115-118
	XXX	149-153
	XXXIX	146-149
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	377-378
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	359-362
Food Adulteration Act, Licence fee	IX	221-223

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAJATHI KUNCHITHAPATHAM, SRIMATHI—cont.		
Government Tamil College at Tirunelveli	XXXIX	446
Governor's Address (M)	I	265-269
	VII	149-153
	XVI	299-303
	XXV	393-397
	XXXIII	528-535
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	681-682
Legislative Council, separate Constituency for Elementary School Teachers (R)	XXXI	160-162
Mantharamurthi High School, Tirunelveli, administration	IV	205-206
Maternity Assistants for training, selection in Madras.	XV	447-449
Medical College and Pre-University Course, admission age	X	6-7
Medical Education, Pre-Professional results	XV	73-74
Navarathna Jayarani Higher Elementary School, withdrawal of recognition	V	387
No Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	630-635
Pension, old age	I	49
Selection Examination, abolition	XII	23-25
Speaker and Deputy Speaker, Election	I	37-38
Spinning Mills at Pettai	XXXVII	212-214
Tamil Vidwan Courses, Training College at Tirunelveli	XXXIX	446
RAJENDRAN, SRI S.S.		
Arrest (Ann)	IV	455
Budget, 1963-64, G.D.	IX	42-46
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, and Capital Outlay on Schemes of Government Trading	XIX	428-429
Budget, 1965-66, G.D.	XXVI	401-408
Budget, 1965-66, Voting—		
Police	XXVII	387-389
Governor's Address (M)	I	354-358
	XVI	315-320

R—cont.

Subject. (1)	Volume. (2)
RAMACHANDRAN, SRI P.	
Balagangadharan, Sri A. M. P., leave of absence (M) ..	XX
Committee on Estimates, presentation of reports on—	
Dairy and Milk Project	XXXVIII
Directorate of Handlooms	XL
Hindu Religious and Charitable Endowments (Administration) Department	XXXIX
Information and Publicity	XL
Medical, Public Health, Public Health Engineering and Town Planning Department	XL
Record Office	XXXIX
Committee on Rules—	
Presentation of Report	XVI
Payment of Salaries and Removal of Disqualifications (Amendment) Bill, 1964	XXI
RAMACHANDRA RAYAR, SRI A.—	
Budget (Revised), 1962-63, G.D.	II
Budget, 1962-63, Voting—	
Capital Outlay on Irrigation, Irrigation	IV
Capital Outlay on Public Health, Medical and Public Health	V
Education	IV
Budget, 1963-64, G.D.	VIII
Budget, 1963-64, Voting—	
Capital Outlay on Irrigation	XI
Irrigation	
Capital Outlay on Public Works, Public Works—Establishment and Tools and Plant, Public Works—Works	XI
Budget, 1964-65, Voting—	
Capital Outlay on Irrigation	XX
Capital Outlay on Public Works	
Irrigation	
Public Works—Establishment and Tools and Plant	
Public Works—Works	XX
Education	XX
Budget, 1965-66, G.D.	XXVI

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMACHANDRA RAYAR, Sri A.—cont.		
Budget, 1965-66, Voting—		
Medical	XXVII	467-469
Public Health		
Capital Outlay on Public Health		
Registration	XXIX	279-280
Jails		
Fisheries		
Stationery and Printing		
Dispensary, Bhuvanagiri	XII	25
D.S.G. (First), 1964-65, Voting—		
Forest Department	XXIV	428
Electricity (Taxation on Consumption) Bill, 1962 ..	V	847
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	356-359
Governor's Address (M)	I	230-232
	VII	154-156
	XVI	86-88
	XXV	534-536
Industrial Estate at Bhuvanagiri	XXXII	459-460
Package Scheme, implementation in Chidambaram taluk	XXXII	344
Pathway across Vellar, Bhuvanagiri	X	97
Sethiathope Anicut, connection to Vadavar channel ..	XXIII	237
Sethiathope Anicut, widening	XXIII	237
RAMACHANDRA REDDY, Sri N.—		
Budget (Revised), 1962-63, G.D.	II	621-623
Budget, 1963-64, G.D.	IX	213-215
Budget, 1964-65, G.D.	XVIII	447-449
Budget, 1966-67, G.D.	XXXIV	520-522
Governor's Address (M)	VII	320-322
RAMAIAH, Sri V.—	XXXIII	538-541
Additional Assessment and Additional Water-Cess Bill, 1963	VII	549-553
		579-581
		595-602
	VIII	14-17, 23, 55-57
		50-54, 58-59
		61-63, 64-65
		84-85, 86
Additional Assessment and Additional Water-Cess (Amendment) Bill, 1966	XXXIX	127, 931-932, 933-934
Agricultural Income-Tax (Amendment), Bill 1962.	II	351
	V	544, 548-549

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH, Sri V.—cont.		
Agricultural Income-Tax (Amendment) Bill, 1963 ..	XIV	61-62, 63
Agricultural Income-Tax (Amendment) Bill, 1965 ..	XXXI	687, 688
Agricultural Income-Tax (Amendment) Bill, 1966 ..	XXXVIII	327
		497-499
		500-502
Agriculturists in Thanjavur, hardships (C.A. St.) ..	XXXI	757-758
Agriculturists of Kanchamalai, Salem district, losses incurred (C.A. St.)	XXXI	348
Baby Foodstuffs, non-availability (C.A. St.)	XXXII	836-838
Betterment tax collection and consequent distress of ryots of Tirunelveli district (C.A. St.)	XXXVII	244-245
B.O.H., change in order	XXV	449
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	227
		297-314
		316-317
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works—Works	IV	576-577
		629-637
Compensation to Zamindars	V	31, 52, 60
District Administration and Miscellaneous		
Famine Relief		
Land Revenue Department		
Stamps Administration		101-119
Budget, 1963-64, Voting :		
Capital Outlay on Irrigation—Irrigation	XI	210-239
		274-291
		292-293
Capital Outlay on Public Works	XI	37, 71-81
Public Works		
Establishment and Tools and Plant		
Public Works—Works		
Compensation to Zamindars	XII	97
District Administration and Miscellaneous, Land Revenue Department	XI	493-505
Famine Relief	XII	93-95-96
Stamps Administration	XII	89, 92-93
Budget, 1964-65, Voting :		
Capital Outlay on Irrigation	XX	366, 367
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant..		
Public Works—Works		413-424
A 158—58		

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH, SRI V.—cont.		
Budget, 1964-65, Voting—cont.		
Compensation to Zamindars	XX	282, 283, 326, 329, 338
Famine Relief		
Land Revenue Department		
Stamps Administration		
Budget, 1965-66, Voting :		
Agriculture	XXVIII	365-366 429-437
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Irrigation	XXVIII	178-179 235-245
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works	XXVIII	447, 448, 484-492
Land Revenue Department		
Stamps Administration		
Famine Relief		
Compensation to Zamindars	XXIX	262, 263, 309-316
Registration		
Jails		
Fisheries		
Stationery and Printing		
Budget, 1966-67, Voting :		
Capital Outlay on Irrigation	XXXVI	357, 358, 437-454
Irrigation		
Capital Outlay on Public Works	XXXVI	308, 331-336
Public Works—Establishment and Tools and Plant		
Public Works—Works	XXXVI	257, 300-307
Compensation to Zamindars		
Famine Relief		
Land Revenue Department		
Stamps Administration		
Calling attention notices, information	IV	28
Cauvery Water-distribution under turn system H.H.D.	XIV	222, 225-231
Cement distribution (D.S.D.)	VI	297, 306-310
City Tenants Protection (Amendment) Bill, 1964	XXII XXIII	581 452 469-471, 475
City Tenants' Protection (Amendment) Bill, 1965.. .. .	XXXII	167, 168, 499-502

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH SRI V.—cont.		
Compulsory Labour (Amendment) Bill, 1964	XXIII	305
Crops, Damages in Tiruchendur taluk (C.A. St.)	XVII	26-27
Crops, failure and pest attack in Chengam, Polur and Tiruvannamalai taluks (C.A. St.)	VIII	513-514
Crops, failure in East Ramanathapuram district (C.A. St.)	XXIII	252
Crop situation in Kanyakumari district (St.)	XXXII	362-363
Cultivating Tenants Protection (Amendment) Bill, 1963.	XIV	30,31 48-50
Cultivating Tenants Protection and Payment of Fair Rent (Extension to Added Territories) Bill, 1963.	XIV XV	153-154 273, 274, 280, 286, 287
Cultivating Tenants Protection (Continuance) Bill, 1965.	XXV	418-419, 429-441 444
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	844-845, 858-860, 862, 863, 864
Drought conditions in certain areas, Thanjavur district (C.A.St.)	V	509
D.S.G. (Final), 1964-65, G.D.	XXIX	397-399
Electricity Board Budget	XXXIX	38, 39-52, 711-723
Electricity to pump-sets in North Arcot District, non-supply (C.A. St.)	XIII	270-278
Estates (Abolition and Conversion into Ryotwari, Act, 1948, draft amendment to rule under	XXXVIII	506-507
Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1963	XIV	53-54, 56
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	151-155
Famine conditions in certain firkas, Madurai district C. C. A. St.)	IV	575-576
Famine conditions in Tirunelveli district (C.A. St.)	XXVI	262-264
Fire accident in Bheemanagar, Tiruchirappalli (C.A.St.)	IV	226
Fire accident in Sadayanpalayam, Salem district (C.A. St.)	XI	209-210

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH, SRI V.—cont.		
Fire out break, Tindivanam Taluk(C.A. St.)	XX	185
Flood-affected ryots, Thanjavur district, grant of relief to (C.A. St.)	XVI	705
Floods in Tiruchirappalli district, damages (C.A. St.) ..	XX	364-366
Food situation in the Nilgiris district (C.A. St.) ..	XXXIX	929-930
Governor's Address (M)	XVI	500
Holdings (Stay of Execution Proceedings) (Madras) (Amendment) Bill, 1963	XIV	50-51
Holdings (Stay of Execution Proceedings) (Madras) Amendment Bill, 1965	XXXI	689
Houses of Harijans at Tuticorin, dismantling of (C.A. St.)	X	531
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXIX	468 580-590, 594-595 597
Irrigation (Levy of Betterment Contribution) Amend- ment Bill, 1963	XIV XV	57-60 128,612-616 625 642-648 753-757 759-762 764, 765 769-771
Kerosene and Diesel oil, non availability (C.A. St.) ..	XXXII	166-167
Krishnagiri Reservoir Project Canals, inadequate supply of water (C.A. St.)	XII	393-394
Land Encroachment (Amendment) Bill, 1965 ..	XXX XXXI	143 668-669 684-888
Land Reforms (Disposal of Surplus Land) Rules, 1965, Draft (M)	XXXII	417 422-425 428-429
Land Reforms (Fixation of Ceiling on Land) Act, 1961, Notification (M)	XXV	457
Land Reforms (Fixation of Ceiling on Land) Amend- ment Bill, 1965	XXIX	123-124 534-535
Land Revenue and Agricultural loans in certain districts, remission and postponement of collection (C.A. St.)	XXI	131-135

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH, SRI V.—cont.		
Land Revenue and Water-Cess (Surcharge)	XXXII	167 502-504 732-736 737
Bill, 1965	XV	354-356
Land Revenue Arears in Sivaganga Zamin are)C.A.St.)		
Land Revenue need for remission in Tiruvadanai taluk (C.A. St.)	XXV	615
Land Revenue, remission due to failure of rains in Ramanathapuram district (C.A. St.)	XVIII	216-217
Lands and houses of Harijans, damages caused to (C.A. St.)	XVI	31
Lands in Madurai and Ramanathapuram districts non-cultivation of a vast extent (C.A. St.) ..	XXXII	363-365
Lease-holds (Abolition and conversion into Ryotwari) Amendment Bill, 1964	XXII XXIII	471 379-381
Loans, collection from ryots in Tiruppattur taluk (C.A. St.)	III	565
Madhavaram Milk Project, stoppage of milk supply (C.A. St.)	XXXVIII	25-28
Melwaram in Inam areas, collection of arrears (C.A.St.)	XVII	90-91
Mettur Reservoir, low storage (C.A. St.)	XIV	27-29
Mettur Reservoir, non-release of water from (C.A. St.)	XXXIX	356-357
Non-judicial stamps, scarcity (C.A. St.)	XXXIX	634-635
Occupants of Kudiyiruppu (Protection from Eviction) Act, 1961, issue of rules (St.)	I	552-553
Occupants of Kudiyiruppu (Protection from Eviction) Amendment Bill, 1964	XXIII	157, 168-170
Paddy, Failure of Pisanam Crop in Tirunelveli district (C.A. St.)	XXIX	585
Paddy, slow procurement in Chingleput and North Arcot districts (C.A. St.)	XXXIII	487-488
Paddy stagnation of stocks at Railway stations (C.A. St.)	XXIX	850-851
Palar Basin Rules, difficulties caused by new orders on (C.A. St.)	II	265-266

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAIAH, SRI V.—cont.		
Palladam and Dharapuram taluks, declaration as famine area (C.A. St.)	I	550-551
Periyar water, non-supply to certain Villages in Ramana- nathapuram district (C.A. St.)	VI	504-505
Plantain and betelvines Gardens, damages caused by Cyclone in Thanjavur and South Arcot districts (C.A. St.)	XV	749-750
Poramboke lands at Valparai, eviction of Harijans .. from (C.A.St.)	V	393
Potato crops in Nilgiris district, ' Late Blight ' attack (C.A. St.)	X	196-197
Rice scarcity in Nilgiris district (C.A. St.)	XL	779-780
Rice, scarcity in Thanjavur district (C.A.St.)	XXXIX	787-788
Rice, unsatisfactory storage of bags in Godowns at Avadi (C.A. St.)	XXIX	736
Roads and culverts, damage in Tirunelveli district .. (C.A. St.)	XVIII	125-126
Ryots of Tiruttani taluk, penal steps by Revenue authorities (C.A. St.)	XXXVIII	143-144
Seasonal conditions in districts (C.A. St.)	XXXVI	133-137
Seasonal conditions, Tirunelveli district (C.A. St.) ..	XXXI	579-580
Stamp (Increase of Duties) Bill, 1962	III	329
	V	579-580, 585-586, 823-825, 827, 828, 829, 830
Supplementary question under question No. 394, correction to answer (St.)	XV	751
Tenancy (Amendment) Bill, 1965	XXV	448-451, 453-454
Tenants and Ryots Protection (Amendment) Bill, 1963	XIV	51-53
Tiruchirappalli, Kaieruvaram and Mattuvaram (Exten- sion of Application), Bill, 1964	XIX } XXI }	142-143 135-136 138, 139, 140-141
Urban Land Tax Bill, 1963	VII } XV }	526-529 546-549 128, 406-411, 599-607, 611
Urban Land Tax Bill, 1966	XXXIX	126, 127 330-332 838-840, 841 843-844

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMAKRISHNA NAICKER, SRI A. L.—		
Budget, 1963-64, G.D.	IX	172-175
Budget, 1964-65, G.D.	XVIII	382-383
Governor's Address (M)	I	302-304
RAMALINGAM, SRI N. S.—		
Ambattur Township, Constitution, (R)	XXX	44-45
Budget, (Revised), 1962-63, G.D.	II	170-172
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation—Irrigation	IV	238-239
Capital Outlay on Public Works, Public Works— Establishment and Tools and Plant, Public Works—Works	IV	617-618
Co-operation	V	282- 85
Budget, 1963-64, Voting—		
Capital Outlay on Public Works, Public Works— Establishment and Tools and Plant, Public Works—Works	XI	62-63
Co-operation	XI	343-344
Budget, 1964-65, Voting—		
Capital Outlay on Irrigation	XX	378
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and plant. Public Works—Works		
Education	XX	128-130
Budget, 1965-66, Voting—		
Co-operation	XXVIII	548-549
Capital Outlay on Consumers' Co-operatives		
Cauvery Water, distribution under turn system	XIV	219-220
Co-operative Central Land Mortgage Bank Ltd., Government guarantee for debentures (R)	I XXX	389-392 461-463
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari), Bill, 1962	XIV	313-314
Paddy and Rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	641-643
Paddy, fixation of floor price (R)	VI	425

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMALINGAM, SRI S.—		
Budget (Revised), 1962–63, G.D.	II	380–383
Budget, 1963–64, G.D.	IX	72–74
Budget, 1963–64, Voting— Education	X	121–123
Governor's Address (M)	I VII	368–369 40–42
RAMANATHAN, SRI V.		
Budget (Revised), 1962–63, G.D.	II	623–624
Budget, 1962–63, Voting— Community Development Projects etc.,	III	158–159
Budget, 1963–64, Voting— Community Development Projects, etc., Khadi ..	X	340–342
Budget, 1964–65, Voting— Capital Outlay on Irrigation Capital Outlay on Public Works Irrigation Public Works—Establishment and Tools and Plant Public Works—Works	XX	403–404
Community Development Projects, etc.	XXI	551–552
Public Works—Grants-in-aid	XIX	601–602
Welfare of Scheduled Tribes, Castes, and other Backward Classes	XXVI	590–593
Budget, 1965–66, G.D.	XXVIII	123–125
Budget, 1965–66, Voting— Community Development Projects, etc., Public Works—Grants-in-aid	XXVIII	225–226
Irrigation Capital Outlay on Irrigation Public Works—Works Public Works—Establishment and Tools and Plant Capital Outlay on Public Works'	XXXI	481–483
Five-year plan (Fourth), Draft Outline (M)	I XVI XXV XXXIII	316–319 406–407 60–62 101–104
Governor's Address (M)		

R—

Subject. (1)	Volume. (2)	Page. (3)
RAMASAMI, SRI A. R.—		
Governor's Address (M)	I	397
RAMASAMY, SRI S.		
Alanthurayar Temple, Renovation	XXIV	8–9
Andi Odai near Kallagam, Anicut	XV	50
Appropriation (No. 6) Bill, 1965	XXXII	876–877
Basic schools, appointment of teachers	XXXV	464
Beggar Homes, details	XXIII	445–446
Bridge across Coleroon	XXI	123–124
Budget, 1962–63, Voting— Community Development Projects, etc.	III	154–156
Education	IV	125–127
Budget, 1963–64, G.D.	VIII	546–548
Budget 1963–64, Voting— Capital Outlay on Irrigation, Irrigation	XI	257–259
District Administration and Miscellaneous	XI	477–478
Land Revenue Department	IX	519
Police	X	223–225
Welfare of Scheduled Tribes, castes and other Back- ward Classes	XVII	366–372
Budget, 1964–65, G.D.		
Budget, 1964–65, Voting— Agriculture, Animal Husbandry, Capital Outlay on Agriculture Capital Outlay on Schemes of Govern- ment Trading	XIX	372
Community Development Projects, etc.—	XXI	532–534
Public Works Grants-in-aid		
Commuted value of Pensions	XIX	189–191
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Compensation to Zamindars	XX	282, 283 286
Famine Relief		
Land Revenue Department		
Stamps Administration		
Labour including Factories	XX	45–47
Medical, Public Health and Capital Outlay on Public Health	XXI	54–56
Budget, 1966–67, Voting— Capital Outlay on Irrigation Irrigation	XXXVI	407–409

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASAMY, SRI S.—cont.		
Budget, 1966-67, Voting—cont.		
Capital Outlay on Public Health		
Medical	XXXVII	246
Public Health		
Compensation to Zamindars		
Famine Relief	XXXVI	257, 280-281
Land Revenue Department		
Stamps Administration		
Motor Vehicles Acts—Administration		
Police	XXXVII	31-33
Bull dozers and Tractors, hiring	XXXV	485-488
Bus ticket, Stamping	XV	47-48
Cement Factory, Tiruchirappalli	XXIV	451-452
Chinneri in Manapethi Village, repair	XXXVII	2-4
Craft Instructors, Municipal and Panchayat Schools	XV	51
Crops, damage in Udayarpalayam taluk	XXXVI	350-351
District Development Councils, Meetings	XXIII	135
Education, transfer from Panchayat Unions	XXV	12-15
Electricity Board Budget	XXXVI	347-349
	I	653-654
	XIII	437-440
Electricity, Kizha Pazhavur village	XXXIX	190-193
	XV	552
Elementary Schools, opening in Udayarpalayam	XXIII	450
Eucalyptus trees, Madras State	XIV	243-245
Ex-estate employees	XV	55-57
Extension officers, (Panchayat Unions), retrenchment.	XXXVI	229
Fire accident, Kulamanickam village	V	503-504
Fishermen in non-coastal areas, assistance	XV	54-55
Five-year Plan (Fourth), Draft Outline (M)	XXXI	520-522
Flood relief, raising of relief amount	XXXVIII	218-219
Floods in Tiruchirappalli district, damages (C.A.)	XX	364
Government Hospital, Jayankondacholapuram	XIV	89-90
Governor's Address (M)		
	VII	82-84
	XVI	310-313
	XXXIII	210-212
Gramasevaks, Quarters	XXXVIII	223-224
Guinea Worm Disease, eradication	XV	57-58
Gypsum, availability in Tiruchirappalli district	XV	43

R—cont.

Subject. (1)	Volume. (2)	Page (3)
RAMASAMY, SRI S.—cont.		
Harijans, damages caused to lands and houses (C.A.) ..	XVI	31
Headmasters, disparity in pay scales	XXXVIII	224-225
Higher Grade teachers, promotion as Secondary Grade teachers	XXXV	464-468
Industrial Schools for tailoring, working	XI	519-520
Irrigation channels, Coleroon	VI	472
Kilapaloor Panchayat, bifurcation	VI	492
Kothari Sugars Limited, Tiruchirappalli	XXI	784
Malaria, funds from U.S.A. for eradication	XV	679
Marudayar Reservoir Scheme, Udayarpalayam taluk	VI	343-344
Match Factories, number	VI	379-381
Mid-day meals scheme, teachers responsibility	XXXV	468-471
Municipal Service, integration with Government Service	XVIII	209-211
National Malaria Eradication Programme, employees	XV	678-679
Old age pension, working	XV	434
Overhead tanks, Thirumanur Panchayat Union	XV	58-59
Paddy cultivation, Japanese method, experimentation	VI	366-367
Panchayat Union staff, quarters	XXXV	338-339
Paper Mills	VI	241-242
Physically handicapped, financial aid	XV	24-28
Pissiculture	XXIV	276-283
Plantain fruit, increase in production	XXI	484-485
Police station, opening at Vikramangalam	VI	502
Power Drills, wells sunk	XV	49-50
Primary Health Centres in the State	XXI	776
Road Inspectors, pay scales	XXXVIII	318
Roads, Tiruchirappalli district	XXXVIII	3-4
School buildings, collapse, number	XXVI	2
Seasonal conditions in districts (C.A.)	XXXVI	133
Social Science Text-books for S.S.L.C. class, non-availability	XXXII	601
Soil Testing Laboratories	XV	694-695
Teachers, age of retirement	XXXV	462-464
Teachers' Training School (Government), Tiruchirappalli, conversion	VI	114

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASAMY, SRI S.—cont.		
Teachers' Training School (Private), Tiruchirappalli district	VI	114-115
Teachers' Training Schools, Secondary Grade teachers	XXXVIII	21-23
Teachers' Welfare Savings Fund Scheme, Commence- ment	XXXVIII	326-327
Text-books for S.S.L.C. class	XXXII	601
Varagu crop, damages	XV	49
Wells and Tanks, ban on sinking	XXIV	118-121
Wells, subsidy	VI	226-227
RAMASWAMI, SRI S. J.—		
Additional Assessment and Additional Water-Cess Bill, 1963	VII	587-590
Agriculturists, payment of bonus	XXXVIII	128-131
Ammonium Sulphate, Distribution in North Arcot district	XXXI	568
Appropriation (No. 2) Bill, 1965	XXIX	511-513
Archaeological survey at Palimedu	XXII	460-461
Arkonam Airstrip, Survey Unit	V	153-154
Baby foods, distribution	XL	28
Ball Bearing Factory, Arkonam	XIII	385-386
Basic Training School, North Arcot district, 1966 ..	XXXVI	234-235
Beggar Home, Avadi, employment opportunities ..	XXXIII	695-697
Bhaktavatsalam Polytechnic, Kancheepuram, expan- sion	XXIII	416
Bridge over the Palar between Vellore and Katpadi	XXXIV	321
British Journalist, Arrest	XXX	1-7
Budget (Revised), 1962-63, G.D.	II	410-413
Budget 1962-63, Voting: Police	III	365-367
Budget, 1963-64, G.D.	VIII	478-482 563
Budget 1963-64, Voting— Capital outlay on Road Transport Schemes, Road Transport Schemes	XI	554-555
Budget, 1965-66 G.D.	XXVI	294-297
Budget, 1965-66, Voting— Community Development Projects, etc. Public Works—Grants-in-Aid	XXVIII	105, 141-142

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASWAMI, SRI S. J.—cont.		
Budget, 1965-66, Voting—cont.		
Co-operation—Capital Outlay on Consumers' Co- operatives	XXVIII	515-516
Capital Outlay on Consumers Co-operatives, Co-operation	XXXVI	87-88
District Administration and Miscellaneous Pensions, Miscellaneous, Other Miscellaneous compensations and assignments, Commuted value of pensions, Loans and advances by the State Government ..	XXXV	185-188
Buses, enhancement of fares in North Arcot and Chingle- put districts	XXXIX	91-92
Bus permits for new routes in North Arcot and Chingle- put districts	XXXIV	309-314
Bus routes (new)	XXXVII	362-363
Bus routes (new) from Madras to Bangalore, opening ..	XL	599
Bus routes (new) North Arcot district	XIV	284
Cattle disease, new medicines	XXXVII	117-118
Cattle Farm, establishment in Madras State	XXXIX	14-15
Cattle, Rams for breeding	XL	771
Central Co-operative Bank building air-conditioning	XXXIX	617
Chemical Fertilisers, supply	XXXVI	115-117
Cholera, number of deaths	XXIII	355-357
Coal, digging out in Kattavakkam, Chingleput district.	XXXII	680
Conviction (Ann.)	XVIII	353
Co-operative Agricultural Bank, Sitheri, alleged mis- appropriation	XXII	161-16
Co-operative Central Bank, Chingleput Loans	XXXVI	21
Co-operative Societies Act, Amendment to Rules ..	XV	343-344
Co-operative Society, Arakonam taluk, Auditor's special report	XL	328-329
Co-operative Spinning Mills, Kancheepuram, expendi- ture incurred	XXXVIII	413-414
Co-operative Stores in Thanigai Polur village, embezzle- ment of funds	XL	325-326
Deserted children, 1964-65	XXXIV	160
D.S.G. (Final), 1962-63, Voting—Capital Outlay on Agriculture	XII	43
Electricity Board Budget,	XIII XXII	412-416 198-200

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASWAMI, SRI S. J.—cont.		
Electricity, charges for Agricultural purposes ..	XXI	5
Electricity, installation of 33 KV. Sub-station in North Arcot district ..	XXXVII	211-212
Electricity, irregular supply to agricultural pumpsets in Arkonam taluk ..	XXXVII	211-212
Electricity, pumpsets in North Arcot district, non-supply (C.A.). ..	XIII	276
Electricity, supply to Agricultural pumpsets, Ownership Certificates ..	XXIX	576-577
Electricity (Taxation on Consumption) Amendment Bill 1965 ..	XXXII	376-377
Entertainments Tax Act, evasion of Tax ..	XXXII	832
Entertainments Tax (Amendment) Bill, 1965 ..	XXXII	395-396
Epidemics in North Arcot district, Outbreak, (C.A.) ..	XXV	243
Fair Price shops for vegetables in district headquarters ..	XXVIII	93-95
Foodgrains, procurement ..	XL	315
Foodgrains, procurement and check-posts abolition ..	XXXIX	770-771
Foodgrains, procurement and distribution ..	XXXIX	925-926
Foodgrains, quantum seized at check posts ..	XL	314-315
Food-rationing, quantum decided at Chief Ministers' Conference ..	XXXIX	224-226
General Elections, (1967), Polling dates ..	XL	112-113
General Elections, places for public meetings ..	XL	112
Government Employees, increased Dearness allowance.	XXXVIII	139-140
Government Employees, retrenchment ..	XXXIX	924-925
Government Hospital, Arkonam, expansion ..	XXII	25
Government Officers, re-employment after retirement.	XXIII	415-416
Government Officials, unauthorised entry into the premises of an individual and seizure of paddy ..	XXXIX	464-465
Government Servants, City Compensatory Allowance	XVII	72-77
Government workshop at Vellore, furniture manufactured ..	XXXIX	450
Governor's Address (M) ..	I	134-137 210, 228 366 VII 59-60, 213 XVI 80-82 XXV 416-418 523-525 XXXIII 119-121

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASWAMI, SRI S. J.—cont.		
Groundnut, cess on kernala ..	XL	123
Groundnut oil cake, exemption from sales tax ..	XXXIX	760
Harijan Welfare Department, shifting ..	XXXVIII	210-211
High Schools and Colleges, pattern of Science teaching.	XXXV	345-346
History of Tamil Nadu, Publication (R) ..	XXXII	626-627
Hosur Cattle Farm, loss of sheep ..	XXXI	449-451
Hotels, closure on Mondays ..	XXXIX	767-768
Indica Japan Seeds, distribution ..	XXIX	715
Industrial estate, Arknam, water-supply ..	XXII	272-273
Industries Minister, State expenditure for tour in U.S.S.R. ..	XL	114
Iron and Steel Rolling Mill, Arkonam ..	XXXIII	470
Jeep, improper use by Chairman, Arkonam Panchayat Union ..	XXXI	347
Kaveripakkam and Nemili Panchayat Unions, transfer of villages ..	XXII	567-568
Kerosene and Diesel Oil, quantum allotted to Madras State ..	XL	759
Kerosene distribution, North Arcot District Co-operative Marketing Society ..	XXXI	755-756
Land Revenue, remission in monsoon failure areas ..	XXXIX	342-343
Land Revenue, representation from the ryots of Nagavedu village of Arkonam taluk, re-remission.	XL	753-754
Libraries' District-war particulars ..	XXIII	361
Ministers' tour particulars ..	XL	113-114
Ministers' tours expenditure ..	XXXI	726
Ministers tours in Kerala, travelling allowance ..	XXX	106
Mobile Courts, functioning ..	XXXVI	18-20
Mobile Dental Units ..	XXXII	948
Modern Brick Works at Orakkadu village, loan ..	XL	745
"Monday petitions", North Arcot district ..	XL	25-26
Motor Vehicles, weighment ..	XXXVII	493
Multipurpose Credit Society in Siranamalli Village, defalcation of funds ..	XL	326-327
Municipal Commissioner, Arkonam, complaint against.	II	344
Municipal elections, impersonation ..	XXVI	547
	XXX	544-546

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASWAMI, SRI S. J.—cont.		
Municipal Market, Arkonam, collapse of shops ..	XXXIII	484
Murder cases, North Arcot district	XL	443-444
National Defence Fund, collections	XXXIV	474-478
'Nava Mani' Publication in (P.M.)	XXVI	252
Neera, documentary film	XXXIX	467
N.G.O.'s in transferred territories	XIV	264
Official language, use of Hindi	XXVIII	2
Paddy and Rice, Procurement	XXIX	719-720
Paddy and Rice, procurement by Food Corporation.	XXXIX	462-463
Paddy crops, withering in North Arcot and Chingle- put districts (C.A.)	XXXII	603
Paddy—		
Fixation of prices	XXX	119-124
Procurement from agriculturists of Arkonam taluk.	XXXIX	462
Procurement from certain villages of Arkonam taluk.	XXXIX	461-462
Procurement in North Arcot and Chingleput districts.	XXXI	741-742
Procurement of Navarai Kar paddy	XXXIX	465
Proposal to raise the price	XXXIX	461
Slow procurement in Chingleput and North Arcot districts (C.A.)	XXXIII	487
Palar Basin Regulation, rescinding	XL	313
Panchayat elections, stay orders	XXXII	359-360
Panchayat Union Rural Dispensaries, taken over by Government	XL	222-223
Panchayat Unions, Delegation of powers	XXXIII	387
Parry Company's Fertiliser Factory, Ranipet, closure	XXXVIII	2-3
Plague, outbreak in Vellore	XXX	527
Police firing—		
Anti-Hindi agitation	XXIX	707-710
Arkonam station	XXIX	323-324
In 1963-64	XXVI	125-130
Police, lathi charge at Arkonam Railway Workshop.	XXX	105
Polygamy, prohibition by legislation	XL	596-597
Poramboke land in Arkonam Municipality, conver- sion as own land by Municipal Councillor ..	XXXIX	355-356
Pre-University Class in Government Arts Colleges, admission	XXXII	695-696
Prisoners, Welfare Board	XXX	534

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RAMASWAMI SRI S. J.—cont.		
Proceedings of the House, statement re. conduct of the proceedings	XXVII	444-445
Pulses, movement to other districts	XXXVIII	315-316
Railway over-bridge, Kodambakkam	XXXIV	320
Rice, exported to Kerala, price	XXXIX	769
Rice, Procurement from North Arcot district Co- operative Marketing Society	XXXIX	460
Seed Farm in Pichivakkam in Sriperumbudur taluk.	XXXII	27
Self-immolation, Anti-Hindi agitation	XXIX	327-328
Sex change, district-war particulars	XXII	321-322
Small-pox, number of attacks	XXXI	575
Spinning Mill for Chingleput district	XXII	171-172
Sri Kalathinathar temple, lands	XXXIX	906-907
Standard Motor Products of India, Vandalur, production	XXXVIII	412-413
State Transport, buses, accidents	XXXIX	908
State Transport, bus-stand Vellore	XXI	630
State Transport, reintroduction of Madras-Tirupathi Bus Service 1966	XXXV	232-233
Statutory rationing in Madras and Coimbatore cities, details	XXXIX	226-228
Students, arrests during Anti-Hindi agitation ..	XXIX	704-705
Sub-Jail, Vellore	XXXVIII	21
Sugar, removal of control	XXXIX	773-774
Suppression of Immoral Traffic Act, arrests, etc., in 1963-64	XXV	139
Taxi-driver's strike on 14th May 1965	XXXII	931-936
Teacher-pupil ratio in Elementary Schools, Fixing (R).	XVI	754-755
Teachers in Arkonam Panchayat, transfer	XXXIV	165-166
Theatre purchase by Arkonam Municipality ..	XIII	627
Tractors, supply	XXXVI	3-6
Travellers' bungalows, dearness allowance to watch- men	XXXX	303-309
Travelling allowance, etc., to each Hon. Minister during 1963-64	XXII	44-45
Trees felling and income derived	XXIX	573-574
Tri-wheeler taxis, proposal to ply and fares ..	XL	118-119
Underground passage at Mount Road, damage to Cinema theatre	XXXVIII	425
Vellore main market, new building	XXXV	121

Subject. (1)	R—cont.	Volume. (2)	Page. (3)
RAMASWAMI, SRI S. J.— <i>cont.</i>			
Vigilance and Anti-corruption Act, enforcement ..	XXXIX	885-886	
Village headman, appointment	XXXVIII	434	
Water Supply Scheme, Arkonam, cost of service reservoir	XXXIX	779-780	
Water Supply Scheme, Arkonam Municipality ..	XXX	26	
Well Subsidy scheme, grant during 1961 ..	III	203-204	
RAMASWAMI UDAYAR, SRI N.—			
Budget (Revised), 1962-63, G.D.	II	470-474	
Budget 1962-63, Voting—Capital Outlay on Irrigation, Irrigation	IV	253-255	
Budget, 1963-64, G.D.	VIII	575-577	
Budget, 1963-64, Voting—			
Capital Outlay on Public Health	X	458-460	
Medical			
Public Health			
Education	X	118-120	
RAMASWAMY NAIDU, SRI S.—			
Appropriation Bill, 1966	XXXVIII	364-367	
Budget (Revised), 1962-63, G.D.	II	222-226	
Budget, 1963-64, Voting—			
District Administration and Miscellaneous Land Revenue Department	XI	481-482	
General Sales Tax and other Taxes and Duties, Administration			
Budget, 1965-66, G.D.	XII	76-79	
Budget, 1965-66, Voting—	XXVI	559-564	
Education	XXVII	220-222	
Police	XXVII	411	
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	194-196	
Budget, 1966-67, G.D.	XXXIV	328-331	
Budget, 1966-67, Voting—			
General Sales Tax and Other Taxes and Duties— Administration	XXXVII	132-136	
City Municipal Corporation (Amendment) Bill, 1965	XXXI	63-65	
Co-operative Central Land Mortgage Bank Limited, Government guarantee for debentures (R) ..	XXX	459-461	
Educational pattern (M)	XII	424-429	
Electricity Board Budget	I	621-625	
Five-Year Plan (Fourth), Draft outline (M) ..	XXX	202-207	
	XXXI	375-380	

Subject. (1)	R—cont.	Volume. (2)	Page. (3)
RAMASWAMY NAIDU, SRI S.— <i>cont.</i>			
Governor's Address (M)	XXV	380-383	
Madras State renaming as Tamilnadu, amendment of the constitution (R)	XXXIII	514-525	
Madurai University Bill, 1965	XXIII	74-75	
No-confidence motion against the Ministrey (M) ..	XXX	374-377	
Official Language Policy, discussion (M) ..	XXXIX	420-421	
Panchayats (Amendment and Miscellaneous Pro- visions) Bill, 1964	XXIX	657-660	
Rinderpest—(Amendment) Bill, 1964	XXIII	183-184	
	XXIII	376	
RANGANAYAKI, SRIMATHI N. K.—			
Budget (Revised), 1962-63, G.D.	II	497	
Governor's Address (M)	VII	343-344	
RANGASWAMY, SRI R.—			
Budget, (Revised), 1962-63 (G.D.)	II	503-506	
Budget, 1962-63, Voting—			
Community Development Projects, etc., ..	III	129-131	
Compensation to Zamindars	V	53-56	
District Administration and Miscellaneous ..			
Famine Relief			
Land Revenue Department			
Stamp Administration	V	298-299	
Co-operation			
Elections and Head of State Ministers and Head- quarters Staff	III	278-279	
Industries and Capital Outlay on Industrial Development	III	607-608	
Budget, 1963-64, G.D.	VIII	562-565	
Budget, 1963-64, Voting—			
Agriculture	IX	480	
Animal Husbandary			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading			
District Administration and Miscellaneous, Land Revenue Department	XI	474-475	
Elections	IX	360-361	
Head of State, Ministers and Headquarters Staff.			
Pensions			
State Legislature	XII	68-69	
General Sales Tax and other Taxes and Duties— Administration			
Police	IX	556	
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	207-209	
Budget, 1964-65, G.D.	XVIII	246-249	

R—cont.

Subject. (1)	Volume. (2)	Page. (3)
RANGASWAMY NAIDU, SRI R.—cont.		
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on		
Agriculture, Capital Outlay on Schemes of		
Government Trading	XIX	416-418
Compensation to Zamindars		
Famine Relief	XX	303-305
Land Revenue Department		
Stamps Administration		
Electricity Board Budget, G.D.	I	656-657
Governor's Address (M)	XIII	684-686
Iruvaram Estates (Abolition and Conversion into	VII	280-282
Ryotwari) Bill, 1962		
Leaseholds (Abolition and Conversion into Ryot-	I	502-503
wari) Bill, 1962		
Minor Inams (Abolition and Conversion into Ryot-	I	502-503
wari) Bill, 1962		
Motor Vehicles Acts—Administration	I	502-503
Road to Panimalai, formation	XIX	507-508
	II	445
RATNAVEL GOUNDER, SRI A.—		
Budget (Revised), 1962-63 (G.D.)	II	635-637
Governor's Address (M)	I	364-365
S		
SADASIVAM, SRI S.—		
Budget (Revised), 1962-63, G.D.	II	317-321
Budget, 1962-63, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	III	53-55
Community Development Projects, etc.		
Budget, 1963-64, G.D.	III	138-139
Budget, 1963-64, Voting—	IX	192-194
Capital Outlay on Irrigation—Irrigation		
Registration	XI	241-243
Stationery and Printing	X	557
Budget, 1964-65, G.D.	XVIII	365-366
Budget, 1964-65, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	XIX	411-414

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SADASIVAM, SRI S.—cont.		
Budget, 1964-65, Voting—cont.		
Capital Outlay on Irrigation		
Capital Outlay on Public Works	XX	378-380
Irrigation		
Public Works Establishment and Tools and Plant.		
Public Works—Works		
Community Development Project, etc., Public	XXI	545-546
Work—Grants-in-aid		
Budget 1965-66, G.D.	XXVI	632-634
Budget, 1965-66, Voting—		
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture	XXVIII	375-376
Capital Outlay on Schemes of Government		
Trading		
Irrigation		
Capital Outlay on Irrigation	XXVIII	189-190
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works		
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation—Irrigation	XXXVI	380-383
D.S.G. (First) 1964-65, Voting—		
Community Development Projects, etc.	XXIV	405
Electricity Board Budget	XIII	448-450
	XXX	186-188
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	290-294
Governor's Address (M)	XXXIII	442-446
Panchayats (Amendment and Miscellaneous Provi-		
sions) Bill, 1964	XXIII	196-197
SAMBANDAN, SRI K. R —		
Agriculture, Villages covered by Intensive Pro-	XXXVIII	409-411
gramme.		
Ancient and Historical Monuments and Archaeologi-		
cal Sites and Remains Bill, 1966	XL	368-371
Appropriation (No. 2) Bill, 1964	XXI	679-682
Appropriation (No. 2) Bill, 1965	XXIX	502-506
Budget (Revised), 1962-63 (G.D.)	II	331-334
Budget, 1963-64, G.D.	VIII	565-566
Budget, 1963-64, Voting—		
Capital Outlay on Public Works		
Public Works—Establishment and Tools and		
Plant	XI	53-55
Public Works—Works		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SAMBANDAN, SRI K. R.—cont.		
Budget, 1963-64 Voting—cont.		
Community Development Projects, etc., Khadi ..	X	311-314
Motor Vehicles Acts, Administration	X	49-51
Registration—Stationery and Printing	X	561-562
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	237-239
Budget, 1964-65, G.D.	XVIII	177-181
Budget, 1964-65, Voting—		
Capital Outlay on Forests	XXI	176-178
Cinchona		
Forest Department		
Education	XX	127-128
Fisheries	XXI	314-316
Police	XX	214-216
Budget, 1965-66, G.D.	XXVI	199-207
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	134-136
Public Works—Grants-in-aid		
Irrigation		
Capital Outlay on Irrigation	XXVIII	209-211
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works	XXVIII	473-474
Land Revenue Department		
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Budget, 1966-67, G.D.	XXXIV	533-536
Budget, 1966-67, Voting—		
Community Development Projects, etc., Public Works—Grants-in-aid	XXXVIII	158-160
Elections	XXXV	389-391
Head of State, Ministers and Headquarters Staff		
State Legislature		
Medical	XXXVII	269-271
Public Health		
Capital Outlay on Public Health,		
Police,	XXXV	526-528

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SAMBANDAN, SRI K. R.—cont.		
Budget, 1966-67 Voting—cont.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	404-406
Cauvery Water, distribution under turn system ..	XIV	221-222
Chinnangudi—Akkur Mukkuttu Road, metalling ..	XXXIX	470
Devasthanam lands in Municipal limits, raising of houses	XL	426-428
D.S.G. (Second) 1964-65, G.D.	XIV	299-301
D.S.G. (Final), 1965-66	XXXVIII	265-266
Educational pattern (M)	XII	308-309
Electricity Board Budget	I	651-652
	XIII	457-466
	XXXIX	60-61
Five-Year Plan (Fourth), Draft Outline (M) ..	XXXI	380-385
Government Hospital, Sirkali, shifting	XXXVIII	125
Governor's Address (M)	I	246-251
	VII	188-192
	XVI	88-92
	XXV	90-93
	XXXIII	77-82
Inam land in Sundaraperumal Koil, Patta to tenants	XXXIX	626-627
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	497-498
Land Revenue remission, Thanjavur, Tiruchirappalli and Tirunelveli districts	XL	416-417
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	497-498
Medical Colleges, admissions in 1965-66	XXXIX	913-914
Medical College (Integrated Medicine), opening ..	VI	79
Mettur Reservoir, Low storage (C.A.)	XIV	27
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	497-498
	XIV	294
No-Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	640-644

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SAMBANDAN, SRI K. R.—cont.			
No-Confidence Motion against Ministry (M)	..	XXXIX	502-503
Paddy, enforcement of levy system in Thanjavur district	..	XL	315-318
Paddy, Procurement from small landholders in Polur taluk	..	XXXIX	465
Panchayat Elections, marking system	..	VI	349
Panchayats, Sirkali Major Panchayat Conversion into Municipality	..	XXXVII	361-362
Polytechnics, Thanjavur district, admission	..	XXXI	209
Porayar-Manganallur road, transfer to Highways Department	..	VI	370
Road, Manickapangu-Tranquebar, metalling	..	VI	473
State Transport, new routes	..	XXX	322-324
State Transport System, Committee to enquire into the working (R)	..	XXIX	791-793
SAMPANGHI, SRI R.—			
Ambur Co-operative Sugar Mill, Crushing capacity	..	XXIX	583
Arrest (Ann)	..	IV	455
Bridge across Palar near Ambur, Proposal	..	XXIX	732
Budget, 1962-63, Voting—			
Industries and Capital Outlay on Industrial Development	..	III	601-602
Budget, 1963-64, G.D.	..	IX	82-84
Budget, 1963-64, Voting—			
Capital Outlay on Industrial Development	..		
Industries	..	XI	132-133
Police	..	IX	549-551
Budget, 1964-65, G.D.	..	XVIII	353-355
Budget, 1965-66, Voting—			
Community Development Projects, etc.	..		
Public Works—Grants-in-aid	..	XXVIII	137-139

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SAMPANGHI, SRI R.—cont.			
Budget, 1965-66 Voting—cont.			
Co-operation	..	XXVIII	557-559
Capital Outlay on Consumers' Co-operatives	..		
District Administration and Miscellaneous Pensions	..		
Miscellaneous	..		
Other Miscellaneous Contributions and Assignments.	..	XXVII	308-309
Commuted Value of Pensions	..		
Loans and Advances by the State Government	..		
Budget, 1966-67, Voting—			
Community Development Projects, etc.	..	XXXVIII	157-158
Public Works—Grants-in-aid	..		
Medical	..		
Public Health	..	XXXVII	286-287
Capital Outlay on Public Health	..		
Dog bite, treatment in Government Hospitals	..	XXIX	733
Fire Service Station, Ambur	..	XXVII	258-259
Foodgrain dealers, arrest under Defence of India Rules	..	XXVIII	331-332
Government Hospital, Ambur, Expansion	..	XXIX	733-734
Governor's Address (M)	..	I	225-227
	..	VII	344-347
Hospital in Virinchipuram	..	XXIX	849
Madras—Calicut Road, Widening	..	XXIX	732-733
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	..	XV	366
National Malaria Eradication Programme, Employees.	..	XXIX	583-584
Pipes belonging to Government, Hiring	..	XXIX	849
SANKARAN, SRI V.—			
Accident, Mount Road	..	V	248
Accidents, Ghat Road, Nilgiri hills	..	XXIX	551-552
Accidents, lorries	..	VI	473-474
Additional Sub-Magistrate for Tiruchirappalli	..	XXXIX	230
Administrative expenditure, economy	..	X	5-6
Adult literacy, new scheme	..	XXXVI	237-238
Agmarking, Foodgrains, etc.	..	VII	412
Agricultural College, Madurai	..	XXVII	92-97
Agricultural Development Project in Nilgiris district, technical assistance for West Germany	..	XL	748-749

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Agricultural Production Seminars, organisation ..	XXXVIII	420-422
Agriculture, drought conditions in taluks, relief to people	XL	415-416
Agriculture, North-East Monsoon, down-pour of rains damage to standing crops in eastern coastal areas.	XL	415
Agriculturists, bonus	XXXVIII	128-131
Agro-Industries, list	XL	436-437
Agro-Industries, setting up of Corporation	XL	436-437
Albert Victor Bridge, Madurai, opening of a causeway.	XXVIII	425
Aliyar Dam, utilisation of water	XXVIII	430-432
All India Homeopathic Conventions, Kumbakonam, resolutions	IV	224
Alloy steel production unit	XXXI	335-6
Aluminium Plant, Setting up in Periakulam	XXXIX	332-333
Amins, Pay and allowances	XXXIX	468
Ammonium Chloride-cum-Soda ash Factory, establishment.	XXXIII	42
Appropriation (No. 2) Bill, 1964	XXI	645-649
Appropriation (No. 2) Bill, 1965	XXIX	477-481
Appropriation (No. 6) Bill, 1965	XXXII	854-857
Appropriation Bill, 1966	XXXVIII	336-338
Archaeological Exploration at Kaveripattinam ..	XXXIX	881-882
Arid Seashore lands, reclamation	XXXIX	336-337
Army Medical Corps, disbursement of family allowance.	XL	768-769
Army Medical Corps, incentives to Doctors	XXXIX	912
Asbestos, manufacture	XL	307-308
Assistant Public Prosecutors, accommodation allowance.	XXXIII	47
Assistant Surgeons, reservation of vacancies	XXXIII	586-589
Atomic Power Plant, Kalpakkam, erection	XXXV	1-2
Atomic Power Station, Kalpakkam	IX	513
Ayurvedic College, location at Courtallam	XXVII	443-444
Baby food, distribution	XXXIV	390-394
Backward Class students, exemption from tuition fees in Colleges	XL	28-29
Backward Class students, exemption from tuition fees ..	XXXIX	754-755
Banana and Fruit Research station	XXXIX	457
Banana Plantation, Dindigul, "wilt" disease ..	XI	105-106

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
B.D.S. Course, selection of candidates	VII	513
Beggar Homes	XXXIX	916
Bengalgram and dhal, purchases from other States ..	XL	448
Betting Tax (Amendment) Bill, 1962	V	859
Bhavanisagar water, release for short-term crop ..	XXXV	329
Bhoodan Yagna (Amendment) Bill, 1964	XXI	812-814 817-818 819-820
Biscuit factory in Madras State, setting up with American collaboration	XL	745
"Bleeding Madras" and hankies, export	XL	214-217
Blood-banks, depletion of blood	XL	451
Bonus Act, extension to Electricity Board employees.	XL	440
Bonus Act, extension to the State owned industrial establishments	XXXVII	12-13
Brass vessels, manufacture	XXXVII	363-366
Bridge (Bhavani-Komarapalayam), widening ..	XXXVI	345-346
Budget (Revised), 1962-63, G.D.	II	179-185
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	417-420
Education	IV	155-157
General Sales Tax and Other Taxes and Duties—Administration	II	358-362
Labour including Factories	III	467-470
Motor Vehicles Acts—Administration	IV	33-36
Police	III	362-365
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	174-176
Budget, 1963-64, G.D.	VIII	334-339
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development .. } ..	XI	129-132
Industries	X	107-109
Education		
General Sales Tax and Other Taxes and Duties Administration	XII	52-57
Motor Vehicles Acts—Administration	X	59-60
Budget, 1964-65, G.D.	XVIII	252-257 330

S—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
SANKARAN, SRI V.—cont.				
Budget, 1964-65, Voting—cont.				
Medical, Public Health and Capital Outlay on Public Health	XXI	56-58		
Budget, 1965-66, G.D.	XXVI	183-190		
Budget, 1965-66, Voting—				
Co-operation				
Capital Outlay on Consumer's Co-operative	XXVIII	544-545		
General sales tax and other taxes and duties—Administration	XXVIII	281-284		
Labour including factories	XXVII	139-142		
Medical				
Public Health	XXVII	455-457		
Capital Outlay on Public Health				
Budget, 1966-67, G.D.	XXXIV	207-210		
Budget, 1966-67, Voting—				
Capital Outlay on Industrial Development Industries.	XXXVI	525-527		
Capital Outlay on Public Works				
Public Works—Establishment and Tools and Plant.	XXXVI	312-313		
Public Works—Works				
Education	XXXV	31-35		
General Sales Tax and Other Taxes and Duties—Administration	XXXVII	145-151		
Labour including Factories	XXXV	267-271		
Motor Vehicles Acts—Administration	XXXVII	29-31		
Buildings (Lease and Rent Control) Amendment Bill, 1962	I	521-525		
Buildings (Lease and Rent Control) Amendment Bill, 1963	XIV	65-67		
Buildings (Lease and Rent Control) Amendment Bill, 1964	XXI	837-838		
Buildings (Lease and Rent Control) Amendment Bill, 1965	XXXI	652-653		
Buildings, minimum construction and postponment of long-term projects	XXXVII	225-226		
Buildings, use of lime mortar	VII	202-204		
Bug poison and pesticides, regulation of supply	XXIX	563-564		
Bug poison, restrictions on sale and purchase	XXXIV	155-157		
Bureau of Tamil Publications, unsold books	XXXIX	625-626		
Burma repatriates, relief and rehabilitation	XXXIII	579-585		
Burma repatriates, stalls and bunks in Madras City	XL	431-432		

S—cont.				
Subject. (1)	Volume. (2)	Page. (3)		
SANKARAN, SRI V.—cont.				
Bus coaches built at Transport Department Workshops, export	XL	15		
Buses, sight seeing buses, District Headquarters	XXX	319-332		
Bus permits, marking system	XXXV	113-115		
Bus-stand (multi-storeyed modern) for mofussil buses.	XL	771		
Bus stops in Madras City, shelters	XL	14-15		
Cardboard factory, establishment at Bhavanisagar	IV	556		
Cashew cultivation, Ramanathapuram district	VI	485-486		
Cashewnut, expansion of area of cultivation	XXXII	344		
Cattle Farm in Madurai district, establishment	XXXI	452		
Cattle Farm in Tamilnad	XXXII	144-145		
Cattle Farms for abandoned, neglected and illnourished calves, opening.	XXXI	451-452		
Cattle, gift from Australia	XXXV	456-457		
Cattle Insurance Scheme, introduction	XXXIX	15-16		
Cauvery water for Madras	XXXV	329-334		
Cellular concrete plant at Ennore	XXXV	4-5		
Cement availability after decontrol, review	XL	588		
Cement, economy in use	XXXI	458		
Cement Factory, Alankulam	XXXII	944		
Cement, supply	XI	103-104		
Central College of Karnataka Music, Nadhaswaram and Thavil Courses	XL	297-298		
Chemical fertilisers, seizure	XXXIX	904		
Children's Encyclopaedia in Tamil	XXXIX	328-329		
Children's Theatres, number existing and proposed to be opened	XL	776-778		
Chit Funds Act, 1961, observations by High Court	XXXIII	368-369		
City Municipal Corporation (Amendment) Bill, 1965.. .. .	XXXI	57-59		
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	560-561		
City Tenants' Protection (Amendment) Bill, 1964	XXIII	465-467		
Cloth, accumulation of stocks in Textile Mills	XXXI	737		
Cloth and yarn, distribution	XXXI	737		
Coal, Chingleput district	X	7-8		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Cocoanut Package Programme, implementation ..	XXXVIII	211-212
Cocoanut plantations (new), scheme	XL	442-443
Cocoon, development scheme	V	154
Coffee seeds, short supply	XXXIII	183-185
Coimbatore Spinning and Weaving Mills, closure ..	XXXV	239-240
Colachal harbour area, sea erosion	XL	485-486
College and University teachers, U.G.C. scales of pay	XL	292
College Hostel, Madurai, students affected after taking food	XXXVIII	225-226
Colleges (new), Madurai district	XXX	315-319
Colleges, shift system	XXXIX	447-448
Colleges, Tamil medium	VI	494
Colombo Plan, aid under	XXXI	337
Commercial Tax Officers, Coimbatore	V	255
Commercial Tax Officers, Madurai, construction of a new building	XXXII	701-702
Committee on Agricultural Production, recommendations	XXXIX	457-458
Committee on Economy and Administrative Reorganisation, Constitution	XXXIII	31-36
Connemara Public Library, space inadequacy ..	XL	590
Constitution (Fourteenth Amendment) Bill, 1962, ratification (R)	VI	262-263
Constitution (Fifteenth Amendment) Bill, 1963, ratification (R).	XIII	54-59
Constitution (Sixteenth Amendment) Bill, 1963, ratification (R)	XIII	90-93
Co-operative Department administration, reorganisation	XL	593
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	466
Co-operative Stores for Government servants, opening.	XL	591-593
Co-operative tea factories	XXXI	729-730
Copper ore in Kottaiipatti area, survey	XXXVIII	415-416
Cottonseeds, export from Coimbatore	XXXIX	222-223
Court buildings, Madurai	XL	751-752
Courts in Madurai, construction of bulidings	IV	324
Cracker explo in Perambalur bus-stand	XXXIII	176-177

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
ANKARAN, SRI V.—cont.		
Crop Insurance Scheme, introduction	XL	219-220
Crops, prevention of damage from pests	XXXVII	494
Cultivable lands along rail track	XXXIX	451-452
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	34-36
Cultivating Tenants Protection (Continuance) Bill, 1965	XXV	426-428
Currency notes, raid in Madras City	XXXVIII	422
Cyclone and heavy rains, damage	XXXIII	177-178
Cyclone in December 1964, damages	XXIX	459-461
Cyclonic Research Station, establishment	XXIX	461-463
Dairies (Private) in Erode, suspension of milk-supply.	XXXVII	435
Dairy farm, Madras State	VI	457
Deaf, dumb, and blind, training for employment ..	XL	741
Deep Sea Harbour Project, Tuticorin	XXXI	747-748
Defence personnel, rehabilitation of disabled	XXXIII	283-285
Defence personnel, welfare of families	XXXVII	10-11
Development Programmes, publication of book ..	V	621-622
Diesel Oil, shortage	XXX	330-335
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	250-253
District adminstration, study committee, appointment.	XL	521
District Development Councils (Amendment) Bill, 1965.	XXX	558-560
District Gazetteers in Tamil, publication	XL	30
District Police (Amendment) Bill, 1963	XIV	341-344, 363
Districts, bifurcation	VI	494
Drainage and water-supply schemes for Madurai ..	VIII	509
Drinking water, scarcity in Tiruchengode and Sankari- durg taluks	XXXIX	777-778
Drinking water schemes, Water Analysis Laboratories for major systems	XL	195-196
Drinking water-supply, at Ootacamund, Scheme for augmentation	XL	198
Drinking water-supply at Tuticorin, pollution ..	XXXII	827
Drinking water-supply, augmentation, at Colachel and Padmanabhapuram	XXXIX	780-781
Drinking water-supply scheme	XXXVIII	323

S—cont.			
Subject.		Volume.	Page
(1)		(2)	(3)
SANKARAN, SRI V.—cont.			
Drinking water-supply scheme in certain towns	—	XXXVIII	221-222
D.S.G. (First), 1963-64, G.D.	..	XIII	518-521
D.S.G. (First), 1964-65, G.D.	..	XXII	600-603
D.S.G. (First), 1964-65, Voting—			
Administration of Justice	..	XXIV	373-374
Co-operation	..	XXIV	392-393
Education	..	XXIV	379-380
Industries	..	XXIV	398
Loans and Advances by the State Government	..	XXIV	432-433
Miscellaneous	..	XXIV	424-425
Police	..	XXIV	376 377
D.S.G. (Second), 1964-65, G.D.	..	XXIV	321-323
D.S.G. (First), 1965-66, G.D.	..	XXX	650-651
D.S.G. (Final), 1965-66	..	XXXVIII	253-254
Earth tremors in Tambaram	..	XL	1: 7-108
East Coast Road from Madras to Kanyakumari, construction	..	XL	587-588
Edible oils, prices	..	XXXVIII	8-11
Educational concessions, poor students	..	XI	13-14
Educational Institutions (private), control	..	XXXVI	232-234
Educational survey, conduct	..	XXXVIII	441
Education cess for bettering the service conditions of teachers	..	XL	741
Education Finance Corporation, constitution	..	VII	307-308
Election duty allowances, non-payment	..	VI	378-379
Electrical Export Association, formation and Government support	..	XL	117
Electricity Board Budget		XIII	428-431
		XXII	75-78
		XXX	62-66
		XXXIX	163-168
Electricity (Taxation on Consumption) Amendment Bill, 1965	..	XXXII	373-374
Electrification of new Railway lines	..	XXXI	456-457
Elementary School building in Kallommen Koil street, Madras, collapse	..	XL	289
Elementary Schools, free supply of text-books	..	XL	9-11
Elliot Beach area, rubbish and garbage —	..	X	190

S—cont.			
Subject.		Volume.	Page
(1)		(2)	(3)
SANKARAN, SRI V.—cont.			
Employees' State Insurance Scheme, extension to the families of Industrial workers	..	IV	554
Engineering Graduates joining Army Service, concessions	..	XXXIV	239
English language, raising the standard of teaching and learning	..	XXXII	930-931
English, special coaching for S.S.L.C. students	..	IV	218
Entertainments Tax (Amendment) Bill, 1965	..	XXXII	392-393
Erskine Hospital, Madurai, Neuro-Surgery Unit	..	IX	515-516
Erskine Hospital, Madurai, steam-Laundry	..	XI	422
E.S.I. Dispensaries at Madurai, inadequate number of doctors	..	XL	223-224
Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1966	..	XXXIII	358-359
Essential commodities, price control	..	III	325
Essential commodities, prices	..	V	143-145
Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1963	..	XIV	54-55
Evacuees (Burma and Ceylon), educational concessions to children	..	XXXIX	604
Evening Colleges	..	XXVIII	414-416
	..	XXXII	11-12
Expanded Nutrition Programme, implementation	..	II	348-349
	..	V	611
Express buses between Madurai and Cochin	..	XXXVII	113-115
Ex-servicemen, rehabilitation	..	XXXI	562-563
Factories, manufacture of chemicals	..	XL	437-438
Family Pension Scheme, liberalisation	..	XXXII	676
Family Planning, crash programme	..	XXXI	435-436
Family Planning, intensive scheme in selected districts.	..	XXXII	804-805
Family Planning Programme, revision and reorganisation	..	XL	761-765
Farm irrigation methods and water lifting appliances, research	..	XXXII	681-682
Fertiliser factory, setting up near Madras	..	XXXIX	333-334
Fertiliser plant (lignite), Neyveli	..	XL	439
Fertilisers in Madurai district, scarcity	..	XXXVIII	419-420
Films on activities of night-clubs, prohibition of exhibition	..	XXXIV	161-163

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Films on Farm problems, production	XL	18-19
Finance Commission (Fourth), Report	XXXIII	561-562
Fire accident in Tiruvannamalai on 1st July 1965 ..	XXXII	241
Fire Service Station, establishment at Dharmapuri ..	XXXVIII	311
Firewood, shortage	VI	79
Fisheries Development, Norwegian collaboration ..	IX	234-238
Five-year Plan (Third), increase in outlay for 1965-66.	XXIX	439-440
Five-year Plan (Third), mid-term appraisal (M) ..	XVII	100-105
Five-year Plan (Fourth), draft outline (M)	XXXI	263-269
Five-year Plan (Fourth), revision	XXXII	811-812
Flying foxes, elimination in Thinnaiyampatti	XXXIX	337-338
Food Crops, intensive cultivation	XXXI	737-738
Food poisoning, case in Karadimedu village	VI	126-127
Food Poisoning, incident in Girls' High School Hostel, Usilampatti	XXXIX	908-911
Food rationing, fixation in terms of grams	XXXVIII	218
Food rationing, increase of quantum to manual workers	XXXIX	223-224
Food testing laboratories (additional), opening ..	XXXII	822
Forensic Science Laboratory, new building	XXVII	527
Forest (Amendment) Bill, 1964	XXIV	46-47
Forest Department, pay of services	XXXIII	187
Forestry Mission, inspection	XXXIX	919
Fourth Plan period, assessment of Engineering personnel	XL	260
Fruit Production, development	XXVIII	422-424
Furnace oil, use in industries	VI	251-252
Gadilam river, construction of a second bridge at Cuddalore	XXXIX	100
General Sales Tax Act, 1959, review of working ..	XXXI	339-340
General Sales Tax (Amendment) Bill, 1962	V	535-536
General Sales Tax (Second Amendment) Bill, 1963 ..	XIV	113-114, 125
General Sales Tax (Amendment) Bill, 1964	XXI	147-148
General Sales Tax (Amendment) Bill, 1965	XXIX	345-348
General Sales Tax (Third Amendment) Bill, 1965 ..	XXXII	954-955

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Geological survey in the State	XXXIX	899
God-father scheme, suspension	XXXIX	3-4
Gold Bond, investment by temples, churches and mosques	XXXVIII	439-440
Gold Refinery Project, Guindy	XXXIX	752-753
Goldsmiths affected by Gold Control Order	XXVII	438-440
Government Arts College, Ootacamund, suspension of construction of Biology Block	XXXIX	446-447
Government buses in Madras city, frequent stoppage ..	IV	565-566
Government Employees, increased Dearness Allowance.	XXXVIII	139-140
Government Headquarters Hospital, Thanjavur, death in Post-Operative case	XXXV	119-120
Government Hospital, Kumbakonam, electric supply.	XXXIX	917
Government Offices, administrative re-organisation ..	XXXIII	561
Government Professors, retirement age	XXXIII	572
Government Servants, House Rent Allowance	XXXIII	275-276
Government Servants (State), retirement age	IX	338-339
Governor's Address (M)	I	90-94
	VII	44-49
	XVI	76-80
	XXV	73-78
	XXXIII	121-124
Gratuity rules for State Government servants, amend- ments	XXXIX	892
Groundnut crop in Madurai and Ramanathapuram districts	XXXIX	343
Groundnut oil, adulteration	XL	769
Gypsum ore, deposits in Coimbatore district	XXXIX	617-618
Hackney Carriage (Amendment) Bill, 1964	XXIII	303
Handloom industry	XXXV	226-231
Handlooms, Production in Powerlooms of cloth reserved for	XXXI	736-737
Handloom Study Group	XXXIX	348
Handloom textiles from Madras, ban on import into Ceylon	XXXIX	349-350
Handloom weavers, aid	VI	58
Handloom Weavers' Co-operative Societies, credit facilities	XL	211-213
Handloom, yarn	XI	428-429

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Harijan Welfare Elementary School, Kilambil, food poisoning	XXXVIII	418-419
Heavy Machine Building plant, setting up	XXXI	336-337
High Court Judges, transfer	VI	382
Higher Elementary Schools, Collection of fees (C.A.) ..	XXIX	465-466
High Pressure Boiler Plant, Tiruchirappalli, increased capacity	XL	439
High Schools, re-introduction of Forms	IX	15
High School Students in Madras City, Junior Traffic patrols	XL	435
Highways Department, provincialisation of work-charged staff	XXXVIII	425-427
Highways Department, Road Inspectors	II	546
Hindu Marriage (Madras Amendment) Bill, 1964 ..	XXIII	49-50
Hindu Marriage (Madras Amendment) Bill, 1965 ..	XL	155-156
History of Tamilnad publication (R)	XXXII	629-632
Home Guards, intensive training	XXXII	636
Hotels, rise in prices of edibles	XL	466-469
Housing Board, cut in funds	XL	418-421
'Housing' in Plan Schemes, funds	XXXVI	466-467
Housing schemes, Central assistance	XXXII	138-139
Idols in temples, theft	XXXII	798-799
Indian Medicines, Research Cell	XL	109-110
Indian Registration (Madras Amendment) Bill, 1966, ..	XXXVI	474-476
Industrial Establishments (National and Festival Holidays) Amendment Bill, 1964	XL	623-624
Industrial Estates (Private), establishment	XXIII	318
Industrial explosives, manufacture	V	258-259
Industrial seminars in Madras State	XXXIII	283
Industries, defence oriented	XXVI	134-135
Industries, issue of licences	XXXVII	4-5
Industries, Madras State	XXVII	7
Industries, private and public sectors	VI	477
Industries, Quality Control Units	XXVII	440-442
Inland water-ways in Madras State, traffic study ..	VI	493
Inland water-ways in Madras State, traffic study ..	XL	752-753
Institute of Library Science, setting up	XXXIX	882-883

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Intensive Cattle Development Scheme, extension ..	XXXVIII	420
Inter-State Transport buses, Kerala and Mysore ..	XXXVIII	207
Inventions promotion, import substitutes and improved techniques	XL	307
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XV	759
Irrigation projects, negotiations with neighbouring States	XXXII	705-706
Jalakanteswarar temple, Vellore	XXXII	135-137
Jawans and their families, assistance	XXXIX	751-752
Joint Farming Societies, formation	XXXI	748-749
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXII	518
Kerosene, distribution in Cities and other areas ..	XXXVIII	133-135
Kerosene, short-supply	XXXII	688-692
'Kisan Front Festival', observance on Pongal Day. ..	XXXVII	494-497
Kodaikanal Hills—		
Construction of tourists home	XXX	585
Popularisation as tourist centre	XXX	583-585
Kotagiri, development as a tourist centre	XXXIX	353
Krishnagiri Reservoir, water for second crop ..	XXIX	836-837
Krishna -Pennar Project, benefits	VI	344
Kumbakonam, deletion of description of—as “the seat of Sri Sankaracharya Math” in Atlas ..	XXXIX	88
Kundah Hydro-Electricity Scheme	XXX	419
Laboratories for Science subjects, setting up	XXXVIII	416
Laboratory for testing medicines	XXXIX	918-919
Lac, production	III	111
Land Encroachment (Amendment) Bill, 1965 ..	XXXI	675-676
Land Reforms (Disposal of surplus land) Rules, 1965 Draft (M)	XXXII	419-421
Land Tax, collection from Ryots in Periyar Ayacut ..	XXXII	427-428
Land Tax, collection from Ryots in Periyar Ayacut ..	XXII	461
L.C.E. Diplomas, issue of certificates	VI	496-497
Legislators and Administration, Code to regulate relationship.	XXXIX	5-7
Lime-stone deposits, occurrence in Coimbatore district. ..	XXXIX	919-920

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Lime-stone of cement grade, occurrence near Karur and Dindigul	XXXII	679
Local Bodies, study of financial position by special officer	XXXV	8-10
Lorry owners, financial assistance through Industrial Investment Corporation	XL	436
Machine Tool Factory, setting up in Madurai district.	XXXII	343
Madras City, prevention of Industrial congestion ..	XXXIX	448
Madras University (Amendments) Bill, 1965	XXXIII	328-329
Madurai City, Master Plan	XXIX	839
Madurai Milk Project	XXXII	152-153
Madurai University Bill, 1965	XXX	388-390
Madurai University, establishment	XXXII	180-184
Magnesium, Plant for extraction of	IX	343-345
Mahabalipuram, development	XXXII	945-946
Marina Road	XXXIX	25-26
Master Plan, Madurai City	XXXV	233-234
Match factory, distribution of Potassium Chlorate ..	II	249
Match factory, setting up in Public Sector	XXXVIII	207-209
M.B.B.S. Degree (Madurai Medical College), Recognition	XXXIII	279-280
Mechanised Brick Plant, setting up	VI	142
Medical and Engineering Courses, changes	IV	572
Medical College, Salem, opening	XII	371
Medical Colleges, Central aid for starting	V	750
Medical Colleges, increase in the number of seats ..	XXXIX	914
Medical Officers, compensatory allowance	XL	767-780
Medical Personnel, retirement age	XL	324-325
Medical Practitioners Bill, 1965	XXXVIII	139
Memorial to Sri Jawaharlal Nehru	XXXI	693-694
Mental Hospital, opening of a second one	XXIX	434-438
Mettur Tunnel Hydro-Electric Scheme, Progress ..	XXXII	824
Milk production crash programme	XXXI	563-564
Milk products, plants for manufacture	XXVII	180-181
Milk Project, Madurai, establishment	XL	306-307
	XL	30

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Milk Supply, scheme for improvement	XXX	21-25
Milo, damage	XL	449
Mineral deposits, investigation	XXXII	679
Mining, diploma	IX	429
Mobile Court, trial of petty traffic offences in Madras City by	XXXIX	783-784
Model High Schools in District Headquarters, opening.	XXXII	793-794
Model Ration Shop, Madras City	XXXVI	122-125
Motorists, 'Singing median' introduction	XXXI	440-441
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	701-703
Motor Vehicles (Taxation of Passengers and Goods) Amendment Bill, 1962	V	812 813
Multi-metal ore, deposits in Mamandur	XXXIII	470-472
Multi-metal ore, deposits in Mangamalai area of Kanyakumari	XXXIX	618-619
Multimineral mine at Mamandur, report of Japanese Experts Team	XXXIX	784-786
Multi-purpose Fisheries Project, establishment ..	XXXIX	24
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	368-369
Municipal Central Bus Stand at Tiruchirappalli ..	XXXIX	354-356
Municipal Councillors, payment of honorarium ..	XXVIII	425-427
Municipal Councils, extension of terms of office ..	XL	455-456
Municipal High Schools, increase of annual grant ..	XXXIX	624-625
Municipal Services, provincialisation	XXXII	157
National Languages, declaration of all the languages in the Eighth Schedule as (R)	XXXI	193-196
National Physical Education Scheme, secondary schools	XL	2-3
N.C.C., compulsory training for college students ..	IX	335
N.C.C., Training in colleges, enforcement	XXXVII	123
Neighbourhood Housing Project, Kovaipudoor (Coimbatore)	XXXVIII	3
New Court Buildings, Madurai	XXV	497-498
Newsprint Plant, establishment	XXXI	732-733
Neyveli Fertiliser Project	XXXIX	760-761
Neyveli Lignite beds, seepage of waters of Bay of Bengal	XXXIX	895

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Neyveli Lignite Briquette, uses	XXXII	942
Neyveli Lignite Project	V	778
Neyveli-Salem Steel Project, investigation by Japanese Team	XXXII	21-23
Neyveli Thermal Station, fly-ash for manufacturing cement	XXXVIII	127-128
No-confidence Motion and motion disapproving Food Policy of Ministry (M)	XXIV	576
Nuclear Power Station, location in Madras State ..	V	12
Obscene Posters, prohibition	XXVI	685-686
Official Language (Legislative) Commission, progress of work	XXXIX	757-758
Oil exploration, places selected	XL	603-604
Oil, occurrence in Nagercoil	XXXIX	619
Oil, presence, coromandal coast	XXXIV	307-308
Old Age Pension, particulars	XXIX	734-735
Old Age Pension Scheme, Madurai district	XXXI	721-723
Ootacamund, water-supply position	XXXIX	766-777
Orthopaedic Centres in Madras State	XL	766-767
Orthopaedic Centre, treatment for squint	XXXV	346
Overbridge, Madurai	XI	320-324
Over-bridges across railway lines	XXXI	328-332
Over-bridges at level crossings in Madurai	XXVI	426-427
Over-bridge, Tiruvottiyur High Road, construction ..	XXXIII	51-52
Paddy and rice, procurement	XXIX	719-720
Paddy and rice, quantity remaining unclaimed at Coimbatore Goods shed	XXX	427-430
Palani Hill, laying of motorable road to	XXXV	234-235
Panchayats Act 1958, amendment to rules under (M), ..	VI	175-176 178-179
Panchayats, party politics	VI	479-480
Panchayat Unions, seedling nurseries	XL	142
Pandiyar-Punnappuzha, Hydro-Electric Scheme, implementation	XXXIII	39
Parambikulam-Aliyar Project, details	VI	344
Parambikulam-Aliyar Project, Main canal route, construction of over-bridges	XXXII	803

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Part-time B.E. courses at Madras and Coimbatore, delay in starting	XL	603
Pasteurisation Scheme (Madurai), inclusion in the Plan	VII	5-6
Patasalas for THEVARAM and DIVYAPRABAN-DAM, starting	XXXVI	476-479
Payment of Salaries and Removal of Disqualification (Amendment) Bill, 1962	VI	87-89 92
Pension, old age	XXVII	519-521
Pension, revision of rates	XXXIII	36-37
Pension, speedy disposal	XXXIX	597-598
Periar delta area, investigation for improvement of irrigation canals and tanks	XXXV	327-329
Pesticides, aerial spraying	XXXII	24-26
Pesticides, Madurai district	III	207
Pests and insects, Pollachi taluk	I	471-474
Petro-Chemical Industry, establishment	XXXI	338-339
Photo film factory, Ootacamund	XXXV	225-226
Physically Handicapped, industrial training	XXXII	807
Places of Public Resort (Amendment) Bill, 1964 ..	XXV	447
Plague in Hosur taluk	V	384
Planning Forums, Regional Seminars	XXXVII	125-126
Plan Projects, reduction of cost of construction ..	V	784-785
Plantation crops, research course	XXXVII	367
Plastic Industry, establishment in Madras State ..	XXXII	454-455
Police constable, behaviour, St.	XVI	263-265
Police personnel, pay scales	XXXIX	903-904
Police stations without Sub-Inspectors	XXXIX	606-607
Polytechnics under private bodies, dearness allowance to the teaching and non-teaching staff	XL	743-744
Ports (minor), development	XII XXXVII	344 220-222
Post-graduate Medical Education Centre, establishment.	XXXVI	227
Post-mortem examinations, General Hospital, Madras, and Erskine Hospital, Madurai, number of suicide cases recorded	XXXVII	507
Potato crops in Nilgiris district, 'Late Blight' disease.	IX	131-133

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Potato, cultivation in plains	XL	31
Power-cut on tea factories, representation from planters	XXXVIII	31
Power from Cauvery, investigation	XXXII	16-1
Power-looms, number licensed and number in co-ope- rative sector	XXVII	523-52
Power-looms, policy re : introduction	XXXIX	92
Power Projects, negotiations with neighbouring State Governments	XXXIII	573-57
Preservation of Private Forests (Amendment) Bill, 1963	XV	264-26
Preservation of Private Forests (Amendment) Bill, 1964	XXIV	48
Pre-University Classes in Government Arts Colleges, admission	XXXII	695-696
Prevention of Adulteration of Food Act, changes ..	XL	198-200
Prevention of Adulteration of Food Act, enforcement.	XXXIX	142-143
Printing Diploma holders, employment opportunities.	XL	198-500
Private Educational Institutions (Regulation) Bill, 1966	XXXIX	940-941
	XL	53-56, 234, 239, 243, 246, 256-257
Private Electricity Undertakings, taking over ..	XXXI	734
Process-servers, grievances	V	239-240
Prohibition, opinion of State Government re. enforce- ment	XXXIV	157-160
Prohibition, scrapping	VII	7-10
Projects and schemes, review	XXXVII	226
Property tax, quinquennial revision, deferment ..	XL	609-610
Provident Fund, rate of interest	XXXVIII	140-142
Provident Fund, settlement of accounts	V	150
Public Administration, system of inspection	V	494
Public Buildings, economy in construction	VI	373-374
Public Buildings (Licensing) Bill, 1964	XXIV	251-255
Public Health, concurrence of Assembly for an Act of Parliament (R)		261
Public Health Engineering Division, Madurai, works..	VII	637-639
Public Prosecutors, full-time posts	XXXIX	782-783
	XXXIII	48

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Public Sector Industries for producing sugar, cloth and and cement	XXXII	455-456
Public Service Commission, Examination in Tamil(R).	XIII	281-283
Public Service Commission Report, Consideration (M).	VI	155-156
Pulses, scarcity	XXVI	6-9
Pushpam College, Poondi (Thanjavur)	XXXVII	511-512
Radio Photo Equipment Factory in City	XXVII	88-89
Rail Link between Tirunelveli and Cape-Comorin ..	XXXIII	479
Ramnad District Court at Madurai, damage to build- ing	XXXII	599-600
Refugees, movement to Tiruchirappalli camp ..	XXVIII	103-104
Regional Engineering College, Tiruchirappalli ..	XXVII	442-443
Regional Foundry Station in Madras State	XXXII	460
Regional Godown in Madras, loss due to manipulation of accounts	XL	34-35
Regional Government Printing Presses, establishment at Salem	XL	457
Regional Printing Presses (additional)	XXXVII	379
Rental Housing Scheme, Madurai City	VI	339
Republic Day, Observance as mourning day by D.M.K.	XXV	217-224
Rice exported to Kerala, price	XXXIX	769
Rice-mill owners, loans to	XXXVII	378-379
Rickshaw-pullers' Co-operative Societies	V	505
Roads and footpaths, Ootacamund Town, maintenance.	VI	369-370
Rubber—Plantation workers in Kanyakumari distret, strike	XXXVII	509-510
Rural electrification	XXXIV	230-231
Rural paintings, sculptures and architecture of important temples, publication of copies	XXXII	693-694
Sago Factory in Salem district, starting of	XL	775
Sago Units, foul smell from effluent discharges ..	XL	305-306
Sainik School, Kodaikanal	V	377
Sainik School, shifting from Amaravathi to Kodai- kanal	XXVII	435-436
Salem-Madurai railway line, laying	XXXII	703-704
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	491-492
Salt-based Chemical Industries, establishment ..	XXXI	732

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SANKARAN, SRI V.—cont.			
Sanctuaries for wild animals, starting	VII	613-616	
Sandalwood trees, Salem, pest attack	II	12-13	
Saraswathi High School building, Mani Nagaram, Madurai, collapse (D.S.D.)	XXII	389-393	
Sathanur Dam, second stage	XXVIII	337-339	
Scheduled Caste and Scheduled Tribe candidates, train- ing for Indian Administrative and Police Services ..	XXXIX	763-765	
Scheduled Caste and Scheduled Tribe candidates, training for Public Service Examinations	XXXIX	763	
Scheduled Castes and Tribes, industrial training and employment opportunity	XXXIV	151-155	
Scholarship to children of low income groups, income limit	XXXIX	19-20	
Schools, concessions to poor students	XXXVII	123-124	
Schools (Elementary), teacher-pupil ratio	X	188-189	
Schools, penalty fee on students failing in examina- tion	XXXVII	126	
Schools, revision of syllabi	XXXII	795-796	
Scientists and Technologists, service	III	204	
Sea Erosion, prevention	XXXI	341-342	
Secondary Education, change in pattern	V	777	
Secondary Schools, bifurcated courses	XXXIX	881	
Secondary Schools, improvement of laboratories. ..	XXXIII	37-38	
Seeds, new varieties	XL	440-441	
Salmonella Injections, study	XXXIX	911	
Seminar on Handloom Co-operative Societies, Madurai.	IV	337	
Servicing Corporation, equitable distribution of raw materials to industries	XL	602-603	
Sheep Breeding Farm, Ootacamund, death of sheep ..	XL	16-18	
Sheep farm in Sandynallah, activities	XL	1-6	
Silt clearance in irrigation channels and sinking of filter points in Cauvery delta	XXXII	688	
Slum clearance, Madurai city	V	499-500	
Slums, improvement and clearance	XXXIV	227-230	
Small Industries Corporation, Madras State	XXXIV	387-390	
Small-pox, Ramanathapuram district	XI	196	
Small tools, manufacture	XXXIII	459-463	
"Son Et Lumiere", extension to historic temples ..	XXXVI	810	

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SANKARAN, SRI V.—cont.			
Southern States' Police, common training programme.	XXXII	461	
Southern Zonal Council, decision	X	10-11	
Southern Zonal Council, functions	XXXIX	755	
Srirangam Municipality, merger with Tiruchirappalli Municipality	XXXIX	621-622	
S.S.L.C. Examination, failures	VI	381-382	
S.S.L.C. Examination (October), scheme for coaching women candidates	XL	12	
Stadia, construction	XXXI	111	
Stadium, construction at Madurai	XXXII	213-214	
Stadium for Madurai city, construction	VI	353	
Stainless steel industry, hardship due to want of raw materials	XL	744-745	
Stamp (Increase of Duties) Bill, 1962	V	822-823	
Standard Motor Products of India, Vandalur, produc- tion	XXXVIII	412-413	
Standard technical and scientific books, import from abroad by Madras University	XL	521	
State and District Gazetteers, publication	V	504	
State Housing Unit, Madurai	VI	338-339	
State Transport—			
Buses with trailers, introduction	XXXII	219	
Bus-stand, Madurai	XXXV	107-108	
Cancellation of reserved tickets—refund of money.	XL	604-605	
Express buses, new routes in 1966-67	XXXIX	228-229	
Express buses, stopping at Swamimalai	XXXII	700-701	
Madras-Tirupathi Bus Service, re-introduction ..	XXXV	232-233	
Steel casting plant, Arkonam	XXXIII	467-469	
Steel factory, establishment at Doddampatti	XXXIX	332	
Steel Plant, Salem	IV	1-2	
Stray cattle, control	XXV	486-488	
Student's Hostels	XII	118-119	
Sub-way opposite Central Station	XXXII	928-930	
Sugar, accumulation of stock in North Arcot Co-opera- tive Sugar Mills, Ambur	XXXIX	610	
Sugarcane cess, refund	XXXIX	772	
Sugar, distribution	II	153-154	
	XXXII	692	

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Sugar factories, Entomology wing	XXXVIII	4-5
Sugar factories, managers' training as sugar technologists	XXXIII	42
Suicide cases, number registered	V	259
Surgical Instruments Factory, establishment	V	139
Surgical Instruments Factory, Madras	XXIX	825
Tamil Pandits (unqualified) in aided elementary schools. (C.A.)	XXIX	340-341
Tamil Pandits (unqualified), thrown out of employment	XXXII	340
Tamil Publications, financial assistance	XXXIV	323-325
Taxis, increase of fares	XL	118-119
Taxis in Madras City, inconvenience to public	VI	367
Teachers' Provident Fund, disbursement	XXXIX	599-600
Teachers' Provident Fund, managements' contribution	XXXIII	571-572
Teachers' Provident Fund, withdrawals	XXXIX	601
Teachers' residential accommodation	XXVIII	416-418
Teachers' Training School (Girls), Palani, closure	XXXVI	236-237
Technical Examinations, delay in holding	XL	740
Technical Posts, re-employment	XXXVII	226-227
Temples, theft of idols	XL	736-738
Temples, UNESCO aid	XXXII	811
'Tex Mark' permits, issue	XXXVIII	308-310
Text Books in Secondary Schools, selection	XL	40
Textile industry, Central Study Team	XXXIX	347-348
Textile Mill by Union Government, establishment in Madras State	XXXII	457-459
Textile mills in Coimbatore, steps for re-opening	XL	217
Textile workers, Coimbatore, retrenchment	XXXI	553
Thanjavur delta, water from Krishnarajasagar	XXXVI	126-127
Thermal Power Station, Tuticorin	XXXI	733
Thermal Stations, establishment during Fourth Plan period	XXXVIII	126-127
Thirumalai Naick Mahal, Madurai	XXXII	924-925
Thuvar dhal, purchases from other States	XL	447-448
Tidal Power Project establishment.	XL	74
Tiruchengode Town, bus-stand	XXXIX	27-28
Tiruchirappalli Boiler Plant Conspiracy Case, arrests.	XXXIX	766-767

S—cont

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V.—cont.		
Titanium, plant for production	XXXIII	691
Tractors, establishment of factory	XXXVIII	205
Traffic classes, for traffic offenders	XXXV	111-113
Traffic congestion in Madras City	XXXII	19-21
Traffic congestion in Thanjavur, constitution of study team	XXX	580-581
Traffic signal lights	XXXII	936
Train accident, Pallapatti	XXVI	680-681
Training Colleges (new), opening	XL	291-292
(Transferred Territory) Jenmikaram Payment Abolition Bill, 1964	XXIV	248-249
Tuberculosis Sanatoria, separate wards under Employees' State Insurance Scheme	V	619
Tuticorin, Free Trade Zone	XL	434
Tuticorin Harbour Project	XXXIX	465-466
Tuticorin Project, estimate and allotment made by the Union Government	XL	770
Tyre industry, shortage of raw materials	XXXIII	278-279
Underground and sub-soil water in and around Madras City, tapping	XXXII	687-688
Underground water for irrigation	XXXIX	904-906
Underground water resources, exploration in Thanjavur delta	XXXII	686-687
Union Public Service Commission Examinations, Tamil medium	XXXIX	445-446
University at Madurai, establishment	XXVI	3-4
University at Madurai, starting	V	606-608
University text books in regional language	XXXI	555-556
Urban Land Tax Bill, 1963	XV	300-303
		604-605
		609
Urban Land Tax Bill, 1966	XXXIX	842-843
Urban property, ceiling on holdings	XXVIII	6
Vaigai Banks, revetments	VI	350
Vaigai Canal Modernisation Scheme, implementation	XL	27-28
Vaigai Canal Scheme, re-investigation	XI	208-209
Vanaspathy, industry, starting on co-operative basis.	XL	308-309
Vegetables, schemes for cultivation	XXIX	568
Vehicles, sample survey	XXXVIII	317-318
Vellore Fort Moat, de-silting and deepening	XXXIII	289
Veterinary College, establishment	XL	776
Veterinary College, Madurai district	IV	98
	XXVII	97

S—

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V—cont.		
“Village Jeep Journal”, project in Thanjavur district	XL	219
Village Officials, retrenchment	XL	446-447
Watch Assembling Units	XXXI	333-334
Water scarcity, Coimbatore and Podanur	XXXVI	127-128
Water-supply, high level areas of Thanjavur	XXIX	838
Water-supply, Thanjavur Town	VI	129
Wells, Location by dowsing method	XXIX	559-563
Wheat and Toor Dhall, seizure at Coimbatore Railway Goods shed	XXXIX	345-346
Whitley Councils, constitution	X	97
Wild animals and birds, areas wherein shooting is prohibited	XXXIX	925
Wild life sanctuary at Kodikarai, setting-up	XXXIX	21-23
Wind erosion, preventive measures in Bodi nayakanur.	XXXIX	93-94
Wind Mills for irrigation, installation	XXXIX	92-93
Wireless Stations, establishment	XXXII	812-813
Women's College in Madras City, Commerce Course.	XL	292-293
Woraiyur Reservoir, installation of feeder pipeline	XXXVIII	220-221
World Leather Fair in Madras in 1967	XL	776
X-Ray, films, paucity	XXXIX	911-912
Yarn, accumulation of stocks (C.A.)	XXXII	835
Yarn, and cloth, accumulation	XXXIII	280-283
Yarn, fall in demand	XXXI	445-446
Youth Employment Service Units, starting	IV	103-104
Zoo, Madurai City	XXXIII	171-172

SASIVARNA THEVAR, SRI T. L.

Additional assessment and additional water cess Bill, 1963	VIII	19
Appropriation Bill, 1962	V	630-631 655-663 680-684
Appropriation No. (3) Bill, 1963	XII	143-150
Budget, 1963-64, G.D.	VIII	423, 516-522
Budget, 1963-64, Voting— Police	IX	523-526
Budget, 1964-65, G.D.	XVIII	235-242
Budget, 1965-66, G.D.	XXVI	447-453
Budget, 1966-67, G.D.	XXXIV	245-250

SASIVARNA THEVAR, SRI T. L.—cont.

D.M.K. Members, arrest (A.M.)	V	164-165
Forward Block, recognition as Legislature Party	XXXIX	576-578 635
Governor's Address (M)	I	403-406
Home Guard Bill, 1963	VIII	123-12
(Late) Muthuramalinga Thevar, Anniversary Celebration (A.M.)	XXXII	163-164 165
Motor Vehicles Taxation (Amendment) Bill, 1962	V	706
No-Confidence Motion (Point. of order)	XXVI	156-159
Paddy, fall in price (Dis. S.D.)	X	80-81
Police, beating of a person at Madurai (A.M.)	VII	121-122
Police firing, Urappanur (A.M.)	XI	16-17 108
Prime Minister's visit to Gandhigram, arrests	XVI	565-566
Remarks', expunction	X	101-102
Speaker and Deputy Speaker, Election	I	31
Subbarayan, Dr. P. Condolence Resolution	VI	12-13
Swami Vivekananda, statue	XX	277-279

SEENUVASA PADAYACHI, SRI P.R.

Budget, 1965-66, Voting—

Agriculture	XXVIII	383-384
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	166-168

SELVARAJAN, SRI M. S.

Additional assessment and additional water cess Bill, 1963	VIII	38-40 57, 59-60 65-66
Adverse seasonal conditions Tirunelveli district—(C.A.)	XXXI	578-579
Advisory Board for Special Employment Exchange for physically handicapped, constitution	III	434-436
Aerial bridge, Tirunelveli district, expenditure for construction	XL	25-25
Aerial bridge, Tirunelveli District, South bank approach road	XL	24
Agriculturists, weavers, etc., financial assistance by Co-operatives (C.A.)	XXXI	225

S—

Subject. (1)	Volume. (2)	Page. (3)
SANKARAN, SRI V—cont.		
“Village Jeep Journal”, project in Thanjavur district	XL	219
Village Officials, retrenchment	XL	446-447
Watch Assembling Units	XXXI	333-334
Water scarcity, Coimbatore and Podanur	XXXVI	127-128
Water-supply, high level areas of Thanjavur	XXIX	838
Water-supply, Thanjavur Town	VI	129
Wells, Location by dowsing method	XXIX	559-563
Wheat and Toor Dhall, seizure at Coimbatore Rail way Goods shed	XXXIX	345-346
Whitley Councils, constitution	X	97
Wild animals and birds, areas wherein shooting is prohibited	XXXIX	925
Wild life sanctuary at Kodikarai, setting-up	XXXIX	21-23
Wind erosion, preventive measures in Bodi nayakanur.	XXXIX	93-94
Wind Mills for irrigation, installation	XXXIX	92-93
Wireless Stations, establishment	XXXII	812-813
Women's College in Madras City, Commerce Course.	XL	292-293
Woraiyur Reservoir, installation of feeder pipe-line	XXXVIII	220-221
World Leather Fair in Madras in 1967	XL	776
X-Ray, films, paucity	XXXIX	911-912
Yarn, accumulation of stocks (C.A.)	XXXII	835
Yarn, and cloth, accumulation	XXXIII	280-283
Yarn, fall in demand	XXXI	445-446
Youth Employment Service Units, starting	IV	103-104
Zoo, Madurai City	XXXIII	171-172

SASIVARNA THEVAR, SRI T. L.

Additional assessment and additional water cess Bill, 1963	VIII	19
Appropriation Bill, 1962	V	630-631 655-663 680-684
Appropriation No. (3) Bill, 1963	XII	143-150
Budget, 1963-64, G.D.	VIII	423, 516-522
Budget, 1963-64, Voting—		
Police	IX	523-526
Budget, 1964-65, G.D.	XVIII	235-242
Budget, 1965-66, G.D.	XXVI	447-453
Budget, 1966-67, G.D.	XXXIV	245-250

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SASIVARNA THEVAR, SRI T. L.—cont.		
D.M.K. Members, arrest (A.M.)	V	164-165
Forward Block, recognition as Legislature Party	XXXIX	576-578 635
Governor's Address (M)	I	403-406
Home Guard Bill, 1963	VIII	123-12
(Late) Muthuramalanga Thevar, Anniversary Celebration (A.M.)	XXXII	163-164 165
Motor Vehicles Taxation (Amendment) Bill, 1962	V	706
No-Confidence Motion (Point. of order)	XXVI	156-159
Paddy, fall in price (Dis. S.D.)	X	80-81
Police, beating of a person at Madurai (A.M.)	VII	121-122
Police firing, Urappanur (A.M.)	XI	16-17 108
Prime Minister's visit to Gandhigram, arrests	XVI	565-566
Remarks', expunction	X	101-102
Speaker and Deputy Speaker, Elcetion	I	31
Subbarayan, Dr. P. Condolence Resolution	VI	12-13
Swami Vivekananda, statue	XX	277-279

SEENUVASA PADAYACHI, SRI P.R.**Budget, 1965-66, Voting—**

Agriculture	XXVIII	383-384
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.]		
Welfare of Scheduled Tribes, Castes and other Back-ward Classes	XXIX	166-168

SELVARAJAN, SRI M. S.

Additional assessment and additional water cess Bill, 1963	VIII	38-40 57, 59-60 65-66
Adverse seasonal conditions Tirunelveli district—(C.A.)	XXXI	578-579
Advisory Board for Special Employment Exchange for physically handicapped, constitution	III	434-436
Aerial bridge, Tirunelveli district, expenditure for construction	XL	25-25
Aerial bridge, Tirunelveli District, South bank approach road	XL	24
Agriculturists, weavers, etc., financial assistance by Co-operatives (C.A.)	XXXI	225

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SELVARAJAN, SRI M. S.—cont.			
Albizzia trees for catamarans, planting		XL	33-34
Albizzia trees, growth		XXVI	549
All India Educational Ministers' Conference, Bangalore decisions		XXXI	557-559
Ambasamudram and Vikramasingapuram, drinking water supply		XXXIX	779
Aminjikarai, Ministers' visit		III	554-555
Ancient and Historical Monuments and Archaeological Sites and Remians Bill, 1966		XL	362-366
Appropriation Bill, 1964		XVI	608-610
Appropriation (No. 2) Bill, 1964		XXI	666-669
Appropriation (No. 2) Bill, 1965		XXIX	485-488
Appropriation (No. 6) Bill, 1965		XXXII	851-854
Appropriation Bill, 1966		XXXVIII	359-362
Azhaganeri Inam Village, representation from the residents		XL	756-757
Backward Classes list, inclusion of certain communities. ..		IV	325-326
Basic trained teachers, September examination ..		XL	290
Betterment tax and consequent distress of ryots of Tirunelveli district, collection (C.A.)		XXXVII	244
Bridges, Tirunelveli district		II	540-541
Budget (Revised), 1962-63 G.D.		II	615-618
Budget, 1962-63, Voting—			
Capital Outlay on Public Health, Medical and Public Health		V	404-407
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works, Works		IV	583-587
Capital Outlay on Road Transport Scheme, Road Transport Schemes		IV	472-477
Compensation to Zamindars—District Administration and Miscellaneous—Famine Relief—Land Revenue Department—Stamps Administration		V	80-83
Education		IV	144-146
Fisheries		V	348-349
Industries and Capital Outlay on Industrial Development		III	604-606
Registration, Stationery and Printing		IV	643-645
State Legislature		III	225-227
Budget, 1963-64, G.D.		IX	157-162

Subject. (1)	S—cont.	Volume. (2)	Page (3)
SELVARAJAN, SRI M.S.—cont.			
Budget 1963-64, Voting—			
Capital Outlay on Public Health		X	412-415
Medical Public Health			
Budget, 1964-65, G.D.		XVIII	386-389
Budget, 1964-65, Voting—			
Capital Outlay on Industrial Development, Industries		XIX	265-268
Commuted value of Pensions		XIX	166-170
District Administration and Miscellaneous ..			
Loans and Advances by the State Government ..			
Miscellaneous			
Other Miscellaneous Contributions and Assignments. Pensions		XXI	317-320
Fisheries			
Medical, Public Health, and Capital Outlay on Public Health		XXI	50-53
Budget, 1965-66, G.D.		XXVI	190-199
Budget, 1965-66, Voting—			
Administration of Justice		XXIX	32-36
Capital Outlay on Forests			
Cinchona			
Forest Department			
Khadi		XXVIII	139-141
Community Development Projects, etc.			
Public Works—Grants-in-aid		XXVIII	516-518
Co-operation		XXVII	122-126
Capital Outlay on Consumers' Co-operatives ..		XXIX	274-278
Labour including Factories			
Registration			
Jails			
Fisheries		XXVII	50-52
Stationery and Printing			
State Legislature		XXXIV	215-220
Elections			
Head of State, Ministers and Headquarters Staff ..		XXXVI	536-538
Budget, 1966-67, G.D.			
Budget, 1966-67, Voting—			
Capital Outlay on Industrial Development ..		XXXVI	367-370
Industries			
Capital Outlay on Irrigation		XXXVI	262-264
Irrigation			
Compensation to Zamindars		XXXVI	262-264
Famine Relief			
Land Revenue Department		XXXVI	262-264
Stamps Administration			

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, SRI M. S.—cont.		
Budget, 1966-67, Voting—cont.		
District Administration and Miscellaneous Pensions	XXXV	172-175
Miscellaneous		
Other Miscellaneous Compensations and assignments		
Committed value of Pensions		
Loans and advances by the State Government	XXXV	53-57
Education		
Fisheries	XXXVIII	88-91
Stationery and Printing		
Medical	XXXVII	261-264
Public Health		
Capital Outlay on Public Health	XXXVII	69-73
Road Transport Schemes		
Capital Outlay on Road Transport Schemes	XXV	489-492
Burma repatriates, maintenance	XX	466-468
Bus routes, temporary extension	XXXIX	468-469
Catamarans and Vallams	II	447
Cattle farm, Tirunelveli district	XXXII	946-947
Ceylon repatriates	V	758
Ceylon repatriates, Central assistance	V	21
Ceylon rapatriates, difficulties caused by Excise Department		
Ceylon repatriates, educational concession forms.. .. .	XXIII	127-128
Ceylon repatriates, employment	XXXIX	762-763
Ceylon repatriates, loans	IV	556-557
Ceylon repatriates, rehabilitation measures	V	20-21, 620-621
Channels, remodelling	XXVI	140-143
Chemical fertilizers, allotment	IV	105-106
Chemical fertilizers, permits	IV	331-334
Chief Justice of High Court absence (A.M.)	XXIV	466-467
City Hotels, increase in prices of food stuffs	XXXI	740-741
City Municipal Corporation (Amendment) Bill, 1965	XXXI	53-54
City Tenants' protection (Amendment) Bill, 1964	XXIII	457-460
College of Indian System of Medicine, Courtallam	XXXVIII	137-139
Compulsory Notification of Vacancies Act, working	XII	119
Compulsory Provident Fund, collection from employees of local bodies	XXXIX	922-923
Constitution (Sixteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	93-96
Contour Bunds, Kuthiraimozhitheri	III	553-554

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, SRI M. S.—cont.		
Converted Christians from Paravan community—Scholarships to	XL	735-736
Co-operative Central Land Mortgage Bank Ltd.—Government guarantee for debentures (R)	XXX	452-453
Co-operative Farming Society, Kesavaneri, starting	XVII	280
Co-operative Societies (Amendment) Bill, 1966	XXXVIII	458-459
Co-operative Stores for Government servants, opening	XL	521-522
Corruption Cases, details	XXVII	1-4
Corruption, eradication	IV	12-14
Craft Instructors, reversion (C.A.)	VIII	13
Crops, damages in Tiruchendur taluk (C.A.)	XVII	25
Cultivating Tenants (Protection from Eviction) Bill, 1966	XXXIX	847-849
Dental clinics, district and taluk headquarters hospitals.	XXXVIII	219-220
Dental Medical College, starting	XXXVIII	220
Deputy Inspectors and School Assistants, vacancies	XXXIX	889-890
Deputy Sevaks in Harijan Welfare Department, functions and salary	XXXIX	334-335
Desilting-cum-reclamation Scheme, Tirunelveli district.	III	563
Dhrangadhra Chemicals, Ltd., Sahupuram, acquisition of lands	XVI	138-139
Dhrangadhra Chemicals Works, Arumuganeri, damage to adjoining lands	XXXII	29-30
Dhrangadhra Chemical Works, damage caused by salt water to wet lands	XXI	597-598
Dhrangadhra Chemical Works, lands affected	XIV	233-234
Dhrangadhra Chemical Works, Sahupuram, destruction of fish by discharge effluents (C.A.)	V	165
Dhrangadhra Chemical Works, Sahupuram, Government share	IV	23-24
Disclosure of Assets of Members of Legislature Bill, 1964	XXX	244-248
District Educational Officers, vacancies	XL	67
D.M.K. Member's public speech incitement to violence	II	651 652
Draft, Madras Land Reforms (Disposal of Surplus Land) Rules, 1965 (M)	XXXII	421-422
Drinking Water-supply, Tuticorin	XXII	568-569
Dry lands assessed to water cess, classification as wet land	XXXIX	774-775

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, Sri M.S.—cont.		
Dry lands, conversion into wet lands	XXXIX	773-774
D.S.G. (First), 1962-63, G.D.	VII	458-560
D.S.G. (Second) 1963-64, G.D.	XVI	506-510
D.S.G. (First), 1964-65, G.D.	XXII	608-610
D.S.G. (Second), 1964-65, G.D.	XXIV	303-307
D.S.G. (Final), 1964-65, G.D.	XXIX	360-365
D.S.G. (First) 1965-66 G.D.	XXX	630-634
D.S.G. (Final), 1965-66, G.D.	XXXVIII	249-251
D.S.G. (First), 1966-67, G.D.	XXXIX	653-656
D.S.G. (Second), 1966-67, G.D.	XL	465-468
Educational pattern (M)	XII	417-420
Education Department, enhancement of pay and allowances to certain officers	XXXIX	624
Electricity Board, Budget	XIII	663-667
	XXII	189-193
	XXX	491-494
	XXXIX	56-60
Electricity (Taxation on Consumption) Amendment Bill, 1965	XXXII	380-381
Emergency Provident Fund, refund	XL	597-598
Employment opportunities to physically handicapped, legislation	XL	200-202
Engineering Colleges and Polytechnics, starting	II	658-660
Engineering Colleges, seats for refugees	V	256
Entertainments Tax (Amendment) Bill, 1965	XXXII	393-395
Famine conditions, Tirunelveli district (C.A.)	XL	267-269
Files, use of cane trays and boxes	XXVI	261
Fire accidents, increase in number and loss, reasons	XL	449-450
First Grade Hindi Pandits, appointment	XL	584-585
Fisheries, development	XXXII	342
Fishermen Colonies, construction	III	118-119
Fishermen Co-operative Societies, Tirunelveli district	IV	8-9
Fishermen, subsidy	III	552-553
Fishery rights, leasing	II	252
Fishing nets, damage by Marine animal 'Ongal'	V	785
Fishing nets, subsidy for cotton yarn	XXXIX	352
	XXXIX	868

511

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, Sri M. S.—cont.		
Fishing nets, supply of nylon twine	XXXIX	350-351
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	314-319
Food grains, movement within Tirunelveli district	XXX	436-438
Foodgrains, prices	XXXVIII	429-430
Food situation in the State (R)	XL	684-687
Forest Officers, complaint	V	506
Geological Survey	XXXIX	899
Geological Survey, Tirunelveli district	XL	122
Gold Control Act, Draft Rules	XXXIX	219-220
Gold Control Order, employment to Goldsmiths	XXXIX	219
Goldsmiths affected by Gold Control Order allotment of house-sites	XL	755-756
Goldsmiths, loans	XXXIX	753, 897 898
Goldsmiths, rehabilitation	XXXII	676-678
Government Industrial Training School (Tiruchendur), accommodation	III	318
Government records, community titles	III	16
Government servants, code of conduct	III	324-325
Government Transport Buses, Madras City	VI	500-501
Governor's Address (M)	VII	127-130
	XVI	190-194
	XXXIII	90-94
Handicapped persons, legislation for employment	III	434-436
Handicapped persons, special employment office	XXXIX	92-927
Harijan and Backward classes students, scholarships.	XXXI	1-7
Harijan students, admission to colleges	XL	293-295
Harijan Welfare Schools, employment of teachers	XXVI	549
Higher Education, loans to poor	XXXII	9-11
Hindi and Tamil teachers, high schools	XXXII	340-341
Hindu Higher Elementary School, Arumughaneri, conversion into Basic School	XXXIV	566
Home Guard Bill, 1963	VIII	130-132
Homeopathy, recognition	II	344-345
Hospital employees (Grade IV), Tirunelveli district, upgrading	XL	451
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	642-644

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, Sri M. S.—cont.		
Inam lands in Tirunelveli district, pattas	XL	422-423
Inam lands in Tirunelveli district, time-limit for grant of pattas	XL	423-424
Indian Registration (Madras Amendment) Bill, 1966 ..	XL	533-534
Irrigation (Levy of Betterment Contribution) Amendment Bill, 1963	XV	638-640 767-769
Irrigation Schemes, Tiruchendur taluk	XXXIII	698-700
Jain temples	XXXIV	396-397
Kadamba Tank, supply channel	XXXI	754
Kanyakumari and Avadi Townships, constitution (R).	XXIX	858-860
Kattabomman memorial at Panchalankurichi ..	V	624
Kayalpatnam Water-supply Scheme	XXII	280-282
Kilpauk Medical College, Madras	XXV	473
Kothavalchavadi Market, Minister's surprise visit ..	II	348
Kulasekarapattinam, development as minor port ..	XXIX	11-12
Kulasekarapattinam—Port, development ..	IV	446-447
Land Encroachment (Amendment) Bill, 1965	XXXI	670-671
Lands, Supreme Court Judgment re-acquisition for Housing Schemes	XXVII	5-6
Legislative Council, separate constituency for Elementary School Teachers (R)	XXXI	157-158
Legislators, free medical aid	V	161
Legislatures, Supreme Court opinion on rights ..	XXIX	6-8
Leprosy Hospitals, Tirunelveli district	XX	280
Leprosy Unit in Paramankurichi, facilities for treatment of in-patients	XXI	485-489
Libraries, administration	V	145-146
Library cess, collection	V	145-146
Lime-stone, Tirunelveli district	III	547-549
Machine Tools Factory, criteria for starting	XXXIX	896
Machine Tools Factory, inspection of sites	XXXIX	761
Madras Businessmen in Ceylon, relief measures ..	V	21-22
Madras-Tuticorin-Kanyakumari road, development as National Highways	V	376-377
Madras University (Amendment) Bill, 1965	XXXIII	324-327
Madurai University	XXV	327-329

S—cont.

Subject. (1)	Volume. (2)	Page (3)
SELVARAJAN, Sri M. S.—cont.		
Madurai University Bill, 1965	XXX XXXII	359-362 184-187, 262, 293- 295
Manimuthar Project, betterment tax	XXXIX	340-341
Manimuthar Project, inclusion of certain tanks ..	XXX	233-234
Marine Diesel Engine Plant, Ennore	XXXIX	449-450
Marine Engineering College, starting	XXXIX	896-897
Match Co-operative Societies, details <i>re.</i>	XL	772-773
Match Factories, hardships caused due to accumulation of stocks (C.A.)	XXXII	838
Match industry, Co-operative Societies, capital loans.	XL	742-743
Match industry, Sivakasi Chamber's representation ..	XL	602
Maternity Hospital, Palayamcottai, opening of Tuberculosis ward	V	383-334
Mechanised boats, building materials	XXXIX	24-25
Mechanised boats, construction	XXXIX	469-470
Medical colleges	III	307-308
Medical colleges, reservation of seats	IV	206
Minor Inams Abolition Act, 1963, effect on temple employees	XL	421-422
Motor Vehicles (Madras Amendment) Bill, 1964 ..	XVI	659-660 665 667-668
Mukkuppeeri Panchayat Board—removal of members from office	XL	609
National Languages, declaration of all the languages in Eighth Schedule (R)	XXXI	197-199
National Transport Employees' Union, Tirunelveli district	IV	455
National Water-supply and Sanitation (Rural) Scheme, Tirunelveli district	V	5-6
National Water supply-scheme, Tirunelveli district ..	XXI	603-604
No-confidence Motion (M)	XXXIX	433-436
No-confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	508-514
Non-panchayat villages, details	XXX	130-132
Nylon, Central subsidy	III	204-205
Nylon yarn, short supply	XXXII	707
A. 158-65		

S—cont.			
Subject.		Volume.	Page.
(1)		(2)	(3)
SELVARJAN, SRI M. S.—cont.			
Official diaries, certain particulars		XL	770-771
Official Languages of Indian Union, recognition of all Fourteen Languages (R)		XIII	317-320
Orphanages, donation by Miss Miya Doss, distribution.		XL	589
Orthopaedic Centres in Madras State		XL	766-767
Paddy, compulsory procurement		XXXII	576-578
Paddy, compulsory procurement in Tirunelveli district		XXX XXXII	430-436 578-580
Paddy seeds, supply		XIX	131-132
Panchayat and Panchayat Union elections, travelling allowance for persons on election duty		XXXIX	622-623
Panchayats (Amendment and Miscellaneous Provi- sions) Bill, 1964		XXIII	180-182
Panchayats (Amendment) Bill, 1965		XXXII	294-295 312-313
Panchayat Union Schools, transfer of teachers from private management schools		XXIII	442-443
Penal water-rate, Tirunelveli district		XXV	340
Pension, Municipal employees		XL	608-609
Pensions, old age		XXVII	519-521
Pension to teachers, calculation basis		XXXIX	598-599
Physically handicapped, concessions for employment.		XXXIX	755-757
Physically handicapped persons, registration in Em- ployment Exchange		III	444-445
Police firing, Sathankulam		XXVII	333
Political sufferers and Ceylon repatriates, non-avail- ability of scholarship forms for children (C.A.) ..		XV	458-459
Political sufferers, appointment as social educational organisers		XXI	06 605-6
Political sufferers, educational concessions to children.		XL	5-6
Political sufferers, Khadi Department		XXI	124-125
Political sufferers, scholarships for children		XXIX	431-434
Polytechnic, Nazareth		XXXIV	231-232
Polytechnics, Technical and Non-Technical Teaching staff		XL	121-122
Prevention of Begging (Amendment) Bill, 1964 ..		XXII	375-378
Private hostels, taking over		IV	572-573
Procurement, basis		XXXIX	464

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SELVARAJAN, SRI M. S.—cont.			
Procurement, rates of levy	XXXIX	463-464	
Prophet Mohammad, protest against publication of picture	XXXIX	889	
Puliyankudi Municipality, provision of protected water supply	XXXIX	778	
Punnakayal estuary, development	II XXVI	249-250 549	
Railway tickets, priority for State Ministers and Legislators	IV	342-344	
Rameswaram Township, Constitution (R)	XXXIII	394-396	
Rice, movement by headloads	XXXIX	612-613	
Rice, permits	XXXIX	613	
River Pumping Schemes, Srivaikundam Dam Project.	XXXII	567	
River Pumping Scheme, Tirunelveli district	V XVIII	156-157 14-15	
River Schemes, Tirunelveli district	XXIII	242-243	
Roads, Tirunelveli district	III	559-560	
Roads within railway limits, length	XL	772	
Road works, Tirunelveli district	V	260	
Salt pans (Pazhaya Kayal), road formation	XL	310-311	
Scavengers in local bodies, house-sites	V	160	
Scholarship, children of low income groups	XXXIX	19-20	
Scholarship, college students belonging to Backward Classes	XXXIX	16-19	
School Assistants, District Boards	XL	7-8	
Schools for Blind, Deaf and Dumb, Palayamcottai ..	XXXIII	569	
Sea erosion, Tiruchendur, Dhanushkodi, etc.	XXVIII	5	
Secondary or Senior Basic teachers getting lower scales	XL	202-203	
Secretariat Buildings, accommodation	IV	337-339	
Secretariat, temporary staff	VII	308-310	
Siddha and Ayurveda systems, research books	IV	20-21	
Siddha Medical system, recognition	IV	20	
Soil conservation, Kuthiraimozhitheri Reserved Forest	XXIX	577-578	
Special Officer for physically handicapped, appoint- ment	III	435-436	
Stamp papers, sale restriction	XL	580-581	

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, Sri M. S.—cont.		
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	143-145
State Transport buses, location of terminus in Tiruchendur	XXXIX	103
State Transport System, Committee to enquire into working (R)	XXIX	773-778
Taluk Office, Public Relations Officer,	III	561-562
Tambaram Railway Station, clash between military personnel and workers of a factory	XXIII	444
Tambiraparani and Manimuthar river basins, area under Penal Water rate	XL	582-583
Tambiraparani canal, reconstruction works	XXXIX	907-908
Tambiraparani, harnessing river bed waters	XXIII	135-136
Tambiraparani river, quantum of water going waste	XL	757-758
Tambiraparani system, lands under	IV	566-567
Tamil Popularisation Board, constitution (R)	XII	276-279, 284
Tamil, scholarships for study	IV	218-220
Tanks, Tiruchendur taluk	XXI	604-605
Teacher-pupil ratio	XXIV	545-547
Teacher-pupil ratio, Elementary Schools (R)	XVI	745-750
Teachers, free medical aid	XL	323-324
Teachers in aided schools, Tiruchendur Panchayat Union, payment of salary	XXIII	443
Teachers, Provident Fund, Government contribution	XXXIX	600-601
Teachers, Scales of pay	III	11-13
Teachers, Travelling allowance	XXXIII	48-49
Teachers, uniform dress (D.S.D.)	XVI	626-628
Temple archakas, enhancement of salaries	XXXIX	329-330
Temples, Sri Maharamutharamman temple in Tiruchendur taluk	XL	110-111
Thathuvaneri Scheme, Tirunelveli district	XXXVII	216-217
Tiruchendur-Kulasekarapatnam Tharuvai, draining of water	IV	562-563
Tirunelveli district, arrests	X	519-520
Tirunelveli district, damages to roads and culverts (C.A.)	XVIII	125
Tirunelveli district, prevalence of Epidemic (C.A.)	III	446-447
Tirunelveli district, road and irrigation facilities	X	198

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SELVARAJAN, Sri M. S.—cont.		
Tourist Bungalow, Tiruchendur	III	117
Townships, constitution (R)	VII	414-416
Townships, declaration of certain areas (R)	XVI	587-588
Trained Teachers, employment	XL	773-774
Tuticorin Harbour Project	XXI	773-774
Vanamamalai Perumal Temple, Nanguneri	XXXI	719-720 721
Vayali Malaiyadipatti tank	XXXII	567-568
Water cess, discrepancy in levy	XL	758-759
Water-supply, Koilpatti taluk	XXIII	238-239
Water-supply Scheme, Kayalpatnam	V	3-5, 20
We Tamil' Movement, distribution of knives to supporters (C.A.)	IV	347-348
'Who is who' Freedom Fighters	XXXIX	326-328
Wild life, migration	III	114-115
SENAPATHI GOUNDER, Sri A.		
Budget (Revised), 1962-63 G.D.	II	474-477
Budget, 1963-64, Voting—		
District Administration and Miscellaneous	XI	471-472
Land Revenue Department		
Budget, 1964-65, G.D.	XVIII	442-445
Budget, 1964-65, Voting—		
Agriculture	XIX	399-401
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
SENGALIAPPAN, Sri R.		
Budget (Revised), 1962-63, G.D.	II	387-389
Budget, 1963-64, G.D.	IX	215-217
Budget, 1963-64, Voting—		
Labour including Factories	X	27-29
Budget, 1964-65, Voting—		
Agriculture Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	390-392
Labour including Factories	XX	24-27
Budget, 1965-66, G.D.	XXVI	355-357 359-361
Budget, 1965-66, Voting—		
Labour including factories	XXVII	119-121
Budget, 1966-67, Voting—		
Labour including Factories	XXXV	260-263

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SANGALIAPPAN, Sri R.—cont.			
Governor's Address (M)	I	369-370	
Textile Mills at Coimbatore, lathi charge on workers (C.A.)	XXXIII	235-237	
	XV	590	
SENGOTTUVELU, Sri N. P.			
Agriculturists' colonisation	VI	345	
Appropriation (No. 2) Bill, 1964	XXI	682-683	
Bamboo forests, Kolli Hills	XI	14	
Bhoodhan Yagna (Amendment) Bill, 1964	XXI	816-817	
Budget (Revised), 1962-63, G.D.	II	519-521	
Budget, 1963-64, Voting—			
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	X	236-237	
Budget, 1964-65, Voting—			
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	408-410	
Capital Outlay on Forest	XXI	171-174	
Chinchona			
Forest Department			
Capital Outlay on Industrial Development Industries. Stationery and Printing	XIX XXI	295-297 423-424	
Budget, 1965-66, Voting—			
Industries	XXVIII	35-37	
Capital Outlay on Industrial Development			
Medical	XXVII	491-493	
Public Health			
Capital Outlay on Public Health			
Budget, 1966-67, G.D.	XXXIV	570-572	
Budget, 1966-67, Voting—			
Agriculture	XXXVI	191-192	
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading	XXXVI	319-320	
Capital Outlay on Public Works			
Public Works—Establishment and Tools and Plant. Public Works—Works			
Motor Vehicles Acts—Administration	XXXVII	28-29	
Buildings for Government Servants on rental basis, Construction	XXII	569-570	
Buildings (Lease and Rent Control) Amendment Bill, 1964	XXI	836-837	
Burma repatriates, maintenance	XXV	489-492	

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SEGOTTUVELU, Sri N. P.—cont.			
Bye-election, Tiruvannamalai, Minister's tours ..	XV	233-234	
Cardamom Plantations, Kolli Hills	XII	246-248	
Caterpillars, eradication in Salem district	IV	207	
Corruption, cases	XVI	465-469	
Corrupt practices, persons punished	XXIX	850	
Cycle Assembly Unit, Salem	IX	513-514	
Dairy Factory, Salem	V	255	
District Munsif's Court at Salem, shifting to Sankaragiri	VII	6	
Drinking Water-Supply Scheme, Rasipuram ..	II	154-155	
	IX	244	
Drugs manufacture at Yercaud	V	611	
D.S.G. (First), 1962-63, G.D.	VII	460-462	
D.S.G. (Final), 1963-64, G.D.	XXI	398-400	
D.S.G. (Final), 1963-64, Voting—			
Capital Outlay on Industrial Development	XXI	508	
Capital Outlay on Irrigation	XXI	508	
Co-operation	XXI	504	
Head of State, Ministers and Headquarters Staff ..	XXI	502	
Motor Vehicles Acts—Administration	XXI	501	
Pensions	XXI	506	
Public Works—Works	XXI	505	
Road Transport Schemes	XXI	505	
Stationery and Printing	XXI	507	
Eggs, supply to Madras City	VII	610-613	
Estates Abolition Act, Compensation paid	XXII	314-316	
Foreign Assistance, loans and grants	XIV	278	
General Sales Tax (Amendment) Bill, 1964 ..	XXI	152-153	
Geological Survey Report, supply of copies to Members	XV	655	
Glass bangles, training centre at Salem for manu- facture	IX	429	
Government College, Coimbatore, medium of ins- truction in Pre-University Course	V	378	
Government Polytechnic, Salem district	V	252	
Governor's Address (M)	XVI	338-340	
	XXXIII	446-449	
Hoganakal Scheme, Investigation	IV	24	
Home Guard Bill, 1963	VIII	132-133	
Improvement (Housing) Trusts, constitution ..	XIV	145	
Industrial Investment Corporation, financial assis- tance to industries	XIII	480-483	
Iron-ore, Salem district	XIII	386-387	

S—cont.			
Subject.	Volume.	Page.	
(1)	(2)	(3)	
SENGOTTUVELU, SRI N. P.—cont.			
Land Improvement Loans (Madras Amendment), Bill, 1964	XXI	805	
Lands, loans on	VI	474	
Lower Division Clerks, scales of pay	VI	65	
Medical College, Kilpauk, shifting	V	754-755	
Medical College, Salem, opening	V	750	
Metric system of weights, expenditure for introduction	XV	706	
Ministers, travelling allowance	VII	208-209	
Namagiripet Town Panchayat, complaints against Executive Officer	XV	84	
N.G.O.'s and Last Grade Government servants, pay and allowances	V	380	
Over-bridges, construction	XXIII	327-328	
Panchayat Union Councils, telephone facilities	XIV	277	
Per Capita income	XIII	125-126	
Physically handicapped, employment	XVI	12	
Police Village Development Scheme	XVI	25-26	
Primary Health Centres	XXI	9-14	
Quarters, for Medical Officers	XXI	9-14	
Public Works Department, revision of schedule of rates	V	381	
Railway fares, tax collection	XV	74-75	
Registered documents, supply of typed copies	XV	458	
Registration offices	XVI	703	
Registration Offices, electrification	XVII	13	
Rice, cost of cultivation	XXII	162-163	
Rural Service Diploma, Co-operation	IX	241	
Sago factories, Salem district	VII	617-618	
Salem Steel Plant, establishment	VI	58-59	
Sewage farms	XXIV	14-15	
Slum Clearance Scheme, expenditure	XIV	277	
Sub-registry offices	XVIII	122-123	

S—cont.			
Subject.	Volume.	Page.	
(1)	(2)	(3)	
SENCOTTUVELU, SRI N. P.—cont.			
Suicide cases, 1961-62	X	520-525	
Tank, construction in Eechampatti, Salem district ..	XXXI	566	
Tank, construction in Guruwala, Salem district ..	XXXI	567	
Theft cases, Madras City	XV	84	
Tourist Bungalow, Rasipuram	XV	75	
Tunnel Power Scheme, starting	XII	254	
UNICEF aid	XVIII	304	
Veterinary College, Lecturers	XV	717	
Water-supply Scheme, Rasipuram	XII XV	373 451-452	
SHANMUGAM, SRI M.—			
Budget (Revised), 1962-63, G.D.	II	214-218	
Budget, 1962-63, Voting :			
Capital Outlay on Irrigation, Irrigation	IV	277-280	
Community Development Projects, etc.	III	150-151	
Labour including Factories	III	478-480	
Budget, 1963-64, G.D.	VIII	485-488	
Budget, 1965-66—Voting—			
Irrigation	XXVIII	193-194	
Capital Outlay on Irrigation			
Public Works—Works			
Public Works—Establishment and Tools and Plant. Capital Outlay on Public Works			
Co-operative Central Land Mortgage Bank Ltd., Government Guarantee for Debentures (R)	I XXX XXV	393-394 453-456 273-274	
D.S.G. (Third), 1964-65, G.D.			
Election of Speaker and Deputy Speaker	I	38	
Electricity Board Budget	XXXIX	199-201	
Gazetted officers, Quarterly list	XXV	681-682	
Governor's Address (M)	I	162, 232-234	
	VII	60-64	
	XXV	200-203	
	XXXIII	705-710	
Police Outpost, Tumbur village, shifting	XXI	628-629	

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SHANMUGAM, SRI M.—cont.			
Primary Health Centre, Kandamanadi		XXIV	11
Urban Land Tax Bill, 1963		XV	303-304
Urban Land Tax Bill, 1966		XXXIX	840, 841
Vanaspathi Factory, Villupuram		XIX	12-13
Warehouses, regulation of storage of certain commodities (R)		XVI	582
SHANMUGAM, SRI P. U.—			
Agricultural Income-tax, arrears		XXIII	360
Budget, 1964-65, G.D.		XVIII	368-372
Budget, 1964-65, Voting—			
Capital outlay on Industrial Development Industries		XIX	305-309
Compensation to Zamindars			
Famine Relief			
Land Revenue Department			
Stamps administration		XX	334
Co-operation			
Police		XX	520-522
Budget, 1965-66, G.D.		XX	211-214
Budget, 1965-66—Voting—		XXVI	389-395
Medical, Public Health, Capital outlay on Public Health		XXVII	487-489
Motor Vehicles Acts—Administration		XXVII	554-557
Police		XXVII	366-369
State Legislature			
Elections			
Head of State, Ministers and Headquarters Staff		XXVII	30-34
Budget, 1966-67, G.D.		XXXIV	265-270
Budget, 1966-67, Voting—			
Capital Outlay on Consumers, Co-operatives		XXXVI	50-54
Co-operation			
District Administration and Miscellaneous			
Pensions			
Miscellaneous			
Other Miscellaneous Compensation and Assignments		XXXV	139-143
Commuted Value of Pensions			
Loans and advances by the State Government			
Capital Outlay on Public Health			
Medical			
Public Health		XXXVII	266-267

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SHANMUGAM, SRI P. U.—cont.			
Budget, 1966-67, Voting—cont.			
Motor Vehicles Acts—Administration		XXXVII	35-39
Bus-permits, sale		XXIII	408
Bus routes for Private Operators		XXXI	735
Bye-election, Tiruvannamalai		XV	233-234
City Municipal Corporation (Amendment) Bill, 1965 ..		XXXI	47-49
Constitution (Fifteenth Amendment) Bill, 1963, (Ratification) (R)		XIII	43-44
Co-operative Banks, defalcation of funds		XXIV	668
Co-operative Societies (Amendment) Bill, 1966 ..		XXXVIII	455-456
Co-operative Society, Khiz Pennathur		XV	736
Correction of figure in speech (St)		XXXI	349
Corruption Cases		XXIV	655
Defence of India Rules, Persons under detention ..		XXX	224-232
Drinking Water-supply, Khiz Pennathur		XV	91-92
Drinking Water-supply, Tiruvannamalai		XV	4-8
D.S.G. (First), 1964-65, G.D.		XXII	588-591
D.S.G. (Final), 1964-65, G.D.		XXIX	378-381
D.S.G. (Final), 1965-66, G.D.		XXXVIII	267-270
Fire accident in Tiruvannamalai on 1st July 1965. ..		XXXII	241
Five-year Plan (Third), Mid-term appraisal (M) ..		XVII	54-59
Five-year Plan (Fourth), Draft Outline (M)		XXXI	255-263
Foreign-made cars, purchase		XXIII	409-410
Godowns for foodgrains		XXXII	589-590
Governor's Address (M)		XVI	197-201
		XXV	174-177
		XXXIII	243-248
Khiz Pennathur Panchayat Union, compost manure. ..		XV	696
Land Improvement Loans (Madras Amendment) Bill, 1964		XXI	804, 807-808
Madras State, renaming as 'Tamilnad' (R)		XVI	766-767

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SHANMUGAM, SRI P. U.—cont.		
Marketing Societies, rules	XV	736
No-Confidence Motion against the Ministry (M) ..	XXXIX	381-386
No-Confidence Motion and Motion disapproving Food Policy of Ministry (M)	XXIV	514-522, 622
Official Language Policy, discussion (M)	XXIX	639-644
Paddy, procurement	XXII	452-453
Police lathi Charge, Tiruvannamalai, request for (H.H.D.)	XV	577-578
Rajathope road, formation	XV	90
Salem iron ore, Dasthur company's report	XXIII	128-130
Sathanur Reservoir	XV	28
School buildings, Nedungampoondi, construction ..	XV	91
Stacey, Mr., arrest	XXX	1-7
State Legislature (Continuance of use of English language) Bill, 1964	XXIV	145-148
Sub-Registry Office, Vettavalam	XXIV	668
Teachers, transfers	XV	554-555
Tiruppur Municipality, defalcation of funds	XXIV	668-669
U.P.S.C. Examinations, inclusion of Tamil as one of the media (R)	XXX	306-309
Vannianagaram—Devaloor road, formation	XV	91
Vidur Dam, fishing	XXXII	31
Vidur Reservoir Project employees, receipt of pay ..	XXXII	613
SHANMUGASUNDARAM, SRI N.		
Budget (Revised), 1962-63, G.D.	II	586-587
Budget, 1964-65—Voting—		
Capital Outlay on Irrigation	XX	394-395
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant ..		
Public Works—Works		
Governor's Address (M)	I VII	360-361 225-226
SIVARAMANAMBALAM, SRI S V. S M.		
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	490
Governor's Address (M)	XXXIII	650-651

Subject. (1)	Volume. (2)	Page. (3)
SIVASUBRAMANIAN, SRI S.		
Agricultural labourers, Village Housing Scheme ..	XXII	305
Agriculture Department, promotions	XXIX	225-226
Beggars' Home at Chidambaram	XXIII	18
Bhuvanagiri Hospital, expansion	XXXVIII	437-438
Bridge across Uppanar	XXIV	667
Bridge across Vellar	XXIV	666-667
Bridge across Vellar, expenditure for widening ..	XXII	320
Budget (Revised), 1962-63, G.D.	XXXVI	345
Budget, 1962-63, Voting—	XXIII	359
Capital Outlay on Road Transport Schemes, Road Transport Schemes	II	591-593
Compensation to Zamindars—District Administration and Miscellaneous—Famine relief, Land Revenue Department—Stamps Administration ..	IV	504-506
General Sales Tax and Other Taxes and Duties—Administration	V	88-89
Police	IV	380-381
Welfare of Scheduled Tribes, Castes and Other Backward Classes	III	381-383
Budget, 1963-64, G.D.	V	197-198
Budget, 1964-65, Voting—	IX	185-188
Motor Vehicles Acts—Administration		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	491-493
Budget, 1965-66, G.D.	XIX	607-609
Budget, 1965-66, Voting—	XXVI	386-389
District Administration and Miscellaneous		
Pensions	XXVII	302-305
Miscellaneous		
Other Miscellaneous Contributions and Assignments ..		
Commuted value of pensions	XXVII	135-137
Loans and Advances by the State Government ..		
Labour including Factories	XXIX	190-192
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXIV	549-552
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—	XXXV	298-301
Labour including Factories		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	395-39
Burma repatriates, Chidambaram taluk	XL	433-43

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SIVASUBRAMANIAN, SRI S.—cont.		
Bus stand, Chidambaram	XXXVI	130-131
Chidambaram Railway Station, extension	XXXVI	226
Chidambaram taluk, surveying	XXIII	135
Chidambaramathanpettai culvert, reconstruction ..	XXXIX	101
Co-operative Agricultural Bank at Edayar, opening ..	XXII	162
District Educational Officers	XXXVI	352
Drainage Scheme, Chidambaram	XXXVI	128
Dry land assessed to water cess, classification as wet land	XXXIX	774-775
Electricity, villages in Chidambaram taluk	XL	116
Family Planning Operations, particulars re.	XL	774-775
Fire accidents, South Arcot district	XXXVIII	135
Fire Service Stations, Chidambaram taluk	XXII	460
Forest, extent in Porto Novo area	XXXVI	21-22
Government Headquarters Hospital, Chidambaram Town, shifting	XXXV	457
Government Hospital, Chidambaram	XXIII	239
Government Hospital, construction at Puliangudi ..	XXIII	358
Government Hospital, Palayamkottai (Chidambaram taluk), construction of buildings	XXXVIII	319
Government Nandanar High School, Chidambaram, upgrading	XXII	273
Government Nandanar High Schools, Chidambaram, paucity of teachers	XXXVI	121-122
Governor's Address (M)	I	342-343
	VII	291-294
	XVI	324-327
	XXXIII	432-436
Hand-pounding Paddy Co-operative Societies, South Arcot district	XXIII	360
Harijan Elementary Schools, inspection	XXI	232
Harijan Panchayat Presidents, Chidambaram taluk, number	XXXV	339
Harijan Schools (private), taking over by Harijan Welfare Department	XVII	292
Harijans, expenditure towards supply of tools and appliances	XXII	284-285
Harijan Students' Hostels, South Arcot district ..	XIX	356-360

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SIVASUBRAMANIAN, SRI S.—cont.		
Harijan Welfare School, Dharmanallur, Vridhachalam taluk	XXXVIII	315
Harijan Welfare Schools, construction of quarters for teachers	XXII	305
Harijan Welfare, special allowance for land acquisition staff	XXXVII	500-501
Higher Grade Teachers, appointment as Secondary Grade Teachers	XXXVIII	326
High Schools at Chidambaram, inter-change	XXXVIII	326
Hospital, opening at Vallampadugai	XXIII	413
Hospitals in South Arcot, air-conditioning of operation theatres	XXIII	419
House building societies, South Arcot district ..	XXII	305
Industrial Colony, Chidambaram	XXII	270
Industrial Estate, South Arcot, establishment ..	XXXVI	462-463
Inspectors of Schools	XXXVI	351-352
Jeep Bus, Chidambaram taluk	XXXVII	113
Killai, development as fishing port	XXII	247
Kumaratchi Panchayat Union, compost manure ..	XXII	313
Kumaratchi Panchayat Union, construction of office building	XXII	313
Lands (poramboke), grant of pattas to Harijans ..	XXIII	24-25
Medical Colleges, admission during 1965-66	XXXVI	225
Nandanar Boys' Hostel, Chidambaram	XXXVIII	137
Nandanar High Schools, Chidambaram, expansion of libraries	XXXVIII	314
Nandanar High Schools, Chidambaram, teachers ..	XXXVIII	313
Nandanar High Schools, Chidambaram, teachers ..	XXXVIII	313-314
Narrow sluice-bridges in Chidambaram taluk, Expansion	XXXVIII	313-314
National Water-supply Scheme, revival for Chidambaram taluk	XXIX	575
New High Schools	XXXIV	565
Package scheme, extension to Chidambaram taluk ..	XXIV	545
Palaman Canal, culvert over	XXII	276
Panchayat Boards, Inspecting officers	XL	225
Panchayat Presidents, administrative training ..	XXIII	416
Panchayat Union buildings, construction	XXII	313
Panchayat Unions, transfer of unspent amount ..	XXIII	130
Paravanar, construction of flood bank	XXII	568
	XXIV	667

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SIVASUBRAMANIAN, SRI S.—cont.		
Policemen, South Arcot, houses for	XXII	576
Poramboke lands near Walajah lake at Pinnalur, assignment	XXXVIII	432
Prohibition cases in Chidambaram taluk in 1963 ..	XXII	321
Prohibition offences, Chidambaram taluk	XXXVIII	212-213
Provident Fund, refund of additional recovery ..	XXI	14
Railway line between Chidambaram and Ariyalur ..	XXXVIII	133
Roads, repair of Highways road between K. Adoor and Kannangudi	XXXIX	615
Sethiyathope Anicut, widening	XXIII	237
Sheep Breeding Centre, Chidambaram taluk	XXII	321
State Transport bus (via) Chidambaram, increase in number	XXII	153
Sub-Registrar's Office, opening at Sethiyathope ..	XXII	39
Teachers in Harijan Welfare Schools, promotion ..	XXIII	26-27
Teachers, State awards	XXXVII	382
Tourist Bungalow, Chidambaram, construction ..	XXII	311
Tourist Home, construction at Vadalur	XXII	257
Tractors for Chidambaram taluk under hiring scheme.	XXXIX	904
Veeranam tank, South Arcot district	XXIII	410
Veterinary Hospital, Chidambaram	XXII	316
Women teachers, maternity leave	XXXV	461-462
SOUNDRAVEL SERVAI, SRI AT. A. P.		
Budget, 1964-65, G.D.	XVIII	367-368
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	83-84
Capital Outlay on Forests		
Cinchona		
Forest Department		
Khadi	XXVIII	385-386
Agriculture		
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..	XXVIII	120-121
Community Development Projects, etc.		
Public Works Grants-in-aid		
Irrigation		
Capital Outlay on Irrigation	XXVIII	221-222
Public Works—Works		
Public Works—Establishment and Tools and Plant.		
Capital Outlay on Public Works		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SOUNDRAVEL SERVAI, SRI AT. A. P.—cont.		
Budget, 1965-66, Voting—cont.		
Land Revenue Department	XXVIII	461
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	182-183
Budget, 1966-67, G.D.	XXXIV	452-454
Budget, 1966-67, Voting—		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	413-414
Five-year Plan (Fourth), Draft Outline (M)	XXXI	486-488
SOUNDHARAPANDIAN, SRI N.—		
Budget (Revised), 1962-63, G.D.	II	596-598
Budget, 1962-63, Voting—		
Capital Outlay on Public Health—Medical and Public Health	V	456-458
Community Development Projects, etc.	III	148-149
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation	XI	217-220
Community Development Projects, etc.—Khadi ..	X	309-311
Budget, 1964-65, G.D.	XVIII	321-325
Budget, 1964-65, Voting—		
Education	XX	122-124
Police	XX	227-228
Budget, 1965-66, G.D.	XXVI	635-638
Budget, 1965-66, Voting—		
Community Development Projects, etc.	XXVIII	148-150
Public Works—Grants-in-aid		
Budget, 1966-67, G.D.	XXXIV	527-529
Budget, 1966-67, Voting—		
Capital Outlay on Irrigation—Irrigation	XXXVI	412-414
Capital Outlay on Public Works	XXXVI	323-324
Public Works—Establishment and Tools and Plant.		
Public Works—Works		
Community Development Projects, etc.	XXXVIII	174-176
Public Works—Grants-in-aid		
Bus Stand at Nagercoil, construction	XL	35
Cement Factory, Valliyur	XXII	295
Engineering College, Tirunelveli	XXXVIII	1-2
	XXIV	548-549

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SOUNTHARAPANDIAN, SRI N.—cont.			
Fishing Harbour, Leepuram	XXIII	130-131	
Governor's Address (M)	I VII XVI XXXIII	362-364 314-316 401-403 500-503	
Hospital at Azhagappapuram, Kanyakumari district, buildings	XXXVII	505	
Industrial Seminars	XXIX	112-115	
Kalisamban anicut, repairs	XXII	570-571	
Kanyakumari district, merger of Nanguneri taluk or Ramanathapuram sub-taluk	XXVIII	9	
Palmgur Co-operative Society, land for Sugar-candy Centre	XL	138-140	
Panchayat Officer's Conference, resolutions	XXIII	348-349	
Training Schools (Senior Basic), districtwise particulars.	XL	739-740	
Water scarcity in Nanguneri, relief	XL	197-198	
SPEAKER, Mr.			
Election of	I	17-18, 41-52	
Farewell speeches	XL	874-877	
<i>See under 'Chair' for Rulings, Observations, Announcements, etc.</i>			
SREENIVASA REDDIAR, SRI O.—			
Budget (Revised), 1962-63, G.D.	II	674-676	
Budget, 1965-66, Voting—			
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXIX	183-185	
SRINIVASAN, SRI C.—			
Anandur-Kavanoor road	V	150	
Arts College, Paramakudi	XXV	327	
Bogalur Panchayat Union Office	XXXII	158	
Bridges construction in Paramakudi	V XXII	246 163	
Budget (Revised), 1962-63, G.D.	II	377-380	
Budget, 1963-64, G.D.	IX	79-82	
Budget, 1963-64, Voting—			
Capital Outlay on Road Transport Schemes .. } Road Transport Schemes	XI	565-566	

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SRINIVASAN, SRI C.—cont.			
Budget, 1964-65, G.D.	XXVIII	357-359	
Budget, 1964-65, Voting—			
Capital Outlay on Irrigation	XX	398	
Capital Outlay on Public Works			
Irrigation			
Public Works—Establishment and Tools and Plant.			
Public Works—Works	XX	290-292	
Compensation to Zamindars			
Famine Relief			
Land Revenue Department			
Stamps Administration	XX	483-485	
General Sales Tax and other taxes and duties—			
Administration	XX	195-196	
Police	XX		
Budget, 1965-66, Voting—			
General Sales Tax and other Taxes and Duties—			
Administration	XXVIII	302-303	
Irrigation	XXVIII	190-191	
Capital Outlay on Irrigation			
Public Works—Works			
Public Works—Establishment and Tools and Plant.			
Capital Outlay on Public Works	XXXIV	421-423	
Budget, 1966-67, G.D.			
Budget, 1966-67, Voting—			
Capital Outlay on Consumers' Co-operatives .. } Co-operation	XXXVI	54-57	
Fisheries	XXXVIII	78-80	
Stationery and Printing			
Bull, alleged goring by D.M.K. Partymen	XXI	759	
Cement Factory at Mandapam or Rameswaram, starting in private sector	XXI	489-490	
Cement Factory, Mandapam	II	652	
Dam near Kazhuvloorani, Vaigai river	XL	27	
Educational pattern (M)	XII	322-324	
Elanyangudi-Rajasingamangalam road	V	150	
Experimental tube wells, Paramakudi taluk	XX	470-471	
Fishermen, motor-boats	XXV	326-327	
Gang Mazdoors in the Highways and Rural Works Department	XL	760	
Government Servants, technical and scientific personnel, retirement age	XVII	79-80	
Governor's Address (M)	VII XVI	256-258 396-398	

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SRINIVASAN, SRI C.—cont.			
Highways and Rural Works Department, gang and avenue mazdoors	XXV	501-502	
Hostel construction at Paramakudi	XXII	273	
Ilayangudi, Maravamangalam road, laying	XXXIX	923	
Koothangal channel, Paramakudi taluk, repair	VI	498-499	
	XII	345	
Madurai-Ramanathapuram Road, road from Kalpiravu linking	XXV	241	
Nainarkoil-Devipatnam road	V	151	
Over-bridge construction at Manamadurai junction	XXII	464	
Panchayats, bifurcation	XXXII	480-481	
Paramakudi Municipality, sanction for appointment of a supervisor	XXXII	479	
Paramakudi Panchayat, up-grading into Municipality.	XV	344	
Police station opening in Salaigramam, Ramanathapuram district.	XXXIX	765-766	
Political sufferers concessions to children in Industrial Training Institutes and Polytechnics	XX	360-361	
Polytechnic, starting in Paramakudi	II	659-670	
Public conveyances, meter system for taxes and auto-rickshaws in Madurai City	XX	472	
Road Inspectors, service rules	XXVI	327-329	
Roads, formation in East Ramanathapuram area	XXXIX	923	
Roads in Paramakudi taluk, metalling	XXVI	425-426	
Salaigramam—Serugani Road, improvement	XXIII	329	
Special Engineering Staff at Madurai	XXIX	115	
Spinning Mill, Paramakudi taluk	XXV	235	
Student-trainees in Teacher's Basic Training Institutions, allowance	XL	208	
Subban Channel, repairs	XX	280	
Sub-Registrar's Office, Nainarkoil	XV	737	
Taluk Headquarters Hospital, Paramakudi, Construction.	II	250	
	XXI	474-475	
	XXXIX	917	
Taluk Headquarters Hospitals, Ramanathapuram district,	XXXIX	917-918	
Tank-bed lands in estates, grant of pattas	II	545	
Tank-bed lands (Ramanathapuram district), classification.	XII	347-352	
Tanks, Ramanathapuram	XV	555	
Taxis and auto-rickshaws in Madurai City, meter system	XX	472	

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SRINIVASAN, SRI C.—cont.			
Touring Cinemas, temporary licences	XXV	12	
Vaigai Canal Scheme, re-investigation	XI	208-209	
Vaigai Channel, modernisation	III	442-443	
	XV	10	
SRIRAMULU, SRI P. V.—			
Additional Assessment and Additional Water-cess Bill, 1963	VIII	32-34	
Arrest (Ann.)	XV	515	
Arrest, point of information	XV	459-460	
Budget (Revised), 1962-63, G.D.	II	634-635	
Budget, 1962-63, Voting—			
Motor Vehicles Acts—Administration	IV	41-43	
Budget, 1963-64, G.D.	VIII	457-461	
Budget, 1963-64, Voting—			
General Sales Tax and Other Taxes and Duties—Administration	XII	69-76	
Budget, 1965-66, G.D.	XXVI	488-492	
Budget, 1965-66, Voting—			
Administration of Justice	XXIX	54-57	
Capital outlay on Forests			
Cinchona			
Forest Department			
Khadi	XXVIII	377-378	
Agriculture			
Animal Husbandry			
Capital Outlay on Agriculture			
Capital Outlay on Schemes of Government Trading	XXVIII	546-548	
Co-operation	XXVIII	463-464	
Capital Outlay on Consumer's Co-operatives			
Land Revenue Department			
Stamps Administration			
Famine Relief	XXXIV	542-544	
Compensation to Zamindars			
Budget, 1966-67, G.D.			
Budget, 1966-67, Voting—			
Capital Outlay on Consumers' Co-operatives	XXXVI	80-82	
Co-operation	XXXVI	264-265	
Compensation to Zamindars			
Famine Relief			
Land Revenue Department			
Stamps Administration	XXXVII	542-543	
Forest			
Capital Outlay on Forests			
Cinchona			

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SRIRAMULU, SRI P. V.—cont.		
Budget, 1966-67, Voting—cont.		
General Sales Tax and other Tax Administration	XXXVII	127-132
Cement distribution (Dis. S.D.)	VI	296-299
Co-operative Central Bank, Salem, bifurcation	I	633-634
Co-operative Spinning Mills, Krishnagiri	I	255
D.S.G. Second 1963-64, G.D.	XVI	516-517
D.S.G. (First), 1964-65, G.D.	XXII	598-600
Electricity Board Budget	I	589-592
	XIII	422-425
	XXII	85-88
General Sales Tax (Amendment) Bill, 1963	X	536-538
General Sales Tax (Second Amendment) Bill, 1964	XXIII	385-388
General Sales Tax (Third Amendment) Bill, 1965	XXXII	955-957
Governor's Address (M)	XVI	222-226
	XXXIII	535-538
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXII	519, 522, 523
Krishnagiri Reservoir Project Canals, inadequate supply of water (C.A.)	XII	393-394
No-confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	588-591
(Transferred Territory) Ryotwari Settlement Bill, 1964.	XXII	513
Warehouses, regulation of storage of certain commodities (R)	XVI	582
Water supply, Madras City	II	253-254
SUARES, SRIMATHI, A.—		
Budget, 1962-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	398-399
Education	IV	121-124
Budget, 1963-64, Voting—		
Capital Outlay on Public Health—Medical—Public Health	X	420-423
Education	X	109-112
Budget, 1964-65, Voting—		
Education	XX	111-114
Budget, 1966-67, Voting—		
Education	XXXV	28-31

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUARES, SRIMATHI, A.—cont.		
Budget, 1966-67, Voting—cont.		
Medical	XXXVII	256-258
Public Health		
Capital Outlay on Public Health	I	308-310
Governor's Address (M)	VIII	109-111
Home Guard Bill, 1963	XXIX	618-620
Official Language Policy, Discussion (M)		
Pakistani aggression condemnation and solemn dedication to Defence Efforts (R)	XXXII	91-93
Public Buildings (Licensing) Bill, 1964	XXIV	255-257
SUBBIAH, SRI A.K.—		
Additional Assessment and Additional Water-cess Bill, 1963	VIII	37-38
	XIV	101
Agricultural Development, district-wise schemes		
Agricultural Income-tax (Second Amendment) Bill, 1962	VI	513
	XXII	304
Agricultural Labourers, house-sites	XXII	165-166
Agricultural loans, repayment	VI	367-368
Agricultural Schools, applications for admission		
Agriculture—	XXXVI	9-11
Improved strains in Thanjavur district	XVII	280-282
Plough Bulls, distribution to Harijans	XXI	777
Schemes for development	XIII	633
Andhra Pradesh, supply of electricity		
Anti-Hindi Agitation, damages to State Transport buses on " Mourning Day "	XXX	232-233
	VI	234
Bananas, Export to Russia	XXXVI	235-236
Basic Training Schools (Women), Thanjavur district, admission	VI	480
Beedies, Export to Pakistan	VI	82
Blood donation, after-effect	III	443
Bridge, Vedaranyam channel	XXII	571
Buckingham Canal, ferry service	II	286-290
Budget (Revised), 1962-63, G.D.		
Budget, 1962-63, Voting—		
Agriculture	III	37-40
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Budget, 1962-63, Voting—cont		
Capital Outlay on Irrigation, Irrigation	IV	270-273
Capital Outlay on Public Health—Medical and Public Health	V	395-398
Capital Outlay on Public Works, Public Works,—Establishment and Tools and Plant, Public Works—Works	IV	577-580
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	464, 496, 497, 540,
Fisheries	V	344
General Sales Tax and Other Taxes and Duties—Administration	IV	364-366
Industries and Capital Outlay on Industrial Development	III	596-598
Police	III	332-334
Public Works—Grants-in-aid	IV	402-404
Registration, Stationery and Printing	IV	648-649
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	166, 170, 171, 225
Budget, 1963-64, G.D.	IX	162-165
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation	XI	260
Irrigation		
Capital Outlay on Public Health—Medical—Public Health	X	415-417
Capital Outlay on Public Works		
Public Works—Establishment and Tools and Plant	XI	63-64
Public Works—Works		
Capital Outlay on Road Transport Schemes	XI	562-563
Road Transport Schemes		
Community Development Projects, etc.—Khadi ..	X	330-332
Welfare of Scheduled Tribes, Castes and other Backward Classes	X	203-205
Budget, 1964-65, G.D.	XVIII	38-42
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	396-398
Commuted value of Pensions		
District Administration and Miscellaneous		
Loans and Advances by the State Government	XIX	200-202
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
UBBIAH, SRI A. K.—cont.		
Budget, 1964-65, Voting—cont.		
Motor Vehicles Acts—Administration	XIX	504-506
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XIX	589-594
Budget, 1965-66, G.D.	XXVI	408-413
Budget, 1965-66, Voting—		
Administration of Justice		
Capital Outlay on Forests	XXIX	70-71
Cinchona		
Forest Department		
Khadi		
Agriculture	XXVIII	368-369
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading	XXVIII	121-123
Community Development Projects, etc.		
Public Works—Grants-in-aid		
Irrigation		
Capital Outlay on Irrigation	XXVIII	213-214
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works	XXVII	115-116
Labour including factories		
Land Revenue Department	XXVIII	458-459
Stamps Administration		
Famine Relief		
Compensation to Zamindars	XXVII	551-553
Motor Vehicles Acts—Administration		
State Legislature	XXVII	62-63
Elections		
Head of State, Ministers and Headquarters Staff		
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	152-155
Budget, 1966-67, G.D.	XXXIV	351-354
Budget, 1966-67, Voting—		
Agriculture	XXXVI	148-150
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading	XXXVI	388-390
Capital Outlay on Irrigation		
Irrigation	XXXVIII	153-155
Community Development Projects, etc.		
Public Works—Grants-in-aid		
Compensation to Zamindars	XXXVI	284-285
Famine Relief		
Land Revenue Department		
Stamps Administration		
A. 153-68		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Budget, 1966-67, Voting—cont.		
Police,	XXXV	488-490
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXXVII	417-419
Bus route (new), Peranampet, Madras	XVI	697
Bus routes (new), Thanjavur district	XXI	771
Bus routes (new), Thanjavur district during 1965-66.	XL	775
Bus routes, permits to Panchayat Unions	VI	41
Bus Transport to villages, provision	VI	375
Cement, adulteration	XI	104
Cement, distribution in districts	XIV	104-106
Central Board of Irrigation and Power	XIII	148
Charkas, production	VI	359
Chemical Fertiliser Factories	XXIV	452-453
Chemical Fertilisers, sale	VI	345
Cholera, incidence in Thanjavur district	XVII	266-275
Cigarettes, price control	XIV	145-146
City Municipal Corporation and District Municipalities (Amendment) Bill, 1962	V	570
City Municipal Corporation District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	547
City Tenant's Protection (Amendment) Bill, 1964	XXIII	461
Coal in Kolathur, investigation	XXIV	261
Coconut trees, Thambikottai, prophylactic research	XXXVI	470-471
Coleron Bridge, Toll collection	XVII	80-8
Communalism, eradication	V	38
Conservancy staff, rates of pay	VI	6
Conservancy staff, Thanjavur district, construction of houses	IV	
Co-operative Farming Society, Sengamangalam	XXI	792-794
Co-operative Housing Scheme, Thanjavur district	XXII	573-574
Co-operative Milk Supply Societies for Harijans, Ramanathapuram district	XXV III	
Co-operative Rice Mills, starting	XXIII	346-347
Co-operative Societies, action taken against	XV	720-721
Co-operative Societies for agricultural labourers, starting	V	496

S—cont.

Subject. (1)	Volume. (2)	Page (3)
SUBBIAH, SRI A. K.—cont.		
Co-operative Spinning Mill, starting in Dharmapuri	IV	336
Co-operative Sugar Factories	XIII	141-146
Co-operative Urban Bank, Tiruthurai-poondi	XXXII	469
Co-operative Weaving Society, Madurai, housing Colony	XXII	172-173
Cotton Textile Mill, starting in Thanjavur district	XIII	387
Crops, damages due to rain in Thanjavur district	XXII	576-577
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	36-38
Currency notes, counterfeit	VI	242
Dams at Kannapulimettu	XXXII	568
Dearness allowance, enhancements	VI	71-72
Defence Fund, Contribution, refusal to receive	XI	436
Degree courses, private studies	IV	439
Devaswom Board, Kanyakumari constitution	XV	79-80
Development works, execution	XXI	608
District Harijan Welfare Committees	XIV	279
District Medical Officer, Tiruchirappalli, transfer	XXXII	219-222
Drainage Schemes, Thanjavur district	XXIII	240
Draught conditions, Thanjavur district (A.M.)	XXXVIII	13-15
D.S.G. (First), 1963-64, G.D.	XXXIV	169-170
D.S.G. (First), 1965-66, G.D.	XIII	521-522
D.S.G. (Second), 1966-67, G.D.	XXX	647-648
East Pakistan Refugees, rehabilitation	XL	464-455
Electrical Extension Officers, Panchayat Unions	XXVIII	99-101
Electricity Board Budget	V	6
Electricity, extension in Gudiyatham taluk	XIII	443-445
Exploration of oil	XXII	121-123
Explosives Manufacturing Workshop, Tiruthurai-poondi, accident	XXX	153-154
Ex-servicemen, assignment of lands	XXXIX	154-155
Ex-servicemen, co-operative societies	V	6
Fair price shops	XXII	39-40
	XXXVI	11-12
	VI	376
	VI	495
	XIV	9-15

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Family Planning Board, nomination of members ..	XI	520-523
Family Planning, number of sterilization operations ..	V	791
Family Planning sterilization operations, districtwise particulars	XL	507
Federal University, establishment	VI	132-133
Fertiliser Plant, opening	XV	555
Finance Commission (Third), recommendations ..	III	3-4 433-434
Fire accidents, number	IV	449-450
Fire accidents, Thanjavur town	VI	231
Fire Service Stations, Thanjavur district	XVI	575-578
Flood affected ryots in Thanjavur district, grant of relief (C.A.)	XVI	705
Fly-over lane on Mount Road, provision	VI	499
Food Advisory Committee, dissolution	XII	113-114
Food poisoning, incident in Girl's High School Hostel, Usilampatti	XXXIX	908-911
Food Production Scheme, Thanjavur district ..	XXX	107-109
Free College education, extension	II	152-153
General Hospital, complaint re—Ill-treatment ..	VI	80
Girl student, Death in class-room	XIV	17-18
Godown for Foodgrains, construction	XXVI	542
Gold refineries, starting	XV	734
Government Girls' Hostel at Mannargudi, construction	XL	750
Government Hospital, Tiruthuraiipoondi	XXIV	125
Government service, police verification before selection	III	13
Governor's Address (M)	I	109-112
	VII	146-149
	XVI	172, 175, 267, 270, 81-83
	XXV	81-83
	XXXIII	228-232
Guinea worm disease, Thanjavur district	XV	243
Hand, made Match Factory, closure	VI	252
Harijans—		
Assignment of house-sites in Sundaikkai village, Tiruchirappalli district	XXXII	226-230
Colonies	V	759

S—cont.

Subject. (1)	Volume (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Harijans—cont.		
Colonies, Thanjavur district	XIV	280-281
Hostels, Gudiyatham	V	759-760
House-sites for Harijans affected by Lower Bhavani Canal	XVII	282-283
Incident at Vadakkukottai	XXXIII	675-676
Loans for construction of houses	VI	493
Supply of tools and appliances	XXII	283-284
Harijan Welfare Work, Thanjavur district	XV	718
High Schools (new) opened in 1963-64	XXX	769-771
House-sites (Thanjavur district), applications for allotment	XXIX	728
House-sites to Harijans	XXXVII	501-503
Housing Scheme for Villages, formulation	VI	339-340
Housing Schemes, Government Employees	VI	338-339
Immoral traffic, 'Rani' weekly	VI	227
Inam Estates Abolition Act, (classification of Inams.	XXXVIII	305-307
Inam Estates Abolition Act, Notification	XXXVI	343
Inam Estates (Abolition and Conversion into Ryotwari) Act, number of inam estates talukwise in Thanjavur district	XXXII	832-833
Industrial Estates (Districtwar), establishment ..	III	423-424
Industrial Estates, establishment	XIX	10-11
Industries and Plantations, Nationalization	V	785
Industries, appointments on communal basis	VI	474
Industries, North Arcot district	III	115
Industries, Thanjavur district	XII	248-251
Iron Deposits, Karaikudi	III	113-114
Iron, Gold ore, etc. exploitation	IV	339-340
Iron ore, Salem	II	655-657
Irrigational Facilities, Karpakanatharkulam Village ..	XVII	177-178
Irrigation (Levy of Betterment Contribution) Amend-ment Bill, 1963	XV	623-624
Irrigation Schemes, Thanjavur district	XIV	282
	XXII	309
Irrigation Works, Thanjavur district	XXIV	271-273
Jeep Model Buses, routes	XXIII	262

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, Sri A. K.—cont.		
Jeeps, supply to Tahsildars	XXXII	239-240
Juvenile Offenders, Central Jail at Thanjavur ..	XXXI	14-16
Kandaparichan Canal, drainage scheme	II	345-346
Kasthuriba Gandhi Kanya Gurukulam, Vedaranyam, donation by Panchayat Unions	XXV	241
Khadi and Village Industries Scheme	VI	249
Kist (Bhavani Taluk), non-payment	VI	140-141
Kundah Waters, irrigational facilities	XV	246
Land Ceiling Act, surplus lands	V	790
Land Reforms (Disposal of surplus land) Rules, 1965, Draft (M)	XXXII	421
Land Reforms (Fixation of Ceiling on Land) Act, 1961, surplus lands	II	646-647
Land Revenue, abolition of penal rates	II	447-449
Land Revenue and Water-Cess (Surcharge) Bill, 1965.	XXXII	516-518
Lands—		
Assignments Acquisition in Erode taluk	XV	79
Auction in Ramanathapuram district	XV	80
Grant to landless agricultural labourers	VI	358
Landslides, Nilgiris district	XIII	495
Law College, number admitted and number of Harijans among them	VI	59
Law Commission, recommendations	XXXII	698
Lemon and Orange trees, diseases, prevention ..	IV	454-455
Lift irrigation schemes in Thanjavur district ..	XXXVI	472-473
Lingampatti Panchayat, bifurcation	XL	749-750
Linguistic Minorities—	XI	7
Officers	V	500
Safeguards	V	390
Local Bodies, Elections, postponement	VI	374
Local Body Schools, concessions	XIII	495-496
Madras-Thirupathi Bus services, suspension ..	XXV	330-333
Maternity homes, particulars	XXIX	845-846
Mat Weavers' Co-operative Societies, Thanjavur district	XXIV	265
Medical College(s)—		
Admission	VI	145
Coimbatore, opening	V	750

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, Sri A. K.—cont.		
Medical College—cont.		
Number selected and number of Harijans among them	XXXII	348-349
Thanjavur shifting	XXXIII	480-481
Metric System, rise in prices	IV	107
Mid-day Meals Scheme	XXIV	661
Milk Board, establishment	VI	482
Milk Powder, surplus stock in Thanjavur	XV	344
Ministers, tour expenditure in August 1964 ..	XXVI	555
Mobile Court, establishment	III	16-18
Mordhana dam, Gudiyatham taluk, construction ..	IV	573
Murrah buffaloes, breeding	XXV	508
Nazerath Polytechnic, continuance at Tiruchendur ..	XV	248-249
Occupants of kudiyruppu (protection from eviction) Amendment Bill, 1964	XXIII	162-163
Oil, exploration	XXII	39-40
Oil exploration, Cauvery basin	III	13-15
Oil Investigation, Madras State	V	611-612
Old Age Pension, Districtwar particulars	VI	332-334
Overhead tanks, Thanjavur district	XXV	137-138
Package Scheme, Thanjavur district	XV	219-221
Paddy and rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	643-645
Paddy, compulsory procurement	XXXII	569-571
Paddy, sale in Thanjavur district (A.M.)		227-228
Pakkam Tank, anicut	XVII	178
Panchayat Development Council, recommendations ..	VI	481-482
Panchayat Presidents, election	XXXVI	346-347
Panchayats, elections	XXX	542-544
Panchayats in the State, Action taken in 1962-63 ..	XXI	783-784
Panchayats, remuneration for collection of taxes ..	V	22-23
Panchayat Union Chairmen's conference, decisions ..	VI	481
Panchayat Union Chairmen, Travelling Allowance ..	XIV	281-282
Panchayat Union, Kottur, extension of electricity ..	XIII	493
Paper Mill, Thanjavur district	XXV	235
Political prisoners, release	V	494

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A.K.—cont.		
Polytechnic at Tiruvannamalai, establishment ..	V	384
Polytechnic for women, starting	II	653
Polytechnic, Thanjavur district	XIV	255
Pond Works, Coimbatore	V	7
Pond Works, Erode taluk '	V	23-25
	XXVII	7
Poramboke lands, assignment	XXV	337-339
Potters' Society, Manamadurai, acquisition of land to provide a kiln	XXXII	694
Power generation	V	764
Primary Health Centres, doctors	VI	137-138
Primary Health Centres in the State	XXI	776
Primary Health Centres, Thanjavur District ..	XXXIII	482-483
Prohibition cases, number registered, etc. ..	XVII	280
Prohibition policy, revision	VII	6-7
Property tax, enhancement	V	770
Public Buildings and places allowed to be filmed ..	XIV	245
Public grievances, instructions to Collectors ..	XXIII	244-246
Public Health Staff	XVI	245
Pump Compressor Factory, starting	XXIII	243
Pumps in North Arcot district, supply of power ..	XXII	232
Ranganatha Mudaliar Girls' High School, Thiruvarur, acquisition of lands	XXI	778
Raw film factory, Ootacamund	IV	443
Republic Day (26th January 1965) observance as mourning Day prevention	XXVIII	87-97
Revenue Courts (Kumbakonam), petitions	III	318-319
Revenue Courts, Kumbakonam	IV	447
Rice Mills, Public Sector	XXVIII	501-502
	XV	44
Rice, procurement	XXII	453-455
Rice sale at higher than controlled prices	XXXII	592-593
Binderpost (Amendment) Bill, 1964	XXIII	369-370
Rivers (Thanjavur district), de-silting	XII	362-363
Road, Machampatti village	XVI	696
Rural Dispensaries in certain taluks of Thanjavur district	XXXIX	918
Sale of paddy in Thanjavur District (A.M.)	XXIV	227-228
Sales Depots (Industries Department)	XXIII	249-250
Sanitary Workers, Thanjavur	XXIV	125-126
Sarvodaya Mandal, Batlagundu	XXV	343

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Scheduled Caste, Grievances	XV	349-350
Scholarships, Backward Class students	XXIX	579
Schools and Colleges (Private—New)	XXII	282
Schools, Portraits of leaders of Political Parties ..	XIII	483-485
Sea erosion, Mela Manakkudi village (Kanyakumari district) relief measures.	XL	586
Service Personnel killed or wounded in the Indo-Chinese and Indo-Pakistan wars, district-wise particulars	XL	598-599
Sethusamudram Project, investigation	IV	99
Sewing Machine Industry, Madurai district	VI	477
Short-term Crops, Thanjavur district	XXII	578
Small Savings Board, Nomination of non-officials ..	VI	245
Somasundaram Mills, Coimbatore, lock-out	XXXIX	11
Special Armed Police deployment in Thanjavur district.	XL	130-132
Spurious medicine, confiscation	XIV	90-92
S.S.L.C. Public Examinations	XVI	686, 687, 688
S.S.L.C. Public examinations, results in 1965, late announcement to newspapers	XXXII	602-603
State Council for Women's Education, 1962, recommendations	V	777-778
State Farms, starting	XXVI	135-138
State Harijan Welfare Committee, Constitution ..	XXIX	226-230
State Seed Farms, Nedumpalam	XIV	279
State Transport, Express Buses—	VI	361-365
State Transport Madras-Pattukkottai route	VI	351
State Transport Madras-Thanjavur Route	XXX	327-329
State Transport Madras-Thanjavur Route	XV	327
Mint bus-stand, shifting	XXIII	246-248
Statues of foreigners, removal	VIII	299-302
Steel plant, Salem	XXV	486-488
	XIII	392
Stray dogs, catching	XV	561
Students, deputation to foreign countries	XVI	19-25
Sugar, supply	VI	478
Super-phosphate Manufacturing Industry, Vedaranyam.	XXXI	572-574
Surplus lands, taking over in Thanjavur district ..		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH, SRI A. K.—cont.		
Tagore Centenary Memorial Theatre, construction ..	XXXIX	892-893
Tamil Arasu Kazhagam volunteers, arrest	XXV	227-228
Tamilnad Panchayat Union Employees Association ..	XXXIV	17-19
Tanks in Coimbatore district, feeding	XXXII	803-804
Taxi Drivers' Association, representation	IV	448-449
Teachers' in Panchayat Union School, houses ..	XXXIX	353-354
Teachers, uniform	XII	254-259
Text-books, publication	XVI	139
Thalidomide, sale	X	400-401
Thanjavur Art Gallery, Theft of Idol	XXXVIII	23-25
Thermal Power Station, establishment	XV	22
Thermal Power Station, starting	VI	483-484
Thiruilanchi Kumaran Co-operative Agricultural Farms complaints	XXIV	274-275
Thirumeni tank, cultivation	VI	360-361
Thoppputhurai Colony, Thiruthuraipoondi taluk ..	XIV	280
Tourists Buses, tax concession	XXI	786-787
Unemployment, Third Plan	VI	222
Vanian Eri, Thanjavur taluk	X	396-397
Vasectomy operations in Thanjavur district ..	XXXVIII	436
Vedanthangal Bird Sanctuary, Rest House	XIII	265
Velanganni Festival, death due to infectious diseases.	XV	696-697
Village Housing Scheme for Agricultural labourers ..	XXII	305
Village officers, Thanjavur district	VI	206
Village officers (Thanjavur district), resignation ..	XXIII	132-134
Village Volunteer Force, samdhan	XV	211-213
Viruthunagar Municipality, allegations	XV	94-95
Waste lands in Mannargudi taluk (Thirumeni Eri No. 218), reclamation	XXXII	821
Waste lands, Thiruthuraipoondi taluk	XV	81
Water-Supply Scheme, Sirkali taluk, etc.	XXIV	116-117
Weavers' Co-operative Society, Rajapalayam ..	XII	263-264
Women Welfare Officers, Travelling Allowance ..	XXI	775
Yarn and Handloom cloth, tax	XV	416
Yarn, reduction in price	IV	14-17

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH MUDALIAR, SRI A. R.		
Budget (Revised), 1962-63, G.D.	II	462-465
Budget, 1962-63, Voting—		
Agriculture	III	44-46
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..	IV	244-247
Capital Outlay on Irrigation, Irrigation	IV	580-583
Capital Outlay on Public Works, Public Works- Establishment and Tools and Plant, Public Works- Works		
Compensation to Zamindars, District Administra- tion and Miscellaneous, Famine Relief, Land Revenue Department, Stamps Administration ..	V	49-53
Registration, Stationery and Printing	IV	649-650
Budget, 1963-64, G.D.	VIII	482-485
Budget, 1963-64, Voting—		
Agriculture	IX	469-471
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..	X	432-434
Capital Outlay on Public Health—Medical—Public Health		
Community Development Projects, etc.—Khadi ..	X	327-330
Budget, 1964-65, G.D.	XVIII	33-38
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture—Capital Outlay on Schemes of Government Trading	XIX	384-387
Capital Outlay on Irrigation		
Capital Outlay on Public Works	XX	375-377
Irrigation		
Public Works—Establishment and Tools and Plant. Public Works—Works		
Compensation to Zamindars	XX	286-288
Famine Relief		
Land Revenue Department		
Stamps Administration	XX	510-511
Co-operation	XIX	479-480
Motor Vehicles Acts—Administration		
Budget, 1965-66, Voting—		
Agriculture	XXVIII	364-366
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH MUDALIAR, Sri A. R.—cont.		
Budget, 1965-66, Voting—cont.		
District Administration and Miscellaneous Pensions	XXVII	281-282
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Commuted Value of Pensions		
Loans and Advances by the State Government	XXVIII	206-207
Irrigation		
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant	XXXIV	293-296
Capital Outlay on Public Works		
Budget, 1966-67, G.D.		
Budget, 1966-67, Voting—		
Agriculture	XXXVI	154-156
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Capital Outlay on Irrigation	XXXVI	390-392
Irrigation		
Cement distribution (D.S.D.)	VI	299-301
Cultivating Tenants Protection (Amendment) Bill, 1963	XIV	42-43
Cultivating Tenants Protection (Continuance) Bill, 1966		
D.S.G. (First) 1964-65, Voting—	XXV	435-436
Agriculture	XXIV	384-385
Animal Husbandry		
Capital Outlay on Public Works	XXIV	391
Education	XXIV	431
Industries	XXIV	378, 379
Irrigation		381
Medical	XXIV	397-398
Miscellaneous	XXIV	416-417
Police	XXIV	381-382
D.S.G. (Third), 1964-65, G.D.	XXIV	424
D.S.G. (Second), 1965-66, G.D.	XXIV	375-378
Electricity Board Budget	XXV	275-277
	XXXII	767-768
	I	613-616
	XIII	416-419
	XXX	158-161
	XXXI	407-410
	I	332-334
	VII	142-145
	XVI	280-283
	XXV	66-68
	XXXIII	212-214
Five-Year Plan (Fourth), Draft outline (M)		
Governor's Address (M)		

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBBIAH MUDALIAR, Sri A. R.—cont.		
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	499-500
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I	499-500
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	499-500
No-Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	626-629
Paddy, Failure of Pisanam crop in Tirunelveli district (C.A.)	XXIX	584-585
Paddy, fall in price (D.S.D.)	X	73-75
UBRAMANIA GOUNNDER, Sri K. S.		
Budget (Revised), 1962-63, G.D.	II	394-398
Budget, 1962-63, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	III	34-37
Co-operation	V	285-289
Budget, 1963-64, G.D.	VIII	346-351
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation—Irrigation	XI	223-225
Co-operation	XI	337-339
Budget, 1964-65, G.D.	XVIII	175-177
Budget, 1964-65, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XIX	380-384
Co-operation	XX	499-503
Budget, 1965-66, Voting—		
Co-operation, Capital Outlay on Consumers' Co-operatives	XXVIII	538-540
Budget, 1966-67, G. D.	XXXIV	257-261
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives, Co-operation	XXXVI	88-92
Committee on Estimates, Presentation of Reports on—		
Action taken on the Report on Fisheries Department	XXIX	587
Collegiate Education	XXXI	580
Community Development Programme, Highways and Rural Works	XXXI	759
Industrial Estates,		
State Khadi and Village Industries	XXXI	465
State Transport Department	XXXI	586
Women's Welfare Department (Second Report)	XXXI	349

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBRAMANIA GOUNDER, SRI K. S.—cont.		
Co-operative Central Mortgage Bank, Government guarantee for debentures (R)	I	394-395
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	459-461 480-481, 485-487 608-612
Electricity Board Budget	I	
Fire accident in Sadayampalayam, Salem district (C.A.)	XI	209-210
Five-year plan (Fourth), Draft outline (M)	XXXI	469-472
No-Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	689-693
SUBRAMANIAM, SRI R.		
Additional Assessment and Additional Water Cess Bill, 1963	VII	565-569
Budget (Revised), 1962-63, G.D.	II	185-188
Budget, 1962-63, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	III	61-62
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	176-179
Budget, 1963-64, G.D.	VIII	404-409
Budget, 1963-64, Voting—		
Capital Outlay on Public Health—Public Health—Medical	X	442-444
Budget, 1964-65, G.D.	XVIII	25-30
Budget, 1964-65, Voting—		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XIX	584-589
Budget, 1965-66, G.D.	XXVI	264-271
Budget, 1965-66, Voting—		
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading	XXVIII	397-399
Land Revenue Department, Stamps Administration, Famine Relief, Compensation to Zamindars ..	XXVIII	452-454
Welfare of Scheduled Tribes, Castes and Other Backward Classes	XXIX	142-145
Budget, 1966-67, G.D.	XXXIV	201-204
Budget, 1966-67, Voting—		
Capital Outlay on Consumers Co-operatives, Co-operation	XXXVI	48-50
Capital Outlay on Industrial Development Industries	XXXVI	523-525

S—cont.

Subject. (1)	Volume. (2)	Page. (3)
SUBRAMANIAM, SRI R.—cont.		
Budget, 1966-67, Voting—cont.		
Welfare of Scheduled Tribes, Castes and other Backward Classes	XXXVII	392-395
Electricity Board Budget	XXX	477-481
Governor's Address (M)	I VII XXXIII	123-126 232-236 205-210
Occupants of Kudiyiruppu (Protection from Eviction) Amendment Bill, 1964	XXIII	163-166
Official Language Policy, Discussion (M)	XXIX	923-926
SUBRAMANIAM CHETTIAR, SRI N.		
Budget (Revised), 1962-63, G.D.	II	521-522
Budget, 1962-63, Voting—		
General Sales Tax and Other Taxes and Duties—Administration	IV	377-379
Budget, 1963-64, G.D.	IX	59-60
Budget, 1963-64, Voting—		
General Sales Tax and other Taxes and Duties—Administration	XII	66-68
Budget, 1964-65, G.D.	XVIII	279-281
Budget, 1964-65, Voting—		
Police	XX	208-209
Compost Manure Yard, Thiruchirappalli, shifting ..	VI	59-60
Governor's Address (M)	VII XVI	251-252 410-411
SWAMIDHAS, SRI A.		
Budget (Revised), 1962-63, G.D.	II	493-496
Budget, 1962-63, Voting—		
Elections and Head of State, Ministers and Headquarters Staff	III	270-272
Police	III	379-381
Budget, 1963-64, G.D.	VIII	409-412
Budget, 1963-64, Voting—		
Capital Outlay on Industrial Development—Industries	XI	125-127
Capital Outlay on Public Health, Medical, Public Health	X	417-419
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XI	551-553

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SWAMIDHAS, SRI A.—cont.			
Budget, 1963-64, Voting—cont.			
Fisheries		XI	392-393
Police		IX	526-528
Budget, 1964-65, G.D.		XVIII	126-131
Budget, 1964-65, Voting—			
Capital Outlay on Industrial Development, Industries		XIX	270-272
Capital Outlay on Irrigation, Capital Outlay on Public Works, Irrigation, Public Works—Establishment and Tools and Plant, Public Works—Works		XX	380
Capital Outlay on Road Transport Schemes, Road Transport Schemes		XIX	538-540
Elections, Head of State, Ministers and Headquarters Staff, State Legislature		XIX	61-63
Fisheries		XXI	316-317
Medical, Public Health and Capital Outlay on Public Health		XXI	34-36
Budget, 1965-66, G.D.		XXVI	582-585
Budget, 1965-66, Voting—			
Medical, Public Health, Capital Outlay on Public Health		XXVII	457-458
Road Transport Schemes, Capital Outlay on Road Transport Schemes		XXVII	569-571
Budget, 1966-67, G.D.		XXXIV	287-291
Budget, 1966-67, Voting—			
Agriculture, Animal Husbandry, Capital Outlay on Agriculture, Capital Outlay on Schemes of Government Trading		XXXVI	174-176
Fisheries, Stationery and Printing		XXXVIII	33, 75-78
Medical, Public Health, Capital Outlay on Public Health		XXXVII	276-277
Police		XXXV	507-509
Welfare of Scheduled Tribes Castes and other Backward Classes		XXXVII	424-425
Bus stand at Monday Market		XXXIX	927
Bus stand for Nagercoil, land acquisition		XXVI	554
Colachel Port, expansion		XL	596
D.S.G. (First), 1964-65, Voting—			
Police		XXIV	375-376
Educational pattern (M)		XII	429-433
Firewood collection, Kanyakumari forests		XXVI	553

Subject. (1)	S—cont.	Volume. (2)	Page. (3)
SWAMIDHAS SRI A.—cont.			
Fishermen in Kanyakumari District, famine relief measures		XL	331-332
Fishing boats in Kanyakumari, servicing facilities		XXVI	554-555
Fishing boats, supply in Kanyakumari district		XXVI	554-555
Fishing Harbour at Colachel		XXXV	236-237
Five-Year Plan (Third), Mid-term appraisal (M)		XVII	91-94
Five-Year Plan (Fourth), Draft Outline (M)		XXXI	269-271
Government Dispensary at Colachel, construction of buildings		XXIX	728
Governor's Address (M)		I	212-215
		VII	123-127
		XVI	271-274
		XXV	151-154
Graduate teachers, transferred from Travancore-Cochin State		XXXVIII	445-446
Headmasters of Government and Management High School, difference in pay in Kanyakumari district		XL	204
Land Revenue and Water-Cess (Surcharge) Bill, 1965.		XXXII	530-532
Libraries, Kanyakumari district		V	146
Libraries, purchase of Government Gazettes		V	146
Management schools, nationalisation		XXVI	221
Mobile Library Unit, Kanyakumari district		V	778
Nanguneri taluk, inclusion in Kanyakumari district.		XXXIX	908
No-Confidence Motion and Motion Disapproving Food Policy of Ministry (M)		XXIV	538-541
Paddy and rice, wholesale and retail prices		XXVI	553
Paddy procurement, Kanyakumari district		XL	318-320
Police station, Eraniel, cases registered		IV	9-10
Policemen, Pay and allowances		VI	345-346
Primary Health Centres, doctors		XL	32
Prohibition, abolition		XXV	129-134
Prohibition cases, number		XL	444-446
Prohibition offences, Kanyakumari district		XXVI	551
Rubber cultivation, Kanyakumari district		XXV	496-497
Scott Christian College, Nagercoil, shooting incident		XXVIII	169-170
State Libraries Act, extension to Kanyakumari district.		V	500-501
Teachers' Training Schools (Kanyakumari), opening		VI	115
(Transferred Territory) Ryotwari Settlement Bill, 1964		XXII	492-494

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SWAMINATHAN, SRI R. V.—			
Agricultural Income-tax (Amendment) Bill 1966 ..	XXXVIII	499-500	
Air Service at Madurai	XXVII	433	
Alleged violence by Police in connection with the picketing by the D.M.K. and arrest of some Members of D.M.K. Legislature party (A.M.)	IV	458	
Appropriation Bill, 1962	V	664-668	
Appropriation (No. 3) Bill, 1963	XII	150-153	
Appropriation Bill, 1966	XXXVIII	354-357	
Arrest of a Member, non-communication of information (privilege matter)	XV	585-586	
Budget (Revised), 1962-63 G.D.	II	459-462	
Budget, 1963-64, G.D.	VIII	522-526	
Budget, 1964-65, G.D.	XVIII	429-432, 481	
Budget, 1964-65 Voting—			
Capital Outlay on Industrial Development, Industries	XIX	285-289, 330	
Budget, 1965-66, G.D.	XXVI	453-467	
Budget 1966-67, Voting—			
Capital Outlay on Consumers' Co-operatives—			
Co-operation	XXXVI	59-62	
Compensation to Zamindars	XXXVI	271-274	
Famine Relief			
Land Revenue Department			
Stamps Administration			
Education	XXXV	70-73	
Chief Justice, absence from Madras High Court ..	XXIV	468-469	
City Municipal Corporation, District Municipalities and Panchayats (Amendment) Bill, 1964	XVI	548	
Constitution (Sixteenth Amendment) Bill, 1963 Ratification (R)	XIII	196-200	
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	465-466	
Co-option as Councillors of persons belonging to Scheduled castes, Amendment to Draft Rules (M) ..	V	517	
District Municipalities Bill, 1966	XXXIX	956-958	
D.S.G. (Second) 1964-65, G.D.	XXIV	312-315	
D.S.G. (Third), 1964-65, G.D.	XXV	279-282	
Educational pattern (M)	XII	309-314	
Electricity Board Budget	XXII	229-232	
Electricity (Taxation on Consumption) Bill, 1962 ..	V	851	

S—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
SWAMINATHAN, SRI R. V.—cont.			
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	162-165, 168, 170, 176-177, 178	
Five-Year Plan (Fourth), Draft Outline (M)	XXXI	367-375	
Governor's address (M)	I	275, 288, 290	
	XVI	498	
	XXV	371-376	
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1963	XIV	190-193	
Liquor (Licence and Permit) Rules, 1960 (M) ..	II	553	
Madurai University Bill, 1965	XXX	362-363	
Minor Inams (Abolition and Conversion into Ryotwari), Bill, 1962	XIV	291-292	
Motor Vehicles Taxation (Amendment) Bill, 1962 ..	V	703-704, 715, 719	
No Confidence Motion against the Ministry (M) ..	XXXIX	371-378	
Paddy and Rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	645-647	
Saraswathi High School Buildings, Mani Nagaram, Madurai, collapse (A.M.)	XXII	50-51	
Saraswathi High School Buildings, Mani Nagaram, Madurai, collapse (D.S.D.)	XXII	393-398, 410-411	
Teachers, uniform dress (D.S.D.)	XVI	629-633	
Townships, 'Kanyakumari and Avadi' Townships, Constitution (R)	XXIX	857-858	
Walk-out by some opposition Members after Speaker's Ruling, point of order	XV	253-254	
T			
THANGAVELU, SRI A.—			
Accidents, State Transport Buses	XXXV	108-111	
Additional Labour Court at Madras, abolition ..	XXXII	808-809	
Alagramam tank, Tindivanam taluk	XXXII	583	
Appropriation Bill, 1966	XXXVIII	338-341	
Arrest of some Members (Ann.)	IV	455	
Basic Training Schools, selection of candidates ..	VI	495	
Brackish soil, South Arcot	XXXIX	608-609	
Bridge across Asappoor river	XXXVI	344	

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THANGAVELU, Sri A.—cont.		
Bridges across Sankaraparani and Saram rivers, construction	XXXII	815-816
Bridge near Chingleput lake, construction	XXXIX	100-101
Budget (Revised), 1962-63, G.D.	II	188-192
Budget, 1962-63, Voting— Labour including Factories	III	465-467
Budget, 1963-64, G.D.	VIII	467-470
Budget, 1963-64, Voting— Capital Outlay on Public Health, Medical— Public Health	X	452-453
Capital Outlay on Road Transport Schemes— Road Transport Schemes	XI	548-551
Cummuted value of pensions	XII	98
Budget, 1964-65, G.D.	XVIII	389-391
Budget, 1964-65, Voting— Capital Outlay on Irrigation	XX	389-390
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and Tools and Plant		
Public Works—Works	XIX	482-485
Motor Vehicles Acts—Administration		
Budget, 1965-66, Voting— Irrigation	XXVIII	212-213
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant		
Capital Outlay on Public Works	XXXIV	296-298
Budget, 1966-67 G.D.		
Budget 1966-67, Voting— Capital Outlay on Irrigation	XXXVI	393-395
Irrigation		
District Administration and Miscellaneous Pensions	XXXV	132
Miscellaneous		
Other Miscellaneous Compensations and Assign- ments		
Commuted Value of Pensions		
Loans and Advances by the State Government	XXXVIII	48-50
Jails		
Labour including Factories	XXXV	271-274
Motor Vehicles Acts—Administration	XXXVII	17-21
Bug poison, restrictions on sale and purchase	XXXIV	155-157
Bulldozers, supply	XXXVI	6-9
Bus Accident in Perunakkal lake	XXXIX	606

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THANGAVELU, Sri A.		
Bus Stand, Tindivanam Town, shifting	XXXVI	228
Butter, manufacture out of groundnut	XXXVIII	411
Cement Factory for each district, starting	XXXV	5
Central Jail— Prisoners' dress	XXXI	750
Warders, work-load	XXXI	462
Cholera, Tindivanam taluk	XV	697
	XXIII	19
Compost, irregularity in Tindivanam Municipality	XV	452-453
Compulsory Provident Fund, Collection from employees of local bodies	XXXIX	922-923
Co-operative Central Bank, South Arcot district, audit of accounts	XXXIV	395
Co-operative spinning Mill at Saram Village, Tindi- vanam taluk	XXXI	446
Co-operative Urban Bank, Tindivanam, Golden Jubilee	XX	103
Cyclone Havoc and relief measures, statement by Chief Minister—Discussion	XL	808-810
Cyclone havoc in Tindivanam (A.M.)	XL	458
Dam across Maniyar, construction	XXXII	345
Defence of India Rules, persons under detention	XXX	224-232
Drinking water, supply to Harijan colony at Saram, Tindivanam taluk	XXXII	693
D.S.G. (Second), 1966-67, G.D.	XL	472-473
Electricity Board Budget	XIII	566-569
	XXX	164-167
	XXXIX	178-182
Electricity Board officers, tour programmes	XV	708-709
Emergency Povident Fund, refund	XL	597-598
Fire accidents in Tindivanam (A.M.)	XXXIX	632-633
Fire accidents, Tindivanam	II	156
Food Production Circle, confirmation of Maistry, etc.	XL	312
Gidangal tank, Tindivanam	IV	207
Government Hospital, Tindivanam extension	XXXII	823-824

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THANGAVELU, SRI A.—cont.		
Governor's Address (M)	I	161, 372- 373, 408- 409
	VII	140-142, 213-214
	XXV	186-191
	XXXIII	452-456
Harijan Colonies, provision of house-sites	XXII	304
Harijan Welfare Department, shifting	XXXVIII	210-211
Headquarters Hospital (Old), Ramanathapuram district, confinements	XXXVI	355-356
Highways Department, drivers of road rollers	XXII	571-572
Home Guards, number of battalions	XXXVII	7
Hospital Buildings Programme, National Emergency.	XXXV	118
Hospitals, South Arcot district, non-posting of com- pounders	VI	80-82
Hospitals, steam laundries	XXXVIII	136-137
Irrigation, linking Sathanur and Vidur reservoirs ..	XXX	234-235
Irrigation, public wells in South Arcot district ..	XXXIX	456-457
Jaundice, Madurai district	XXXIII	590
Jeeps in Panchayat Unions, petrol and repair charges.	XXXIX	471-473
Junior Basic Teachers' Training stipend	XXXIX	603
Kamaraja Sagar	XL	117-118
Kattabomman, grant-in-aid to descendants	XXXVI	485-487
Labour Court Judges, powers	XXXVII	510
Labour Courts	XXXIX	890-891
Labour officer for South Arcot district	XXXI	727-728
Lands, acquisition under Town Planning Scheme in Tindivanam	XXXIX	781-782
Legislative Council, separate constituency for Elemen- tary school teachers (R.)	XXXI	162-164
Motor accidents, statistics	XV	454-455
Madhugasam', prohibition	XL	605-606
Masalehis in Courts, South Arcot district, pay scales ..	IV	344
Municipal Commissioner, Tindivanam complaint against.	XV	453
Old age pension, photo	XV	434-436
Orchard crops, Tindivanam taluk, failure	IV	227
Rice at Panchalamkurichi, preservation	XXXIX	88-90

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THANGAVELU, SRI A.—cont.		
Panchayat Union Office, Olakkur, shifting	XXXI	752
Pension, disbursement through money orders	XV	436
Pension, low-paid Government servants, standardisa- tion	XV	436-437
Policemen, accommodation while on duty outside headquarters	XXXVII	5-6
Police Stations, provision of jeeps	XXXIX	765
Police Stations without sub-inspectors	XXXIX	606-607
Primary Health Centres, doctors	XL	32
Public Works Department, working	XXIV	663
Pump sets, Tindivanam, Electricity supply	XV	98
Railways—		
Madras-Tiruchirappalli Line, doubling	XXXI	457
Madras-Tirunelveli metre gauge, conversion into Broad gauge	XXXII	705
Marakkanam, Vellore line	XXXI	343-344
Tindivanam Railway Station, extension	XXXII	704-705
Rice Mills in South Arcot district, licensing	XL	322-323
Roads, Tindivanam—Vellore road, black-topping ..	VI	370
Sakkampettai Panchayat, audit of accounts	XXXVII	7-8
Secondary Schools, South Arcot district	XVIII	15
Small-pox deaths in Tindivanam town	XXXIV	160-161
S.S.L.C. certificates, detection of false certificates ..	XXXIX	891
Stamps for agreement forms for installation of pump- sets, sales	XXXIX	96-98
Stoves, deaths due to explosion	XXXIX	21
Sub-Jail at Tirukoilur	XXXII	477
Tanks—		
Betterment levy for deepening	XL	123-124
Tindivanam taluk, desilting	XXI	632
Tindivanam taluk, Desilting-cum-Reclamation Scheme	XXI	633
Teachers, salary disbursement	XXI	383-384
Theft, decoity, etc., at Tindivanam (C.A.)	XII	266
Thenparai village tank, repairs	XIX	468-469
Traffic Constables, special allowances	IV	439
Travelling Allowance, payment to the head cooly and the maistry in Food Production Circle	XL	746-747
Vidur Reservoir, additional cess on ayacut lands ..	XXXIX	339-340

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THANGAVELU, SRI A.—cont.		
Vidur Reservoir, damage caused by breach (A.M.) ..	XL	332-333
Vidur Reservoir, Workers	XXXIX	339-340
Water-supply Scheme, Koilpatti town	XXXVI	128
Water-supply Scheme, Rettanai (Tindivanam) ..	XII	369
Weavers' Co-operative Society, Kadayanallur ..	XXXIX	616-617
Weaving Instructors, confirmation	XL	203
Workmen's compensation Act' powers of Commissioner for prosecuting defaulters	XXXV	241
Yarn, stoppage of supply to weavers by Handloom Weavers' Co-operative Society, Tindivanam (A.M.)	XXXVIII	236
THANGAVELU, SRI R.—		
Agriculturists in Thanjavur district, hardships (C.A.).	XXXI	757
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	228-230
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	V	184-186
Budget, 1963-64, G.D.	IX	209-212
Budget, 1964-65, G.D.	XVIII	380-381
Budget, 1965-66, Voting—		
Welfare of Scheduled Tribes, Castes and other Back- ward Classes	XXIX	134-137
White clay, availability at Tindivanam	V	262
THIAGARAJAN, SRI A.—		
Agricultural Relief (Amendment) Bill, 1965	XXX XXXI	291 121-122, 123-124
Appropriation (No. 2) Bill, 1964	XXI	688-690
Budget (Revised), 1962-63, G.D.	II	499-503
Budget, 1962-63, Voting—		
Capital Outlay on Irrigation, Irrigation	IV	263-265
Elections	III	268-269
Head of State, Ministers and Headquarters Staff ..		
Motor Vehicles Acts—Administration	IV	55-56
Budget, 1963-64, G.D.	IX	204-206
Budget, 1963-64, Voting—		
Capital Outlay on Forests	XI	405-407
Forest Department		

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THIAGARAJAN, SRI A.—cont.		
Capital Outlay on Irrigation	XI	247-249
Irrigation	XI	350-352
Co-operation		
Budget, 1964-65, Voting—		
Co-operation	XX	514-515
Medical, Public Health and Capital Outlay on Public Health	XXI	43-44
Budget, 1965-66, Voting—		
Agriculture	XXVIII	390-391
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading ..	XXVIII	553-554
Co-operation		
Capital Outlay on Schemes of Government Trading ..		
Irrigation	XXVIII	223-224
Capital Outlay on Irrigation		
Public Works—Works		
Public Works—Establishment and Tools and Plant ..		
Capital Outlay on Public Works		
Medical	XXVII	484-485
Public Health		
Capital Outlay on Public Health		
Budget, 1966-67, Voting :		
Capital Outlay on Consumers' Co-operatives	XXXVI	84-87
Co-operation	XXXXVI	414-415
Capital Outlay on Irrigation		
Irrigation		
Engineering, Part-time Degree Course	XXXI I	559-560 162
Governor's Address (M)	VII	261-263
Public Works Department, Special Building Circle, Madras, confirmation of Workers	XXXII	813-814
Women's Organization, Pudukottai, Memorandum ..	XXVI	685
THIAGARAJA PILLAI, SRI M. D.—		
Agricultural College in Thanjavur district, proposal ..	XL	202-221
Agriculture, deteriorating position in Thanjavur district (C.A)	XXIV	669
Agriculturists in Thanjavur District, hardships (C.A) ..	XXXI XXXIII	757 700-701
Budget, 1963-64, Voting—		
Capital Outlay on Irrigation	XI	292
Irrigation		
Co-operation	XI	330-332

T—cont.

Subject. (1)	Volume. (2)	Page. (3)
THIAGARAJA PILLAI, SRI M. D.— <i>cont.</i>		
Budget, 1964-65, G.D.	XVIII	148-150
Co-operation	XX	516-517
Education	XX	116-118
Budget, 1965-66, Voting—		
Agriculture	XXVIII	366-367
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading. }		
Co-operation	XXVIII	554-555
Capital Outlay on Consumers' Co-operatives }		
Budget, 1966-67, G.D.	XXXIV	522-524
Budget, 1966-67, Voting—		
Community Development Projects, etc.	XXXVIII	166-168
Public Works—Grants-in-aid		
Welfare of Schedule Tribes, Castes and other Backward.		
Classes	XXXVII	406-407
Cauvery Water, distribution under turn system	XIV	223-224
Crops affected by drought in Thanjavur district	XXXIX	341-342
Drought condition in certain areas in Thanjavur district (C.A.)	V	508-509
Executive Officers of Temples, vacancies	XXXIX	758-759
Governor's Address (M)	XXXIII	414-418
Land Revenues and Agricultural Loans in certain districts, remission and postponement of Collection (C.A.)	XXI	131-135
Land revenue remission, Thanjavur district	XL	418
Paddy and rice, compulsory procurement in Thanjavur district (D.S.D.)	XVI	637-638
Paddy Stocks, stagnation at Railway stations (C.A.)	XXIX	850-851
Remuga Devi Amman Temple, Vizayapuram, Misappropriation of Funds.	XXXIX	759
Rice and Paddy, procurement	XIX	125-128
Rice scarcity in Thanjavur district (C.A.)	XXXIX	786-787
TIRUPATHY, SRI K.—		
Budget (Revised), 1962-63, G.D.	II	599-601
Budget, 1964-65—Voting—		
Community Development Project, etc., Public Works—grants-in-aid	XXI	537-539

nt.

		mt.	Volume. (2)	Page. (3)
(1)				
Budget, 1966-67, Voting—				
Agriculture	}	XXXVI	156-157	
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading.				
Electricity Board Budget		XIII	644-646	
THIRUVENGADAM, SRI K.—				
Budget (Revised), 1962-63, G.D.		II	680-681	
Budget, 1963-64, G.D.		IX	182-185	
Budget, 1964-65, G.D.		XVIII	432-433	
U				
URKAVALAN, SRI P.—				
Budget, 1962-63, Voting—				
Agriculture	}	III	62-64	
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading.				
Budget, 1963-64, G.D.		IX	165-167	
Budget, 1964-65, G.D.		XVIII	364-365	
Budget, 1965-66, G.D.		XXVI	413-414	
Budget, 1965-66, Voting—				
Irrigation	}	XXVIII	215	
Capital Outlay on Irrigation				
Public Works—Works				
Public Works—Establishment and Tools and Plant				
Capital Outlay on Public Works		XXXIV	298-300	
Budget, 1966-67, G.D.		V		
VADIVEL, SRI D. N.—				
Budget, 1966-67, G.D.		XXXIV	348-351	
Budget, 1966-67, Voting—				
Agriculture	}	XXXVI	186-187	
Animal Husbandry				
Capital Outlay on Agriculture				
Capital Outlay on Schemes of Government Trading				
Capital Outlay on Irrigation		XXXVI	415	
Irrigation	}	XXXVI	323	
Capital Outlay on Public Works				
Public Works—Establishment and Tools and Plant				
Public Works—Works				
Community Development Projects, etc		XXXVIII	184	
Public Works—Grants-in-aid				

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VADIVEL, SRI D. N.—cont.		
Budget, 1966-67, Voting—cont.		
Governor's Address (M)	XXXIII	225-228
Swearing-in	XXX	1
VADIVELU, SRI M. P.—		
Agricultural grants to Panchayats, Utilisation ..	XIX	567
Appropriation (No. 3) Bill, 1963	XII	169-174
Arrest (Ann.)	IV	455
Basic Training School, Government, Katpadi ..	VI	121-122
Budget (Revised), 1962-63, G.D.	II	671-674
Budget, 1962-63, Voting—		
Education	IV	143-144
Budget 1963-64, G.D.	VIII	530-534
Budget, 1963-64, Voting—		
Community Development Projects, etc. Khadi ..	X	276-282
Co-operation	XI	323, 325-329
Budget, 1964-65, G.D.	XVIII	328-331, 361
Budget, 1964-65, Voting—		
Capital Outlay on Forests	XXI	155-158
Cinchona		
Forest Department		
Community Development Projects, etc. ..	XXI	449-454
Public Works—Grants-in-aid		
Commuted value of Pensions		
District Administration and Miscellaneous ..	XIX	163-166
Loans and Advances by the State Government ..		
Miscellaneous		
Other Miscellaneous Contributions and Assignments.		
Pensions		
Budget, 1965-66, G.D.	XXVI	467-470
Budget, 1965-66, Voting—		
Administration of Justice	XXIX	36-39
Capital Outlay on Forests		
Cinchona		
Forest Department	XXVIII	129-130
Khadi		
Community Development Projects, etc. ..		
Public Works—Grants-in-aid	XXVIII	535-538
Corporation		
Capital Outlay on Consumers' Co-operatives ..		
Education	XXVIII	208-211
Budget, 1966-67, G.D.	XXXIV	514-517

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VADIVELU, SRI M. P.—cont.		
Budget, 1966-67, Voting—		
Capital outlay on Consumers' Co-operatives ..	XXXVI	68-70
Co-operation		
Capital outlay on Forests	XXXVII	523-526
Cinchona		
Forest Department	XXXVIII	144-145
Community Development Projects, etc. ..		
Public Works—Grants-in-aid	XXXVI	258-282
Compensation to Zamindars		
Land Revenue Department Stamps Administration.	V	624
Famine Relief	XXX	560-561
Co-operative Central Bank, Vellore		
District Development Councils (Amendment) Bill, 1965. ..	XXII	180-182
Electricity Board Budget	VI	52
Girl's High School, establishment at Vaniyambadi ..	III	560-561
Goats, reduction in number	I	205-208
Governor's Address (M)	VII	226-230
	XVI	386-387, 499
	XXXIII	541-545
Health Inspectors under Panchayats—change of designation	XXI	621-622
Islamiah College, Vaniyambadi, strike by students ..	XX	361
Kanthili Union Office, shifting to Adhiyur	V	23
Last grade Servants, sub-Magistrate's Courts ..	IV	344
Limestone, availability in Elagiri Hills	V	261
Limestone, availability in Elagiri Hills	V	754-755
Medical College, Kilpauk, shifting	V	626
Mica, Vellakuttai village	IV	439-440
Midday Meals Scheme, Evaluation Committee, report. ..	VI	474-475
Multipurpose Co-operative Societies, Elections ..		
Municipal Authorities (Term of office and Election of Councillors) Bill, 1963	XV	365-366
Municipal Hospital, Vaniyambadi, Provincialisation ..	V	760-761
No-confidence Motion and Motion Disapproving Food Policy of Ministry (M).	XXIV	596-600
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	190-192
Panchayat Union Councils, Chairman	XVIII	406
Panchayat Union Offices, uniforms for Last Grade servants	V	151

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VADIVELU, Sri M. P.—cont.		
Paper factory, starting at Alangayam	IV	552-553
Poultry farms in Panchayat Unions	XXII	296
Sandal wood trees, Javadu Hills	III	545
State Guest House, expenditure in 1961-62	IV	340-341
Tanneries in Ranipet, etc.	V	612
Vaniyambadi area, upgrading	XXIV	651-652
Vaniyambadi taluk, constitution	II	13-14
Vellore Electricity System, retrenchment of workers.	XIX	11
Village officers, Government servants (full time) ..	IV	567
Village officials, Tirupathur	VI	60-61
Village officials, Tirupathur	II	545
Warehouses, regulation of storage of certain commodities (R)	XVI	583
Water-supply schemes, North Arcot district	V	625
VEERABAHU, Sri A. P. C.—		
Additional Assessment and Additional Water-cess Bill, 1963	VIII	55
Budget (Revised), 1962-63, G.D.	II	193-197
Budget, 1962-63, Voting—		
Co-operation	V	292-294
Welfare of Scheduled Tribes, Castes and Other Backward Classes	V	171-174
Budget, 1963-64, G.D.	VIII	325-334
Budget, 1964-65, G.D.	XVII	312-322
Budget, 1965-66, G.D.	XXVI	160-162
Budget, 1965-66, Voting—		
Education	XXVII	195-200
General Sales Tax and other Taxes and Duties—		
Administration	XXVIII	293-294
Budget, 1966-67, G.D.	XXXIV	180-188
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development	XXXVI	498-503
Industries	XXXVI	498-503
Governor's Address (M)	I	84-90
No-Confidence Motion and Motion disapproving Food Policy of Ministry	XXIV	526-538
Official Language Policy, Discussion (M)	XXIX	644-649

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERABAHU, Sri A. P. C.—cont.		
State Legislature (Continuance of Use of English Language) Bill, 1964	XXIV	53-56
Umanath, M.P., Sri, Order served on (D.S.D.)	XXXVII	188-191
VEERAPPA CHETTIAR, Sri R. S.—		
Additional Assessment and Additional Water-Cess Bill, 1963.	VII	585-586
Adulteration in Cooked rice in Madras City Hotels ..	XXI	473
Adult Schools—		
Functioning	IX	15-16
Opening	XIII	271
Agricultural loans—		
Pumpsets	IX	346-347
Solvency and Property certificates	VIII	311-312
Agriculture Department, Upper Subordinates, disparity in pay scales	XVII	287-288
Agricultural Maistries Conference	XIV	146,
	XV	93-94
	X	192-195
Agriculture, Power Supply		
	XIV	273-274
Agriculturists—		
Dharmapuri taluk, relief	XV	260-266
Difficulties in Dharmapuri Block in getting loans (C.A.)	III	206
Green-leaf manure in reserve forests	IV	567-571
Loans on joint patta lands	XVIII	125
Anti-cobra serum manufacture	IX	335-337
Approved nurseries	XVI	692
Archaeological Monuments (Dharmapuri)	VIII	93
Area committees in districts	IV	450-451
Arts College, North Salem		
Aruneaswara, Lakshminarayanawami Devasthanam, Karimangalam, irregularities.	IV	108-109
Assembly constitutencies, Blocks formation	IX	345-346
Avenue Offences, Dharmapuri taluk	XV	51-52
Avenue trees, lease of usufruct	VIII	13
Bee-keeping Centre, Hogenakkal	VI	482
Benares—Cape Comorin Road, dip	X	97-98
Block Development office at Palacode, construction.	VI	250

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Blocks, Delimitation	XXII	273-274
Block works, scarcity of cement	VI	495
Bridge across Sanathakumara Nadhi, Dharmapuri taluk, Construction	XXII	320
Bridge(s)—		
Hale Dharmapuri, Salem district.	XI	196-197
North Pennar	VII	113-114
Sanathakumaranadhi	V	247
South Pennar near Agaram village	VI	223
South Pennar, Salem district	XV	455-456
Budget, 1962-63, {Voting—		
Capital Outlay on Irrigation, Irrigation	IV	259-260
Capital Outlay on Public Health, Medical and Public Health	V	426-428
Capital Outlay on Public Works, Public Works, Establishment, Tools and Plant, Public Works, Works	IV	604-606
Compensation to Zamindars	V	74-76
District Administration and Miscellaneous		
Famine Relief, Land Revenue Department, Stamps Administration		
Education	IV	139-140
Labour including Factories	III	497-498
Registration, Stationery and Printing	IV	651
Welfare of Scheduled Tribes, Castes and other Backward Classes	V	206-207
Budget, 1963-64, G.D.	VIII	447-449
Budget, 1963-64, Voting—		
Capital Outlay on Public Health—Medical—Public Health	X	444-445
Co-operation	XI	335-337
District Administration and—Miscellaneous	XI	451-452
Land Revenue Department		
Police	IX	559-560
Budget, 1964-65, Votings—		
Capital Outlay on Irrigation	XX	371-372
Capital Outlay on Public Works		
Irrigation		
Public Works—Establishment and—Tools and Plant		
Public Works—Works		
Capital Outlay on Public Health—Medical—Public Health	XXI	32-34
Community Development Projects etc., Public Works—Grants-in-aid	XXI	457-460

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Budget, 1964-65, Voting—cont.		
Commuted Value of Pensions, District Administration and Miscellaneous, Loans and Advances by the State Government, Miscellaneous, Other Miscellaneous Contributions and Assignments, Pensions	XIX	160-163
Co-operation	XX	503-505
Police	XX	194-195
Bugs, increase due to D.D.T.	VII	311-313
Building societies, loans to members	XIV	262-263
Buses for hire, Salem district	VI	368
Bus-stand at Broadway, expansion	XVI	367
By-pass road, Palacode	VII	115
Cane Gur and Khandasari Co-operative Industrial Societies	XXI	614-615
Cane, Gur and Khandasari Sugar Factory, starting	XVIII	308-310
ement. blackmarketing	XIII	126-136
entral and State Co-operative Institutions, elimination of individual share holders	XIII	270-271
entral Co-operative Institutions, decentralisation of Powers	XVIII	214-215
ceramic Centre at Salem	XXIV	266
Chinnar and Thoppaiyar Schemes, Salem district	II	208
Chinnar and Thoppaiyar Schemes, inclusion in Third Five-Year Plan	VI	209-212
Compulsory Insurance Scheme, Police Department personnel	XXIII	131
Constituencies, delimitation	XXII	466-467
Contracts, Schedule of rates	VI	232-233
Co-operative Building Societies, loans to members	XV	9-10
Co-operative Central Bank, Salem	XIX	130
Co-operative Central Bank, Salem, bifurcation	V	749-750
Co-operative Central Banks, Bylaw	I	633-634
Co-operative Central Banks, duties of Officers lent	XIV	270
Co-operative Fire and General Insurance Society, Madras, administration	XVIII	213
Co-operative institutions	XV	53
Co-operative institutions, misappropriations	XXIV	30
Co-operative labour contract Societies, number	XXI	612-613
	XV	101-103

V—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
VEERAPPA CHETTIAR, SRI R. S.—cont.			
Co-operative Marketing Societies, Payment of Sales tax,	XV	419	
Co-operative Societies Act, 1961, Amendment to Rules (M)	XXI	801-802	
Dam across Thoppayar	XIV	255-256	
Dam across Vaniar, Pappireddipatty block	X	90	
Dam across Vaniar river near Harur	V	382	
Dams, Nagavathi river in Dharmapuri taluk	VII	407-408	
Defence Personnel Children, Special consideration in appointments	XXI	384	
Defence Services, Convicts	XIII	23-24	
Devagandala community, notification as backward	VI	245-246	
Development Councils, Regional Transport Officers as Members	X	275	
Dharmapuri and Krishnagiri Panchayats, conversion into Municipalities	VI	70	
Dharmapuri District Munsif's Court, jurisdiction	VI	228	
Dharmapuri Panchayat, conversion into Municipality.	VII	618	
Dharmapuri Panchayat, upgrading	XVI	702	
Dispensaries (Rural), opening	VI	122	
Dispensary, Morappur Block	XII	26	
District Board High Schools, District Educational Officers	X	191	
District Board Schools, employees	XV	28-29	
District Board Schools, teachers	XV	29	
District Development Councils, co-option of members.	VII	204-205	
District Headquarters Hospitals Advisory Committee	XV	53	
District Munsif (Criminal Process), Salem	XVI	701	
Document writers, licences	XV	691	
Drinking water supply, Dharmapuri	XI	14-15	
D.S.G. (First), 1963-64, G.D.	XIII	514-515	
D.S.G. (First), 1964-65, G.D.	XXII	613-614	
Earth-work, excavation	VII	310-311	
educational Rules (Madras), Reprinting	VIII	180	
Education and General Purposes Committees, functioning	II	250	
Education Boards, Secondary Education, constitution.	VI	75	
educational District (Salem), bifurcation	VI	61	

V—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
VEERAPPA CHETTIAR, SRI R. S.—cont.			
Education, Interest-free Loan Scheme	IX	427-429	
Electrical Wiremen, difficulties experienced by (C.A.)	X	401-402	
Electricity Board Budget	I	604-606	
	XIII	426-428	
	XXII	91-93	
Electricity Board Employees (Mettur System), Pay ..	VI	127	
Electricity Board, Local Advisory Committees	XV	553	
Electricity Board, monetary help to families of employees	XV	553-554	
Electricity for Agriculture, minimum charges	III	115	
Electricity Supply, Dharmapuri taluk	XV	61-64	
Electric motors, installation	XI	422-423	
Elementary School, Bandahalli	VI	475-476	
Elementary School, English Classes	X	8-9	
Elementary Schools of Panchayat Unions, repairs	XXIII	410-417	
Employment Exchange, Salem	VI	502	
Engineering Post-Graduate course (M.Sc.), Payment of stipend amount	XX	91-92	
English Language Training Campaign, starting	X	8	
Entertainment Tax, allocation between Panchayat Union Councils and Panchayats	V	147	
Express buses, Coimbatore-Madras	III	321-322	
Ex-Servicemen, Celebration of Flag Day for Welfare of	XXI	618	
Ex-servicemen Co-operative Motor Transport Societies	XXI	618-619	
Ex-servicemen Co-operative Motor Transport Society at Madras, Winding-up	XXI	619	
Ex-servicemen, distribution of lands	XIX	371	
Ex-servicemen, welfare	XIX	369-371	
Ex-servicemen, Welfare measures	XXI	616-618	
Extension Officers, Industries	XVI	150-151	
Extension Officers (Panchayats) vacancies in the posts	XXI	490-492	
Family-Planning Scheme, deferring	XI	421	
Fire accident, aid to victims	XII	26-27	
Fire Station, opening at Dharmapuri	XIII	491-493	
Food adulteration cases, Salem district	XII	28-29	
Forest Engineering College, starting in Dharmapuri taluk	XIV	21	

Subject. (1)	Volume. (2)	Page. (3)
V—cont.		
VEERAPPA CHETTIAR, Sri R. S.—cont.		
Forests (reserved), green manure leaves, removal ..	VI	76
Forests (Private), Prevention of destruction ..	XXI	610-611
Former District Board High Schools, Administration..	IV	437
Former District Board Hospitals, maintenance ..	II	14
Full Finance Scheme	XV	720
Gold, Dharmapuri taluk	XXIV	367
Government and Private Cattle farms in the State ..	VI	488
Government employees, qualification for promotion ..	XXI	779-782
Government Estate Quarters, allotment	XVIII	215-216
Government Estate, Taxi Stand	XI	523-525
Government Girls' High School, Dharmapuri ..	XXI	235-236
Government Hospital, Dharmapuri	IV	208
Government Hospital, Harur, bed strength	III	112
Government Hospital, Palacode, bed strength ..	VIII	313
Government Hospital, Palacode, posting of Lady Doctor	VII	617
Government Hospital, Palacode, posting of Lady Doctor	VII	616
Government Hospitals, appointment of non-technical personnel	VII	616-617
Government Press, opening a branch at Salem ..	XIV	269
Governor's Address (M)	VI	67
	I	315-316
	VII	43-44
Gramasevaks, appointment	XVI	164-166
Gramasevaks, Executive Officers in Class II Panchayats	XIX	572-578
Harijan Colonies, Dharmapuri constituency	V	6-7
Harijan Hostels, Salem district	VI	358
Harijans, Housing Schemes	XXIV	551-552
Harijan students, scholarships	XVI	702
Headmasters of Elementary Schools, Duty Allowance ..	XIV	92-95
Health Co-operative Societies, location	IV	223
Health Inspectors, revision of pay	XIII	494
Higher Grade Training Schools, abolition	XI	529
High Schools, grant for buildings	X	12
Hindu Religious and Charitable Endowments Department, Deputy Commissioners appointment ..	XII	389
	XXIII	435-436

Subject. (1)	Volume. (2)	Page. (3)
V—cont.		
VEERAPPA CHETTIAR, Sri R. S.—cont.		
Hindu Religious and Charitable Endowments Department, Judicial functions	XIV	254
Hindu Religious Endowments (Area Committee), Salem reconstitution	VI	335
Homoeopathic Dispensaries	VIII	298
Hospital (Government), Harur, Construction of Buildings	XXI	474
Hospital, Palacode, handing over to Panchayat ..	XVII	288
Hotels, financial assistance	XIII	265-266
House-rent allowance, gramasevaks	XIV	150
House-rent allowance, payment.. .. .	XIII	395
Huts in Panchayats areas, exemption from tax ..	VI	483
Independence Day, celebration by Panchayats, etc ..	VI	144
India's Constitution, sale	X	525
Industrial Estates, Dharmapuri.. .. .	XIII	268-269
Industrial Weavers' Co-operative Societies, construction of buildings	XVII	285-287
Industries, Public Sector	XV	96
Inspectresses of Girl's Schools, District Development Councils	XV	716
Iron ore, Dharmapuri taluk	VIII	403
Irrigation, Pennaiar basis (Krishnagiri Reservoir) ..	VII	410
Irrigation Schemes, Distribution particulars	VI	500
Irrigation, Special Minor Irrigation Projects, North Salem, Particulars	XVII	284
Irrigation tank near Ummapathy, construction ..	XXIII	237-238
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	500-501
Jails, religious discourses	XV	245
Jeep cars, supply to Circle Inspectors of Police ..	XXII	462-463
Junior Polytechnic School, opening	XIII	627-628
Krishnagiri Reservoir Project, extension of right channel	XXII	301
Lambadies, Government aid	XXII	276-277
Land Acquisition, road formation	X	271-274
Land Assignment Orders, copies to Sub-Registry Officers	XIX	567

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Land Mortgage Bank, posting of legal assistants ..	XIV	257-258
Land Mortgage Banks, Borrowers free registration ..	XVI	357
Lands, loans	XV	709
Land Tax, collection from ryots of Ranipet Division ..	XXII	461-462
Leaseholds (Abolition and Conversion into Ryotwari), Bill, 1962	I	500-501
Legislative Assembly Hall, air-conditioning	XV	568
Legislator's Hostel, Madras	XXIV	662-663
Leprosy, Dharmapuri taluk	V	625-626
Leprosy, Salem district	VIII	177-178
Leprosy Treatment Unit, Dharmapuri	XVII	68-72
Liberalised pension schemes to Road Inspectors ..	XIV	257
Loan for house construction, enhancement	XVI	360-361
Loans, Commission for collection	VII	411-412
Loans to members of co-operative institutions, grant of.	XX	103-105
Loans to ryots, disbursement	VII	209
Local Development Works, delay in refund of Deposits towards building works	X	189
Local Library Authorities, pay of Librarians	XV	60
Lorries, overloading	XVII	13-14
Lorry bus accidents, Prevention	XIV	262
Madallappallam Dam, Dharmapuri taluk	IX	134-135
Match Industries, Government Loans	XXI	619-620
Match Industries, Grant of loans	XXIII	358
Medical College, admissions	VIII	303-304
Medical Colleges, false nativity certificates	XV	542-543
Medical facilities (N.G.O.'s)	XIV	149-150
Medicines, supply to Panchayat Union Dispensaries ..	X	98-100
Mica, Survey, Dharmapuri taluk	VI	252
Milk Pasturisation Plants, number	XV	344-345
Milk Powder for schools, supply	XIV	256-257
Minister's Chambers, facilities for visitors	VI	75
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I	500-501
Minor Irrigation Overseers, grievances	XV	52

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR SRI R. S.—cont.		
Minor irrigation schemes, sanction	II	541
Mitta and inam villages, Salem district	IX	134
Morappur-Marandahally road, construction of culverts	XXII	320-321
Morappur-Marandahally road, culverts	VI	370-371
Morappur Station, Stopping of Mail trains	XIV	245-246
Motor Vehicles Taxes, Payment	XIV	274
Motor Vehicles Tax, payment to Panchayat Union Councils	V	770-771
Municipal Chairman, Salem	XI	104
Municipal College, Salem	XIII XVI	9-11 700-701
Nagaleri tank-bund, widening	VI	141
National Emergency, ban on execution of works ..	XX	12
Neera permits	XIV	24-26
Night Colleges, opening	VII	210-211
Notified Estate villages, Dharmapuri taluk	XIV	272-273
Nurseries (Private), selection and recognition	XV	556
Nursery Schools (Government), details	XVII	284-285
Old age pensions, Dharmapuri constituency	VI	332-334
Orchards, districtwar particulars	VIII	179-180
Orphanages and Vigilance Homes, list	XVII	287
Pagalahalli Panchayat, bifurcation	VI	119
Palacode Block, Bifurcation	VI	250
Panchayat accounts	XVI	6-7
Panchayat Development Department, formation ..	X	11
Panchayats, Additional Divisional Panchayat Officer.	I	634
Panchayats, arrears of taxes	V	155
Panchayats, conversion as municipalities	XXIII	349-351
Panchayats, effective administration	XV	686
Panchayats, Election of Presidents	VI	249-250

V.—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Panchayats, Engineering staff	XXIV	219-220
Panchayats, Executive Officers	XIII	137-140
Panchayats, Extension Officers, revision of pay ..	V	12-13
Panchayat taxes, collection	XV	719-720
Panchayat taxes, writing off	VI	235
Panchayat Union Council—		
Employees, service conditions	XV	561-562
Jeeps, supply	XIV	271
Last Grade servants, dress	XIII	149
Offices	XVI	154-155
Size	VI	120
Staff Service Rules,	XXIV	462-463
Teachers	XIII	485-488
Paper Factory	VI	240
Pennagaram, By-pass road, formation	VI	371
Pennagaram-Dankanikotta Road, black tapping ..	XXIII	358
Pension, disabled destitutes	IX	341-343
Pensioners, monthly cash allowances	XVI	140
Pharmacists, scale of pay	VI	82
Pharmacists, training	XIV	20-22
Physical Directors, pay scale	XIII	136-137
Police Dogs	VIII	7
Policemen quarters at Kadathur	XXII	153-156
Police Officers, compulsory training to drive jeep cars and motor cycles	VI	326-327
Police out-post, Perambalai, conversion	XIV	273
Police out-post, Thoppur village	VI	346
Police quarters, construction	XV	577
Police quarters, construction	VI	349
Police Training Colleges and Schools, swimming pools	VI	327
Political sufferers, charity fund	XIV	273
Political sufferers, Salem district, Particulars re ..	VI	273
Poramboke lands—	XVII	283
Cultivation	VI	243-244

V.—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Poramboke lands—cont.		
Dharmapuri, assignment	XII	389
Unauthorised occupations	XXI	611-612
Power looms for weavers, supply	XIX	234-236
Primary Co-operative Land Mortgage Banks, loans.	XV	350
Primary Health Centre, Marandabally	XXIV	29
Primary Health Centre, Thoppur	XXI	9-14
Primary Health Centres	VIII	94-95
Prohibition special staff	XIV	16
Prohibition Cases, Salem district	XIV	21-22
Prohibition offences, number of persons convicted .	VI	503-504
Prohibition, scrapping	XXI	631
Radio, sets, Panchayats	VII	7-10
Registration Department Officials, pay and promo- tion	VI	130-131
Revenue Department, reorganisation	XIX	578
Revenue Divisional Officers, functioning as Regional Inspector Local Boards	XII	28
Revenue Subordinate Service Rules, anomalies ..	IV	249
Rice Mills, establishment	XXI	613
Roads—	IV	212-213
Chettipetty-Pallar	XV	235
Morappur-Marandahally road	VI	470
North Salem district	VII	210
Pudur-Nallur road	XV	214
Provident Fund Scheme	XIX	469
Road Inspectors, Payment of allowances	XXII	292
Rural Credit Societies, buildings	XXIV	31
Salem district	VI	142-144
Rural dispensaries—		
Medical Practitioners, dearth	V	62
Medicines, purchase	VIII	50
Nammandahally village (Hosur)	XII	371-372
Opening	XV	243
Pharmacists, appointment as doctors	V	751-752
Sago Laboratory, Salem district	IX	433
Sago Mills, bad smell of refuse	XII	119-120
Salaries to teachers, North Arcot district	XVI	688
Salem district, bifurcation	I	544-547
Salem district board (defunct)	VIII	91-92
Sanitary Inspectors, Town Panchayats	XIV	18
A. 158-78	XV	706

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Sankagiri District Munsif's Court, jurisdiction ..	VI	228
Scheduled Castes, subsidy for tools ..	XIII	148-149
School fee concessions, income certificate ..	XV	51
Schools, Elementary, upgrading ..	V	494-495
Schools, Pre-elementary, Salem district ..	VI	138
Schools, Salem district ..	VI	133-134
Security deposits (additional), demand by Electricity Board (C.A.) ..	XXI	394-395
Service stamps, supply to Members of Legislature ..	VI	478
Sheep and wool Development Centres, Salem district ..	VI	456-457
Sheep breeding centre, Harur taluk ..	VI	456
Social Welfare Workers, employment ..	VI	246-247
Social Welfare Workers, functions ..	VI	684-685
Soil Conservation Scheme, Revision of rates ..	VI	480
Soil Conservation Scheme, subsidy to agriculturists ..	VIII	403-404
Spinning Mill, Salem ..	IX	432-433
Sri Aruneeswaraswamy and Lakshminarayana-swamy Temples, Kariamangalam—		
Sale of Ratham ..	XXI	614
Trustees ..	XXI	613-614
Sri Lakshminarayanaswami Temple, Kariamangalam ..	XV	54
S.S.L.C. Examinations, failed candidates ..	VI	47
S.S.L.C. Examination, restriction on number of times a candidate may appear ..	XVII	284
Staff of erstwhile District Board dispensaries ..	XXII	292
Stamp-vendors, appointment ..	XV	730-731
State Housing Board, cost of houses ..	XV	576-577
State Road Inspectors' Association, resolutions ..	XV	60
State Transport—		
City Bus Guides ..	XV	328-329
Mofussal bus-stands ..	XV	330
New bus routes to Bangalore ..	VII	411
Particulars ..	XVI	701
Stoppage of Express buses at Kariamangalam ..	XXIII	19-20
Sub-Divisional Magistrate's Court, Dharmapuri, cases ..	VI	503
Sub-Divisional Magistrate's Court, Dharmapuri, location ..	VI	229
Sub-Treasuries, working ..	XVI	152-154
Suramangalam-Taramangalam Road, widening ..	XV	52
Takkavi loans, encumbrance certificate ..	XV	715
Tamil Nadu Co-operative Union, additional donation ..	VII	514

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VEERAPPA CHETTIAR, SRI R. S.—cont.		
Tamil Nadu Co-operative Union, Madras, building grant ..	XIV	271
Tanks, desilting North Salem ..	XXIV	29
Teacher-pupil ratio, hardships due to fixation (C.A.) ..	XI	108
Teachers' Constituency, secondary grade teachers' franchise ..	XV	441
Teachers—		
Pension ..	XIII	399
Training, age limit ..	IX	242
Training Schools, opening ..	VI	115
Trainees, enhancement of Stipend amount ..	XXI	598-599
Technical Colleges, admission of ladies ..	XV	249-250
Temple Administration, separation of judiciary ..	VI	336
Temples, auditing of accounts ..	V	390
Temples, Kariamangalam administration ..	VIII	499-500
Text-Books, High Schools ..	XIII	628-629
Theft cases, Salem district ..	XIV	272
Thrishvegam Inams, Dharmapuri taluk ..	VI	353
Thumbalangundhi tank, Dharmapuri taluk ..	XV	61
Time-barred Panchayat Taxes, Dharmapuri taluk ..	XVI	25
Tour Programme of District Officials, communication to Members of Legislature ..	XV	574
Tractors, rent ..	III	546
Trees, illicit cutting ..	XII	29-30
Trees, illicit cutting in Dharmapuri taluk ..	XV	563-564
Trees on poramboke lands, auction ..	XIV	271-272
Triune Officers of Mitta Villages, allowances ..	XII	340
T. S. L. C. Examination, Private Examinees ..	XVI	700
Tuberculosis Sanatorium, Thoppur ..	XIII	27-29
Veterinary College (New) opening ..	XXI	753-754
Village Courts ..	XVIII	496-498
Village establishments, South Arcot district ..	XVIII	124
Village Karnams, promotions ..	IV	222
Village Munsifs, Powers ..	XXI	778-779
Village Munsif's (Women) appointment ..	IV	489
Village Officers—		
Assault ..	XIX	360-361
Children, fee concession ..	V	240
Duties ..	IV	561-562

V—cont.

Subject. (1)	Volume. (2)	Page. (4)
VEERAPPA CHETTIAR, Sri R. S.—cont.		
Village Officers—cont.		
Ex-estate villages	XIX	365-366
Grievances	XI	437-438
Honour by Government	VI	254
Panchayat Development allowance	VI	208
Remuneration	VI	499
Retirement age	IV	221-222
Status	III	561
Travelling allowance	VI	207
	XIII	387-390
Village Works Grants, Union Councils	XV	697-698
Waste lands, Dharmapuri taluk	XV	53
Water-supply Scheme, Dharmapuri	XVI	245-246
Water-supply scheme, Dharmapuri, inclusion in five-year Plan	XXIII	405
Weavers in Salem district, representation	XIX	131
Wells, Harijans	XIX	366-369
Zamin forests, entrustment to Panchayats	XXIV	461-462
VELAPPAN, Sri C. V.—		
Additional Assessment and Additional Water Cess Bill, 1963	VII	590-591
Appropriation (No. 2) Bill, 1964	XXI	677-679
Appropriation (No. 6) Bill, 1965	XXXII	849-851
Betalvine Research Station, Pothanur	VI	347
Budget, 1964-65, G.D.	XVII	339-341
Budget, 1964-65, Voting—		
Elections Head of State Minister and Headquarters staff, State Legislature	XIX	81-82
Budget, 1965-66, G.D.	XXVI	311-315
Budget, 1965-66, Voting—		
Agriculture	XXVIII	384-385
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading		
Land Revenue Department	XXVIII	477-478
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
Budget, 1966-67, G.D.	XXXIV	548-549

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VELAPPAN, Sri C. V.—cont.		
Budget, 1966-67, Voting—	XXXVIII	84-86
Fisheries		222-223
Stationery and Printing		657-658
Cauvery water, distribution under turn system		445-448
Electricity Board Budget—		496-497
	XXX	194-197
	XXV	423-428
	XXXIII	95
Governor's Address (M)	XV	
Minor Minerals, quarrying		
	XXXII	866-867
VENKATARAMAN, Sri G.—		
Appropriation (No. 6) Bill, 1965	II	210-214
Budget (Revised), 1962-63, G.D.		
Budget, 1962-63, Voting—		
Capital Outlay on Public Health	V	439-441
Medical	III	156-158
Public Health	V	289-292
Community Development Projects, etc.		
Co-operation	III	245-247
Elections, Head of State, Ministers and Headquarters Staff	IV	355-358
General Sales Tax and other Taxes and Duties—Administration	III	599-601
Industries, Capital Outlay on Industrial Development	III	474-476
Labour including Factories	III	372-374
Police	VIII	424-430
Budget, 1963-64, G.D.	XVIII	68-72
Budget, 1964-65, G.D.		
Budget, 1965-66, Voting—		
State Legislature	XXVII	56-58
Elections		
Head of State, Ministers and Headquarters staff		
Budget, 1966-67, Voting—		
Elections	XXXV	385-389
Head of State, Ministers and Headquarters staff		
State Legislature		
Constitution (Fifteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	53-59
Constitution (Sixteenth Amendment) Bill, 1963 (Ratification) (R)	XIII	82-87
D.S.G. (Final), 1965-66, G.D.	XXXVIII	244-246
Electricity Board Budget	I	648-649

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI G.—cont.		
General Sales Tax (Third Amendment) Bill, 1965 ..	XXXII	959-963
Governor's Address (M)	I	97-102 210
Home Guard Bill, 1963	VII XXXIII	247-251 198-199
No-Confidence Motion and Motion disapproving Food Policy of Ministry (M)	VIII	100-101
State Legislature (Continuance of use of English Language) Bill, 1964	XXIV	725-727
	XXIV	168-170
VENKATARAMAN, SRI R.—		
(Added Territories) Extension of Laws Bill, 1962 ..	VI	148 505-506
(Added Territories) Extension of Laws Bill, 1963 ..	XV	752-753
Additional Assessment and Additional Water-cess Bill, 1963	VIII	18, 68, 82
Administrative lapses in licensing and inspection of godowns (A.M.)	XXII	175-176 177
Agricultural Income-tax (Second Amendment) Bill, 1962	VI	507-508 512
Agriculturists owning pump-sets, hardship experienced due to collection of minimum guarantee (C.A.St.).	V	270-271
Ambattur Township, Constitution (R)	XXX	42, 47
Amendment to draft rules— Co-option as Councillors of persons belonging to Scheduled Castes (M)	V	516-517
Appropriation Bill, 1963	VII	649-653
Appropriation (No. 4) Bill, 1964	XXII XXIII	648 141
Appropriation (No. 5) Bill, 1964	XXII XXIII	151-155 648-649
Betting Tax (Amendment) Bill, 1962	III	156 448
Bhoodan Yagna (Amendment) Bill, 1964	V	856-860
	XXI	813, 816 817 818-819 820
Board of Industries, election to (M)	II	663, 665
Bonus dispute in Textile Mills in Coimbatore (A.M.)	XL	457-458

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
B.O.H., change in order (M)	VII XIV XVI XXII	429 320 592 57, 58-59, 582
	XXIII XXIX XXXI XXXII XL	156, 252 468 668 498 527
Budget, 1962-63, Voting—		
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	463-470, 489, 496, 499, 514, 528-540
	V	324-329
Co-operation		
General Sales Tax and other Taxes and Duties— Administration	IV	349, 353 388-401
Industries and Capital Outlay on Industrial Develop- ment	III	566-572
	VIII	341
Budget, 1963-64, G.D.		
Budget, 1963-64, Voting—		
Agriculture	IX	446-459
Animal Husbandry		
Capital Outlay on Agriculture		
Capital Outlay on Schemes of Government Trading.	XI	109-112, 157-167
Capital Outlay on Industrial Development Industries.	XI	539
Capital Outlay on Road Transport Schemes Road Transport Schemes	XI	540-544 580-590
General Sales Tax and other Taxes and Duties— Administration	XII	46-50, 73, 79-88
	X	615-619
Public Works—Grants-in-aid	XVIII	342
Budget, 1964-65, G.D.		
Budget, 1964-65, Voting—		
Capital Outlay on Industrial Development, Industries	XIX	251-259 320-331
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XIX	519, 520-526, 528, 535, 537, 538, 548, 553-556
	XX	530-534
Co-operation		

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
Budget, 1964-65, Voting—cont.		
General Sales Tax and other Taxes and Duties — Administration	XX	476, 477-478, 491-495
Motor Vehicles Acts—Administration	XIX	470-474, 475, 478, 479, 492, 509, 512-518
Budget, 1965-66, Voting—		
Co-operation	XXVIII	526-533
Capital Outlay on Consumers' Co-operatives		
General Sales Tax and other Taxes and Duties— Administration		
Industries	XXVIII	10, 11-15 72-83
Capital Outlay on Industrial Development		
Labour including Factories		
Motor Vehicles Act—Administration	XXVII	107-108, 109-110, 115 148-151
Road Transport Schemes, Capital Outlay on Road Transport Schemes	XXVII	532, 559- 566
Budget, 1966-67, Voting—		
Capital Outlay on Industrial Development Indus- tries	XXVII	566-567 585-592
Capital Outlay on Road Transport Schemes, Road Transport Schemes	XXXVI	491, 561-578
Education	XXXVII	85, 96-103
General Sales Tax and other Taxes and Duties— Administration	XXXV	103-104
Labour including Factories	XXXVII	127, 172-183
Motor Vehicles Acts—Administration	XXXV	250-251 253
Buildings (Lease and Rent Control) Amendment Bill, 1964	XXXVII	17, 56-65
Cigar Factories, Closure in Tiruchirappalli Town (C.A. St.)	XXI	836, 839
Cinemas (Regulation) Amendment Bill, 1964	XXXVIII	236
City (Madras) College students, proposed strike (A. M.)	XXIII	313-314, 316
City Municipal Corporation (Amendment) Bill, 1965	XXII	468-469
	XXXI	227, 228

V—cont.

Subject. (1)	Volume. (2)	Page (3)
VENKATARAMAN, SRI R.—cont.		
City Tenant's Protection (Amendment) Bill, 1964	XXIII	459, 473- 475.
Coimbatore Spinning and Weaving Mills, closure of (A.M.)	XXXIII	486-488
Colleges, difficulties in securing admission (C.A. st).	XXIII	28
Commercial Crops Markets (Validation of Cess) Bill, 1962	VII	427-428
Co-operative Societies (Amendment) Bill, 1966 ..	XXXVIII	476-478, 488-492, 493, 494, 458
	XL	458
Cyclone havoc in Tindivanam (A.M.)	XXII	64-65
D.E.E., 1959-60, Presentation	XXII	582
DE.E, 1959-60, Voting: Administration of Justice		
D.E.E., 1961-1962, Voting—		
Animal Husbandry	XXIV	369
Capital Outlay on Civil Works	XXIV	371
Civil Works—Establishment and Tools and Plant ..	XXIV	370
Community Development Projects, etc.	XXIV	370
District Administration and Miscellaneous	XXIV	369
Education	XXIV	369
Elections	XXIV	370
Harijan uplift	XXIV	368
Head of State, Ministers and Headquarters staff ..	XXIV	368
Irrigation	XXIV	368
Land Revenue Department	XXIV	369
Medical	XXIV	371
Miscellaneous	XXIV	368
Motor Vehicles Acts—Administration	XXIV	371
Other Miscellaneous Contribution and Assignments.	XXIV	370
Pensions	XXIV	371
Road Transport Schemes	XXIV	370
Stationery and Printing	XXIV	368
State Legislature	XXXII	484-488
D.E.E., 1962-63, presentation		
Disclosure of the assets of the Members of the Legis- lature Bill, 1964	XXIII	30
Dispute between cane growers and the Sugars Limited, Tiruchirappalli district to settle (A.M.)	XV	124-125
	XIV	350-352
District Police (Amendment) Bill, 1963		
D.S.G. (Final), 1962-63, Voting— Road Transport Schemes	XII	40-41

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
D.S.G. (First), 1964-65, presentation	XXII	61-64
D.S.G. (First), 1964-65 G.D... ..	XXII	637-644
D.S.G. (First) 1964-65, Voting—		
Agriculture	XXIV	382, 388 389, 390
Administration of Justice	XXIV	373, 374, 375
Animal Husbandry	XXIV	391, 392
Capital Outlay on Forests	XXIV	431
Capital Outlay on Industrial Development	XXIV	420
Capital Outlay on Irrigation	XXIV	430
Capital Outlay on Public Works	XXIV	431
Community Development Projects, etc.	XXIV	403, 405, 406
Co-operation	XXIV	392, 396, 397
District Administration and Miscellaneous	XXIV	373
Education	XXIV	378, 380, 381
Elections	XXIV	372
Fisheries	XXIV	390
Forest Department	XXIV	426, 428, 429
General Sales Tax and other Taxes and Duties		
Administration	XXIV	372
Head of State, Ministers and Headquarters staff ..	XXIV	373
Industries	XXIV	397 400-403
Irrigation	XXIV	416, 420 421,
Jails	XXIV	375
Labour including Factories	XXIV	406
Land Revenue Department	XXIV	371
Loans and Advances by State Government ..	XXIV	432-434
Medcial	XXIV	381, 382
Motor Vehicles Acts—Administration	XXIV	372
Miscellaneous	XXIV	422, 425, 426
Police	XXIV	375, 377, 378
Public Health	XXIV	382
Public Works—Establishment and Tools and		
Plants	XXIV	421
Registration Department	XXIV	372

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
D.S.G. (First) 1964-65 Voting—cont.	XXIV	421
Road Transport Schemes	XXIV	372
Stamps Administration	XXIV	372
State Legislature	XXIV	426
Stationery and Printing		
Welfare of Scheduled Tribes, Castes and other	XXIV	406, 415, 416
Backward Classes	XXXII	485-488
D.S.G. (Second), 1965-66, presentation		
Electrical Wiremen, difficulties experienced by	X	402-403
(C.A. St.)	I	556-566, 590, 687-699
Electricity Board Budget		
	XIII	406-412, 704-717
	XXII	67-70, 338 -356
	XXX	47-55, 507, 518, 512- 513, 601- -624
Electricity Board, enhancement of loan-limit for	V	803-804 805
borrowing (M)		
Electricity Board, fixation of maximum loan	XXI	799-801
amount (M)	XXXIII	488-489
Electricity Board, purchase of land by (St.) ..		
Electricity Board, retrenchment of employees	XVIII	20-21
(C.A. St.)	XXIV	676-677
Electricity Duty (Amendment) Bill, 1964 ..	XXXVIII	237, 494- 495, 496- 497
Electricity Duty (Amendment) Bill, 1966 ..		
	XXIV	38-40
Electricity Supply (St.)	V	26, 830-832 843, 848- 852, 854, 855
Electricity (Taxation on Consumption) Bill, 1962 ..		
Electricity (Taxation on Consumption) Amendment	XXIV	558, 678- 679, 680- 681, 682- 683
Bill, 1964		
Electricity (Taxation on Consumption) Amendment	XXXII	168, 367- 369, 383, 385
Bill, 1965		
Electric pumpsets, hardships in getting owner- ship certificates for installation in North Arcot district (C.A. St.)	XXI	2

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
Engineering Colleges, lack of accommodation (C.A. St.)	XIII	634-635
Engineering Industries, shortage of industrial coke (C.A. St.)	I	477-478
Entertainments Tax (Amendment) Bill, 1965 ..	XXXII	105, 385- 387, 398-401
Entertainments Tax (Amendment) Bill, 1965 ..	XL	257-258, 272-276, 278
Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1963 ..	VII	13-14, 429 -430, 431
Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1966 ..	XXXIII	56, 357- 359
Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1966 ..	XL	652
Essential Articles Control and Requisitioning (Temporary Powers) Second Amendment, Bill, 1966	XL	147
Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXXII	615-618
Estates Land (Reduction of Rent) Amendment Bill, 1963	XIV	166-168, 169, 173, 176-179, 173-176, 177, 178, 179
Estimates Committee, association of Council Members (R)	XXIII	29
Estimates Committee, election (M)	XXII	65
Five-Year Plan (Fourth), Draft Outline (M) ..	XXXI	229
Foodstuffs and essential commodities, soaring prices (A.M.)	XXII	52
Forest (Amendment) Bill, 1965	XXXII	980
General Sales Tax (Amendment) Bill, 1962 ..	V	526-529 531, 538- 544
General Sales Tax (Amendment) Bill, 1963	VII X	649 534-536, 540-542, 542-543, 544-545
General Sales Tax (Second Amendment) Bill, 1963	XIV	112-113, 121-124, 124-125, 129

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
General Sales Tax (Special Provision) Bill, 1963 ..	XXII	401-406
General Sales Tax (Amendment), Bill, 1964 ..	XX XXI	187 144-153
General Sales Tax (Second Amendment) Bill, 1964	XXIII'	29, 381-385, 386-390
General Sales Tax (Amendment) Bill, 1965 ..	XXV XXIX	515-516 342-345
General Sales Tax (Second Amendment) Bill, 1965	XXX XXXI	592 654-657 665-667
General Sales Tax (Third Amendment) Bill, 1965	XXXII	245-248, 248
General Sales Tax (Amendment) Bill, 1966	XXXII	365, 906-908, 971-975, 976-977
General Sales Tax (Second Amendment) Bill, 1966 ..	XXXIII XL	356 280, 283-286
Government loans, postponement of recovery in the Nilgiris district (C.A.St.)	XXII	579-580
Government Motion Point of Order re	XXIX	738
Government Transport Committee to enquire into working (R)	XV	488-497
Governor's Address (M)	I	275, 276, 280, 283, 291, 441
Hackney Carriage (Amendment) Bill, 1964 ..	XXXIII XXIII	297-298 303-304
Handloom Cloth, enhanced rebate by Kerala Government (S.t.)	XII	266-267
Handloom Weaver's hardships in Thanjavur district (C.A.St.)	XX	107
Handloom Weavers, plight (C.A.St.)	IX	427-439
Hindu Marriage (Madras Amendment) Bill, 1964 ..	XXIII	50-54
Hindu Marriage (Madras Amendment) Bill, 1965 ..	XL	169-174
House, resumption of sittings (M)	XXXVIII	502
Improper conduct of some Members of the House (P.M.)	XXVI	13, 148 151-154

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1965	XXIX	596
Inam Estates (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	634-636 645-646 648-651
Inams (Supplementary) Bill, 1963	XIV	111, 112, 321, 322, 323, 179, 187, 206, 208, 214, 218
Indian Partnership (Madras Amendment) Bill, 1966	XXXI	763-764
Indian Registration (Madras Amendment) Bill, 1966	XL	626-628
Indiscriminate arrest by Police (A.M.)	IV	574
Industrial Establishment (National and Festival Holidays) Amendment Bill, 1964	XXII XXIII	470-471 38-41, 317, 318, 319
Industries closure due to shortage of electricity (C.A.St.)	XXXVIII	447-448
Iruvaram Estates (Abolition and Conversion into Ryotwari) Bill, 1962	I	383-384, 478-483, 509-514
Iruvaram Inam Estates (Abolition and Conversion into Ryotwari) Bill, 1962	XIV	296, 302-308, 310-313
Jewellery Industry (non-supply of 14-carat gold (A.M.)	XIII	30,31
Kanyakumari Sreepandaravaka Lands (Abolition and Conversion into Ryotwari) Bill, 1964	XXI XXII	395-396, 821-832 61, 516-519, 522,524
Land Improvement Loans (Madras Amendment) Bill, 1964	XXI	804-805, 807-808
Land Improvement Schemes (Amendment) Bill 1965	XXV	454-457
Land Revenue and Water-cess (Surcharge) Bill, 1965	XXXII	739

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
Leaseholds (Abolition and Conversion into Ryotwari) Bill, 1962	I XIV	478-483, 509-514 318-320, 289-291, 294-296
Madras State renaming as Tamilnad, amendment of the Constitution (R)	XXIII	91-94, 101
Match Factories, hardships caused due to accumulation of stocks (C.A. St.)	XXXII	838
Match Industry, crisis due to short supply of Pottassium Chlorate (C.A. St.)	XXXIII	53-54
Maternity Benefit (Repeal) Bill, 1964	XXII XXIII	61 307
Minor Inams (Abolition and Conversion into Ryotwari) Bill, 1962	I XIV	478-483, 509-514 314-318
Minor Inams (Abolition and Conversion into Ryotwari) Amendment Bill, 1964	XXI XXII	397, 821-832 61, 649-650
Minor Inams (Abolition and Conversion into Ryotwari) Amendment Bill, 1966	XL	633-634
Motor Vehicles (Madras Amendment) Bill, 1964.	XVI	35, 592-594, 662-665 667 670-671
Motor Vehicles Taxation Act, 1931, draft rules (M).	XXXVIII	504-506
Motor Vehicles (Taxation of Passengers and Goods) Act, 1952, draft rule (R).	XV	751,752
Motor Vehicles (Taxation of Passengers and Goods) Act, 1952, draft rule (M)	XXXVIII	505
Municipal Authorities (Term of Office and Election of Councillors) Bill, 1963	XV	38, 387-390
National Flag, absence in Fort, St. George Flag Mast, (Point of Order)	XL	343
'Nava Mani' Publication in (P.M.)	XXVI	249-250

V.—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
VENKATARAMAN, SRI R.—cont.			
No-Confidence Motion and Motion Disapproving Food Policy of Ministry (M)	XXIV	640,686, 693,696, 697,711, 712,713	
No-Confidence Motion (Point of order)	XXVI	158	
Notice for consideration of Bills, waiver of (Point of Order)	XIV	286	
Ordinance, issue after summoning the Legislature (Privilege Matter)	XXXIII	294,295	
Panchayats (Amendment and Miscellaneous Provisions) Bill, 1964	XXIII	264,266, 267,268, 269,273, 274,281, 284,289, 290,293, 294	
Pig iron, non-availability (C.A. St.)	XXX	445-446	
Places of Public Resort (Amendment) Bill, 1964 ..	XXI	135	
Polytechnic at Virudhunagar, situation in (A.M.) ..	III	564	
Power cut and its impact on Industries (C.A.St.) ..	XXXII	483,484	
Prevention of Begging (Amendment) Bill, 1964 ..	XXII	472,473 474, 476-479	
Private Educational Institutions (Regulation) Bill..	XL	247-248	
Proceedings of the House, conduct of It. ..	XXVII	451	
Public Accounts Committee, association of Council Members (R)	XXIII	29	
Public Accounts Committee, Election (M)	XXII	66	
Public Buildings (Licensing) Bill, 1964, Report of Joint Select Committee Presentation	XXIV	42	
Public Buildings (Licensing) Bill, 1964	XXIII	141, 363-366	
Public Trusts (Regulation of Administration of Agricultural Lands) Amendment Bill, 1964 ..	XXIX	468,469	
Public Trusts (Regulation of Administration of Agricultural Lands) Amendment Bill, 1964 ..	XXIII	366-367	
Question, revised answer to (St.)	VI	84	

V.—cont.			
Subject. (1)	Volume. (2)	Page. (3)	
VENKATARAMAN, SRI R.—cont.			
Sales of Motor Spirit Taxation (Amendment) Bill, 1965	XXX XXXII	447 202-204 207-208	
Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965	XXXII	249 488-489 495-497	
Saraswathi High School Building, Mani Nagaram, Madurai, collapse (A.M.)	XXII	50-51	
Saraswathi High School Building, Mani Nagaram, Madurai, collapse (C.A. St.)	XXII	324-327	
Saraswathi High School Building, Mani Nagaram, Madurai, Collapse (D. S. D.)	XXII	405-411	
Sathur Match Factories, non-availability of raw materials (C.A. St.)	XIV	152	
Security deposits (additional), demand by Electricity Board (C.A. St.)	XXI	394-395	
Silk Weavers non-availability of silver lace plated with gold (C.A. St.)	XI	530	
Speech made at a public meeting (Privilege Matter)	XXX	140-141	
State Administration Report and Budget of State Electricity Board, delay in placing on the Table of the House, (Point of Information)	IX	22-23	
State Transport Buses, concessional season tickets (St.)	XXIV	476-477	
State Transport Buses, increase in fares (C.A. St.)	XXIII	139-140	
State Transport System, Committee to enquire into the working (R)	XXIX	799-809	
Steel Plant at Salem (C.A. St.)	XXX	33-34	
Stoppage of stipends to 'Tamil Medium' students and introduction of Tamil medium in Government Colleges (A.M.)	XXII	55	
Sugar Factories Control (Amendment) Bill, 1962 ..	I	264	
Suspension of Rule 58 (M)	XXII	400	
Tamilian, Repatriates from Burma, rehabilitation (A.M.)	XXII	53-54	
A. 153-75			

V—cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN SRI R.—cont.		
Teachers, non-availability in former District Board High Schools, North Arcot district (C.A. St.) ..	XXIII	451
Tea Industry in Nilgiris district, crisis due to power-cut (C.A. St.)	XXXIII	595-596
Textile Mills in Coimbatore, bonus dispute (A.M.)..		457-458
Tirunelveli district, prevalence of Epidemic (C.A. St.)	III	446-447
Townships, declaration of certain areas (R) ..	XVI	584-585 590-591
(Transferred Territory) Extension of Laws Bill, 1965.	XXXI	762-763
(Transferred Territory) Incorporated and Unincorporated Devaswoms (Amendment) Bill, 1964 ..	XXIII	306-307
(Transferred Territory) Jenmikaram Payment Abolition Bill, 1964	XXII	650-651
(Transferred Territory) Jenmikaram Payment Abolition Bill, 1964, Report of the Select Committee ..	XXIV	42
(Transferred Territory) Ryotwari Settlement Bill, 1964	XXI	395
	XXII	821-832 60 479-482 505-510 513-515
(Transferred Territory) Thiruppuvaram Payment Abolition Bill, 1964	XXI	396
	XXII	821-832 61 524-527 528-529 530
Travancore-Cochin Limeshells (Control) Repeal Bill, 1964	XXIII XXIV	253 42-43
U.P.S.C. Examination, inclusion of Tamil as one of the media (R)	XXIII	101-102
Urban Land Tax Bill, 1963	XV	28
Victoria Hostel, agitation of students (C.A. St.) ..	XXII	469-47
'Viduthalai' Report in (Privilege Matter)	IX	435-43
Village Housing Project Scheme, financial assistance (St. re answer to question)	VI	147-148
Visit to Japan (St.)	XXXV	15-16

V cont.

Subject. (1)	Volume. (2)	Page. (3)
VENKATARAMAN, SRI R.—cont.		
Warehouses, regulation of storage of certain commodities (R)	XVI	579-580 583
Yarn, accumulation of stocks (C.A. St.)	XXXII	835-836
VENKIDUSAMY GOUNDER, SRI C.—		
Budget (Revised), 1962-63 G.D.	II	367-369
Budget, 1965-63, Voting—		
Capital Outlay on Public Health, Medical and Public Health	V	435-436
Budget, 1963-64, G.D.	IX	259-260
Budget, 1965-66, G.D.	XXVI	587-590
Drinking Water Supply Scheme, Palani	IV	208
Governor's Address (M)	I XXV	345-346 527-529
Palar-Perunthalar Project, Third Five-Year Plan ..	III	443-444
VENUGOPALAKRISHNASAMI, SRI N. V.—		
Budget, 1962-63, Voting—		
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works —Works	IV	594-595
Budget, 1963-64, G.D.	IX	167-168
Budget, 1965-66, Voting—		
Land Revenue Department	XXVIII	464-465
Stamps Administration		
Famine Relief		
Compensation to Zamindars		
VISWANATHAN, SRI C.G.—		
Atomic Power Station Kalpakkam	XV	23
Budget (Revised), 1962-63, G.D.	II	603-605
Budget, 1963-64, G.D.	VIII	577-580
Budget, 1963-64, Voting—		
Capital Outlay on Road Transport Schemes ..	XI	566-567
Road Transport Schemes.		
Public Works—Grants-in-aid	X	599-602

V.—cont.

Subject. (1)	Volume. (2)	Page. (3)
VISWANATHAN, SRI C. G.—cont.		
Budget, 1964-65, G.D.	XVIII	265-268
Budget, 1964-65, Voting—		
Commuted Value of Pensions	XIX	144-146
District Administration and Miscellaneous		
Loans and Advances by the State Government		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Pensions		
Jails	XXI	255 270-272
Budget, 1965-66, G.D.	XXVI	638-640
Budget, 1965-66, Voting—		
District Administration and Miscellaneous	XXVII	305-307
Pensions		
Miscellaneous		
Other Miscellaneous Contributions and Assignments		
Commuted Value of pensions		
Loans and Advances by the State Government		
Welfare of Scheduled Tribes, Castes and Other Back- ward Classes	XXIX	197-199
Budget, 1966-67, Voting—		
Capital Outlay on Public Works	XXXVI	317-318
Public Works—Establishment and Tools and Plant		
Public Works—Works		
Medical	XXXVII	299-301
Public Health		
Capital Outlay on Public Health		
Bus Routes, Nationalisation (R)	VI	404-405
Cement permits, irregularities	XV	556
Chingleput Municipality, conversion into Second Grade Municipality	XV	345, 349
Cyclone havoc and relief measures, statement by Chief Minister, Discussion	XL	820-821
District Judges, transfer	XIII	266-267
D.S.G. (First), 1963-64, G.D.	XIII	501-507
Electricity Board Budget	I	597-599
Five-Year plan (Fourth) Draft Outline (M)	XXXI	517-518
Governor's Address (M)	VII XXV XXIII	340-343 383-385 237-239

V.—cont.

Subject. (1)	Volume. (2)	Page. (3)
VIWANATHAN, SRI C. G.—cont.		
Hospital for Non-Gazetted Officers, construction	XV	236
Industrial Estate, Guindy	XIV	246, 283
Industrial Training Institute, Kulambakkam	XV	85
Iron ore, Ammanambakkam	XIV	142
Kolavai tank, desilting	XXII	106
'Madras Information', amount spent	XIV	95-97
Mahabalipuram Port, renovation	XV	43
Medical College, establishment at Chingleput	XV	548
Motor accidents, statistics	XV	454
Personal explanation—		
Marketing Society, Chingleput district	XXXIII	705
Portraits of Government Officers, displaying in Public Institutions	XXI	492-494
Public Health, concurrence of Assembly for an Act of Parliament (R)	VII	639-641
Public Libraries, number	XV	574
Roads, Chingleput district	XIII	11-12
Wall Posters on National Emergency	XIV	283
W		
WILLIAM, Sri M.—		
Budget (Revised), 1962-63, G.D.	II	369-372
Budget, 1962-63, Voting—		
Capital Outlay in Irrigation	IV	273-275
Irrigation		
Capital Outlay on Public Works, Public Works, Establishment and Tools and Plant, Public Works —Works	IV	609-610
Capital Outlay on Road Transport Schemes, Road Transport Schemes	IV	481-482
Community Development Projects, etc	III	142-143
Education	IV	137-139
Industries	III	592-593
Capital outlay on Industrial Development		
Police	III	340-342
Budget, 1963-64, G.D.	VIII	582-586
Budget, 1963-64, Voting—		
Education	X	133-134
Budget 1964-65, G.D.	XVII	334-339
Budget, 1964-65, Voting—		
Community Development Projects etc.	XXI	539-532
Public Works—Grants-in-aid		

W.—cont.					Volume.	Page.
Subject.	(1)	(2)	(3)			
WILLIAM, Sri M.—cont.						
Budget, 1965-66, G.D.		XXVI	585-587			
Budget, 1965-66, Voting—						
Administration of Justice		XXIX	23-42			
Capital Outlay on Forests						
Cinchona						
Forest Department						
Khadi		XXVIII	207-208			
Irrigation						
Capital Outlay on Irrigation						
Public Works—Works						
Public Works—Establishment and Tools and Plant						
Capital Outlay on Public Works						
Budget, 1966-67, G.D.		XXXIV	300-302			
Budget, 1966-67, Voting—						
Capital Outlay on Irrigation		XXXVI	395-396			
Community Development Projects etc.						
Irrigation						
Public Works—Grants-in-aid		XXXVIII	172-173			
College, Vilavancode taluk		VI	127			
Co-operative Textile Mill, Vilavancode		XXI	236			
D.S.G. (First), 1966-67, G.D.		XXXIX	648-649			
Educated unemployed in Kanyakumari district		V	378			
Employees of ex-Travancore—Cochin State, fixation of rank and pay		XXIII	417			
Employment exchanges, extension of age-limit		IV	104			
English medium in High Schools, introduction		IV	214-215			
Five-Year Plan (Fourth), Draft outline (M)		XXXI	385-386			
Full Finance Scheme		XXII	41			
Garampuzha Bridge across Kuzhithurai River, estimate		V	156			
Government Hospital, Kuzhithurai, increase in number of beds		XXII	25-27			
Government servants, discontinuance of Personal files.		IV	563			
Governor's Address (M)		I	340-341			
		VII	287-289			
		XVI	178-181			
		XXV	154-156			
		V	8-9			
Hydro-electric Project, Kodayar						
Industrial estate at Marthandam, number of units		IV	558-559			
Iron Ore Deposits, Karaikudi, Geological survey		VI	61			
Kanapattom lands, legislation		XV	698			
Mica, Kanyakumari district		V	612			

W.—cont.					Volume.	Page.
Subject.	(1)	(2)	(3)			
WILLIAM Sri M.—cont.						
Old age pension, Kanyakumari district		VI	332-334			
Palmgur Federation, Kanyakumari district		VI	343			
Palmyra climbers, classification as Scheduled castes		IV	10-11			
Panchayat Officials, Kanyakumari district, pay-scales.		XV	712			
Police Department, Anti-corruption Branch		IV	454			
Police stations (Additional), Kanyakumari district opening		IV	12			
Polytechnic for girls in Kanyakumari district, opening		XXI	494			
Pre-primary schools, opening in Kanyakumari district		XXI	599-600			
Rubber Factory, Kanyakumari district		V	778			
		XXI	14-15			
Taluk Headquarters Hospitals, upgrading		V	241			
Tamil Language Test, conduct		VI	351-352			
Thiruppuvaram and Maniyamkaram lands, legislation		XV	698			
Travancore-Cochin State, merger of Tamil areas		V	501			
Vilathura Lift Irrigation scheme		IV	107			
Water supply schemes, Kanyakumari district		V	644			

D
V28, 2/11/62
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