

A Study of the Changes and Business Benefits of Abrogation of Article 370 in Jammu and Kashmir

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ABSTRACT

This paper centers attention on the modifications of abrogation of article 370 in J&K. Business benefits and demerits of abrogation of article 370. The state of Jammu and Kashmir was accorded special status by Article 370 of the Constitution of India. The reorganisation act became reconstitute the nation into union territories, Jammu and Kashmir and Ladakh at the identical time of reorganisation act turned into passed. The reorganisation took impact from thirty first October 2019. After article 370 Jammu and Kashmir downsized to a Union Territory with legislature even as Ladakh will become the Union Territory without any legislature. In this paper I tried to know and understand the changes and Benefits of article 370 in Jammu and Kashmir. Companies can now have their setup in J & K which will increase employment opportunities, this expansion of business in J & K will altogether take the state J & K to a next level of development thus, financial status of people will start to upgrade for a better living. The implementation of article 370 will definitely bring positive impact for development of Jammu and Kashmir at state and international level. Growth due to business opportunities will contribute to the development of India.

Keywords: Changes of abrogation of article 370 J&K, Benefits, Demerits.

INTRODUCTION

This Article formed Jammu and Kashmir & abrogation bill has been approved by president Ram Nath Kovind. The new Law known as the Jammu and Kashmir Abrogation Act 2019 and will be implemented from October 30th 2019. Jammu and Kashmir was given Special Status Under Article 370 of the constitution. This status has been removed. Similarly, it has been decided to divide the state of Jammu and Kashmir into a union Territory. After article 370 Jammu and Kashmir downsized to a Union Territory with legislature at the same time as Ladakh will become the Union Territory with none legislature.

OBJECTIVE OF THE STUDY

1. To study Fundamental changes of abrogation of article 370 In Jammu And Kashmir.
2. To study Business benefits of abrogation of article 370 In Jammu and Kashmir.
3. To study Demerits of Removal of Article 370.

RESEARCH METHODOLOGY

In present study information has been collected from secondary sources. Secondary sources like E-news papers, Journal, Books, Articles, Government of J&K and Economic Survey of J&K.

CHANGES OF ABROGATION OF ARTICLE 370 IN JAMMU AND KASHMIR

Fundamental Rights

With implementation of article 370, the people did not get all the rights given by the Indian Constitution due to the special status and dual citizenship provided to it. This article provided their citizens simplest with the Rights according with the state, including property rights and state rights. But by the scrapping of this article, the people of J&K will be able to enjoy all the Fundamental rights provided by the Indian Constitution can also take escalations to high courts or Supreme Court of India.

Geographical Changes

The country of Jammu and Kashmir changed into accorded unique status with the aid of Articles 370 of the Constitution of India. At the identical time a reorganisation act become also passed , which could reconstitute the country into two union territories, Jammu and Kashmir and Ladakh.

Citizenship to its people

Article 370 gives the status of dual citizenship to the people of Jammu and Kashmir but after abrogation it, all the people of J&K will be the Citizens of India only. They will come under the purview of Indian citizens and will be recognized as the same by the other nations of the world.

Constitution of Jammu and Kashmir

Before article 370, It was the only state with its own Constitution. The article provided J & K provisions of the Constitution which were not applicable to other states of the country including special autonomy , separate state law of India.

Flag of Jammu and Kashmir

Now the Indian National Flag will be Jammu and Kashmir's Flag too. National anthem Jammu and Kashmir have to forego their state Anthem and adopt the National Anthem of India. And are hereafter demanded to understand and honour an equivalent.

Working of the Legislature

The legislature of the J&K will be no different from the other state legislatures. Their legislature will no longer be able to clear bills with respect to the state. It can decide only the state level matters, ambit of union list will be solely dealt with by the central government& few in the concurrent list. The matters related to defence, security of the nation, atomic energy, foreign affairs, shipping and navigation, foreign loan, inter-state trade, taxes on Income etc will be under central government.

Application of Indian laws

Earlier, only state laws were applicable to the state of J & K but now all the central laws will be applicable to this state. As per Union Minister Amit Shah, Also earlier, 106 laws will be applicable to J & K except for defence, foreign affairs finance and communications, Before revoking Parliament require the state government's approval but with the removal of article 370, the parliament need not ask state Govt's approval for applying laws and is also at liberty to change state's name and its boundaries.

Property

Before article 370 only residents of J& K could buy and sell properties in the state . After article 370 any Indian citizen will be able to buy and sell properties in J and K.

BUSINESS BENEFITS OF ABROGATION OF ARTICLE 370 IN JAMMU AND KASHMIR

1. Companies can now have their setup in J & K which will increase employment opportunities, this expansion of business in J & K will altogether take the state J& K to a next level of development thus, financial status of people will start to upgrade for a better living.
2. Kashmir being a tourist destination for years and years, tourism will also add value to its economy and increase business opportunities for local people of J& K.
3. When new companies will be established people from all over India will work their and they needs rented accommodation and the local people can get benefits by arrange accommodation for them on rented basis.
4. Now, people of J & K need not work outside J & K as it will have ample of opportunities for them In terms of job and business.
5. The land rates which remained stable in the Jammu and Kashmir but now will increase like other parts of the country, thus benefiting Landowners.

6. Similarly there are no good private hospitals in the Jammu and Kashmir and the patients have to travel to Delhi or any other state for their treatment. But now it is possible that private investment would bring quality health care services to the Jammu and Kashmir that will also create jobs opportunity.

DEMERITS OF ABROGATION OF ARTICLE 370 IN JAMMU AND KASHMIR

1. The order of supreme court of India was not valid within Jammu and Kashmir, now every act of India will be applicable for State of J & K.
2. There was less competition in the state medical and engineering exams but after this integration, competition will be very high for state level exams.
3. State converted in to union territory and the state government is not able take any decisions and the territory will be directly handled by the Centre.
4. The Government job vacancies in J& K were limited to its own territory, but now all vacancies will be for entire country.

CONCLUSION

The implementation of article 370 will definitely bring positive impact for development of J & K at state and international level. Growth due to business opportunities will contribute to the development of India. Now, just like other parts of India, J & K & Ladakh will have a same national Anthem and Same National Flag that is the Tricolour . Companies can now have their setup in J & K which will increase employment opportunities, this expansion of business in J & K will altogether take the state J & K to a next level of development thus , financial status of people will start to upgrade for a better living. Now, People of J & K need not work outside J & K as it will have ample of opportunities for them In terms of job and business.

REFERENCE

- Bonding With Kashmir(Sanjay Nahar with Prashant Talnikar)
- Government of Jammu &Kashmir , Economic Survey
- www.Dqindia.com
- www.Indiatoday.com
- www.businessstoday.in