

Beat: Politics

## The reality of 26th Jan India Republic Day

10 Downing Street London UK

London , 27.01.2023, 15:22 Time

**USPA NEWS** - The reality of 26th Jan India Republic Day.

Jammu & Kashmir has been a disputed state between India & Pakistan since 1947. India approached the UN that Jammu & Kashmir was a disputed state so the dispute must be solved. The UN Security Council passed 18 Resolutions with the solution of a fair & free Plebiscite which both India & Pakistan accepted but Kashmir still awaits Plebiscite.

Kashmiris witness daily violation of Universal Declaration of Human Rights by 1 soldier on 6-7 Kashmiris. On 5th August 2019 India illegally occupied Jammu & Kashmir the part administered by India & revoking Article 370 & 35A a special status given to Kashmir till Plebiscite. India also demanded Pakistan to return the remaining part called Azad Jammu & Kashmir administered by Pakistan by violating the bilateral Simla Agreement 1972 between them regarding the Jammu & Kashmir dispute.

Since 5th August 2019 the war crimes & crimes against humanity both got worse especially after Covid as India used it against Kashmiri political prisoners by not releasing them but increasing the numbers in the prisons with youth & Kashmir leaders from Jammu & Kashmir & around India. India is violating Article 30 by not assisting with medical support or issuing certificates under the Geneva Convention. Kashmir female leaders Asiya Andrabi, Sofi Fehmida, Naheeda Nesrin & male Kashmiri leaders Yasin Malik, Shabbir Shah, Dr Qasim Faktoo along with Mussarat Alam bhat all are denied medical assistance but left to suffer with notorious criminals in the Tihar Jail home for dangerous criminal disrespecting these freedom fighters. Under Article 27 Geneva Convention Kashmiris are "Protected Persons" being from a war conflict as the largest militarised zone on earth. They must be respected with their family, religion, customs under all circumstances.

Under the UN Security Council Resolution 47, "till Plebiscite India or Pakistan have no right on Kashmir as Kashmiris are" guaranteed the Right of Self Determination since 5th January 1949 which India agreed but now denies plebiscite although Pakistan approached it over the years to arrange talks witnessing Kashmiri suffering since decades in the hands of India.

Today India celebrates when it enacted India's first Constitution in 1950 but it's shocking how it's articles contradict each others & how a set of draconian laws violate Indian constitution 1950 to subject it to a state which can't be called a democracy, secular or even a state due to law & order issues since decades.

Please note under Indian constitution 1950 Article 22 states "no person will be detained or arrested without been informed or denied the right to consult or to defend by their choice of legal representative" but India is violating it under invalid detention laws which are invalid as A22(4) preventive detention & A22(7) the right to set the length of detention normally no more than three months was given to the advisory Council & the Parliament to enact laws related to detention both were revoked after the 44th Amendment Act 1978 was passed so any detention laws enacted before or after are invalid including NSA which was passed in 1980. Any Kashmiri or minorities prosecuted under POTA, TADA revoked laws or current laws UAPA, PSA & NSA been prosecuted must be released & compensated.

Furthermore, Article 25 represents religious freedom for all but A25(A) rejects Sikhism, a world known religion but forces them to live as Hindus in India by law. It's proof minority faiths aren't respected.

AFSPA is an illegal law which allows Kashmiris to be prosecuted even on suspicion with given impunity under section 7 to torture, rape, murder & seize or burn a property. It's known as license to kill & rape law also so UN Urged India along with Amnesty International to revoke this law to be known as a democracy but India instead revoked A370 & 35A in Jammu & Kashmir to continue using this law to suppress Kashmiris.

India is also using outdated laws such as Sedition Act 1860 from British India under IPC S122 & S124 for Kashmiris which aren't Indian till plebiscite decides. This law was revoked in the UK for decades as the UK chose the Human Rights Act 1998.

Kashmiris look forward to UK being the human rights champion & one of the five permanent members of the United Nations Security

Council to investigate along with other UNSC members & the UN the above laws used against Kashmiris & minorities, to place India under Trade & Arms sanction for Geneva Conventions violations to set precedents & to urge India to stop war crimes & crimes against humanity in Indian occupied Jammu & Kashmir,

having good terms with the government of UK. Kashmiris remind UK government time to time it's under duty of care as Kashmir dispute is a legacy left behind by the British government which strongly believes in Article 1 "all humans are born free & equal in dignity & rights" to keep Jammu & Kashmir in mind considering any future business interests with India because UK is the second home to Kashmiris after Kashmir.

The 3rd generation are proud British Kashmiris & pay a great role in the development of the UK. Kashmir awaits world support & to hear from the UN with permanent solutions for peace & harmony.

**Article online:**

<https://www.uspa24.com/bericht-22210/the-reality-of-26th-jan-india-republic-day.html>

**Editorial office and responsibility:**

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