

Reassignment of NIA and Habeas Corpus Cases | Jammu & Kashmir | 03 Sep 2024

Why in News?

Recently, <u>NIA (National Investigation Agency</u>) and <u>Habeas Corpus</u> cases at the J&K High Court were reassigned to a new bench in Srinagar following a series of rulings by Justice Sreedharan.

Key Points

- Roster Change: An order modified the existing roster for NIA and Habeas Corpus cases, shifting them from Justice Atul Sreedharan's bench to a new Special Division Bench of Justices Rajnesh Oswal and Mohammad Akram Chowdhary.
 - A roster is a systematic plan for **assigning tasks to members of a** <u>High court</u> to increase efficiency.
- Rarity of Shift: Midway shifting of cases from a particular bench to a completely new bench is a
 rare occurrence.
- Significant Rulings of Justice Sreedharan:
 - <u>Public Safety Act. 1978 (PSA)</u> Case: Justice Sreedharan in July 2024 imposed a fine on the District Magistrate for vague and confusing reasoning in a preventive detention case.
 - **Fundamentalist Ideology**: He challenged the labeling of a detainee as a "fundamentalist" and clarified its meaning in context in the **August**, **2023 case**.
 - **Policeman Bail Case**: Granted bail to a policeman charged with murder due to a delayed trial, citing a violation of <u>Article 21</u>.
 - **Fahad Shah Case**: Questioned the application of <u>UAPA (Unlawful Activities Prevention Act)</u> charges against journalist Fahad Shah, noting insufficient evidence of incitement to violence.

Habeas Corpus

- It is a Latin term which literally means 'to have the body of'. Under this the court issues an order to a person who has detained another person, to produce the body of the latter before it. The court then examines the cause and legality of detention.
- This writ is a bulwark of individual liberty against arbitrary detention.
- The writ of habeas corpus can be issued against both public authorities as well as private individuals.
- The writ, on the other hand, is not issued where the:
 - detention is lawful,
 - $\circ\;$ the proceeding is for contempt of a legislature or a court,
 - detention is by a competent court, and
 - detention is outside the jurisdiction of the court.

Landslide in Vaishno Devi Track | Jammu & Kashmir | 03 Sep 2024

Why in News?

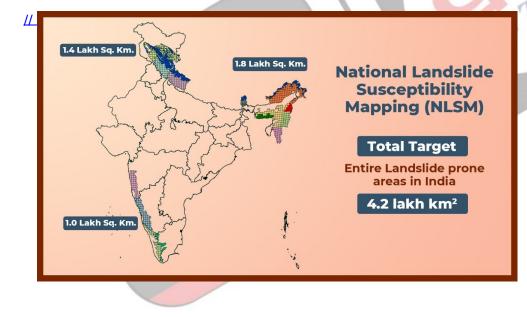
Recently, a landslide occurred on the new track to the Vaishno Devi shrine in Jammu and Kashmir's Reasi district, affecting the route near Panchi, 3 km ahead of Bhawan.

Key Points

- Vaishno Devi Temple: Temple is located at 5,200 feet in the Trikuta mountains, sees over one crore visitors annually, with a 12 km trek from Katra.
 - Key Landmarks: Darshani Deodhi, Banganga, Chara Paduka, Indraprastha, Adhkuari, Garbha Joon, Himkoti, Haathi Matha, Sanji Chhat Bhavan, Sher ka Panja and Bhairon Mandir.
- Reasi, a town and notified area committee in Jammu and Kashmir, situated on the bank of the <u>Chenab River.</u> It was part of the Bhimgarh state established by Bhim Dev in the 8th century AD.
 - Bhimgarh State, centered in Reasi, remained independent until 1822 when <u>Raja Gulab</u> <u>Singh</u> unified the small states in the region.

Landslide

- A landslide is a geological phenomenon involving the downward movement of a mass of rock, soil, and debris on a slope. This movement can vary in scale from small, localised shifts to massive and destructive events.
- Landslides can occur on both natural and man-made slopes, and they are often triggered by a
 combination of factors such as heavy rainfall, <u>earthquakes</u>, volcanic activity, human activities
 (such as construction or mining), and changes in groundwater levels.



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