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Printed at the Ranbir Government Press, Jammu.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Sanjeev Kumar S/o Herjender Kumar R/o Village Alawal Chack, Miran Sahib, Tehsil R. S. Pura, District Jammu vide Notification No. 1144 dated 10-01-2020 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Subha Zutshi D/o Sanjay Zutshi R/o Housing Colony, Pocket 5, Sector-2, Flat D-3, Channi Himmat, Jammu vide Notification No. 1341 dated 20-02-2020 for a period of one year has been extended till 31-03-2022 subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Shahid Iqbal Teeli S/o Ghulam Nabi Teeli R/o Viddy Payeen, Tehsil Srigufwara, District Anantnag vide Notification No. 812 dated 20-09-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/ LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Rafee Sidiq S/o Mohammad Sidiq Mir R/o Kaka Sathu, Jamlatha, Srinagar vide Notification No. 939 dated 22-11-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Akshay Kumar S/o Arun Kumar R/o Opposite Shitla Bus Stop, Khanpur, Nagrota, Jammu vide Notification No. 900 dated 22-11-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/ LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Gazia Aijaz Kashani D/o Aijaz

No. 14] The J&K Official Gazette, the 1st July, 2021/10th Asad., 1943. 205
Hussain Kashani R/o 142, Lane No. 3, Gulberg Colony, Hyderpora,
Srinagar vide Notification No. 56 dated 14-06-2019 for a period of one
year has been extended till 31-03-2022 subject to the verification of her
Certificates/LL.B Degree from the concerned University and verification
of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

Notification

No. 318 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Suhail Wani S/o Ghulam
Mohammad Wani R/o Bazar-E-Batamaloo, Tehsil Khas, District
Srinagar vide Notification No. 867 dated 18-10-2019 for a period of one
year has been extended till 31-03-2022 subject to the verification of his
Certificates/LL.B Degree from the concerned University and verification
of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

Notification

No. 319 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Shabir Ahmad Bhat S/o Rajab
Bhat R/o Gund Gult Sheikh, Tehsil Gurez, District Bandipora vide
Notification No. 806 dated 20-09-2019 for a period of one year has been
extended till 31-03-2022 subject to the verification of his Certificates/
LL.B Degree from the concerned University and verification of his
character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Mohd Asif Wani S/o Ab. Samad Wani R/o Sheerbugh, Wani Mohalla, Tehsil Pattan, District Baramulla vide Notification No. 726 dated 19-09-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Anuj Mahajan S/o Raj Kumar Gupta R/o H. No. 241, Govindpura, Jammu Cantt., District Jammu vide Notification No. 994 dated 09-01-2020 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Satya Omar D/o Abdul Kabir Bhat

208 The J&K Official Gazette, the 1st July, 2021/10th Asad., 1943. [No. 14
R/o Masjid Shareef, Bonpora, Kullar, Anantnag vide Notification
No. 1686 dated 30-03-2019 for a period of one year has been extended
till 31-03-2022 subject to the verification of her Certificates/LL.B Degree
from the concerned University and verification of her character and
antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

No. 325 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Shanum Gupta S/o Sanjesh Gupta
R/o H. No. 147, Raghu-Nath Pora, Jammu vide Notification No. 1741
dated 30-03-2019 for a period of one year has been extended till
31-03-2022 subject to the verification of his Certificates/LL.B Degree
from the concerned University and verification of his character and
antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

No. 326 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Sidant Maini S/o Ashok Kumar
Maini R/o Village Hari A/P Surankote, Poonch vide Notification
No. 70 dated 17-06-2019 for a period of one year has been extended
till 31-03-2022 subject to the verification of his Certificates/LL.B Degree
from the concerned University and verification of his character and
antecedents from the CID.

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Sahib Thakur S/o Raj Singh R/o Wazir House Kalika Nagar, Kundrarian, Katra, Reasi vide Notification No. 1735 dated 30-03-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Farid Ahmed Khan S/o Mohd Shabeer Khan R/o Thera Topa, Tehsil Mendhar, District Poonch vide Notification No. 45 dated 06-04-2017 for a period of one year has been extended till 31-03-2022 subject to the verification of his Certificates/ LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Vishal Singh Dogra S/o Puran

No. 14] The J&K Official Gazette, the 1st July, 2021/10th Asad., 1943. 211
Singh Dogra R/o Khour Jattan, Pallanwala, Tehsil Khour, District Jammu
A/P H. No. 165-B, Lane No. 8, Greater Jammu Colony Near Kunjwani
Bye-Pass, Jammu vide Notification No. 1160 dated 10-01-2020 for a
period of one year has been extended till 31-03-2022 subject to the
verification of his Certificates/LL.B Degree from the concerned
University and verification of his character and antecedents from the
CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

Notification

No. 332 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Varun Kumar S/o Darshan Kumar
R/o House No. 820, Janipur Colony, Near Ram Leela Ground, Jammu
vide Notification No. 1163 dated 10-01-2020 for a period of one year
has been extended till 31-03-2022 subject to the verification of his
Certificates/LL.B Degree from the concerned University and verification
of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

Notification

No. 333 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Ms. Zeza Majid D/o Abdul Majid Mir
R/o Bagh-E-Mehtab, Habib Colony, Sector-C, Tehsil Khas, District
Srinagar vide Notification No. 1178 dated 10-01-2020 for a period of
one year has been extended till 31-03-2022 subject to the verification
of her Certificates/LL.B Degree from the concerned University and
verification of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Varsha Sohil D/o Kirpal Singh Sohil R/o A/36, Lane No. 1, Basant Nagar, Janipur, Jammu vide Notification No. 1165 dated 10-01-2020 for a period of one year has been extended till 31-03-2022 subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Asifa Malik D/o Majid Hussain R/o Village Badhori, Bari Brahmana, Samba A/P Channi Rama, Malik Market, Jammu vide Notification No. 852 dated 18-10-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Abdul Rouf War S/o Abdul Gani

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War R/o Vodhpura, Dar Mohalla, Tehsil Handwara, District Kupwara
vide Notification No. 853 dated 18-10-2019 for a period of one year
has been extended till 31-03-2022 subject to the verification of his
Certificates/LL.B Degree from the concerned University and verification
of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

No. 339 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Abrar Ul Haq Fazili S/o Faiz Ul
Haq Fazli R/o New Colony, Noorbagh, Near Rahim Complex, Srinagar
vide Notification No. 851 dated 18-10-2019 for a period of one year
has been extended till 31-03-2022 subject to the verification of his
Certificates/LL.B Degree from the concerned University and verification
of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

Notification

No. 340 of 2021/RG Dated 23-03-2021.

Provisional admission as an Advocate, granted under the
Advocates Act, 1961 in favour of Mr. Shahbaz Manzoor S/o Manzoor
Ahmed R/o H. No. 38, Waza Bagh, Hyderpora, Srinagar vide
Notification No. 832 dated 21-09-2019 for a period of one year has been
extended till 31-03-2022 subject to the verification of his Certificates/
LL.B Degree from the concerned University and verification of his
character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Uzma Yaqoob D/o Mohammad Yaqoob Bhat R/o Nawab Bazar, Shoragari Mohalla, Tehsil Khas, District Srinagar vide Notification No. 821 dated 21-09-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

Notification

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Shabnam Manzoor D/o Manzoor Ahmad Marazie R/o Maidan Colony, Shairan Mohalla, Kreeri, District Baramulla vide Notification No. 809 dated 20-09-2019 for a period of one year has been extended till 31-03-2022 subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

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Registrar (Adm.).



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**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 133] Jammu, Thu., the 1st July, 2021/10th Asad., 1943. [No. 14

Separate paging is given to this part in order that it may be filed as a
separate compilation

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT GENERAL ADMINISTRATION
DEPARTMENT.

Subject : Constitution of J&K Advisory Board under the Rights of Persons
with Disability Act, 2016.

Government Order No. 1077-JK (GAD) of 2020

Dated 27-11-2020.

In terms of Section 66 (1) of the Rights of Persons with Disabilities
Act, 2016, sanction is hereby accorded to the constitution of the Jammu
and Kashmir Advisory Board, comprising the following :

- | | |
|---|----------------------------|
| 1. Minister in-charge/Advisor to Hon'ble Lieutenant Governor, in-charge of the Social Welfare Department (as the case may be) | Chairperson,
ex-officio |
| 2. Administrative Secretary, Finance Department | Member |
| 3. Administrative Secretary, Health and Medical Education Department | Member |

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- ii. Five members to be nominated by the Government by rotation to represent the districts in such manner as may be prescribed by General Administration Department :

Provided that no nomination under this sub-clause shall be made except on the recommendation of the district administration concerned ;

- iii. Ten persons as far as practicable, being persons with disabilities, to represent non-governmental organizations or associations which are concerned with disabilities to be nominated by Social Welfare Department :

Provided that out of the ten persons nominated under this clause, at least, five shall be women and at least one person each shall be from the Scheduled Castes and the Scheduled Tribes ;

- iv. Three representatives of the Chamber of Commerce and Industry, Jammu/Kashmir to be nominated by the Department of Industries and Commerce.

The Terms of Reference shall be as :

- a. Advisory Board shall be the UT level consultative and advisory body on disability matters and shall facilitate the continuous evolution of a comprehensive policy for the empowerment of persons with disabilities and the full enjoyment of rights ;
- b. Advise the Government on policies, programmes, legislation and projects with respect to disability ;
- c. Develop a policy to address issues concerning persons with disabilities ;
- d. Review and coordinate the activities of all departments of the Government and other Governmental and non-Governmental Organizations in the Jammu and Kashmir which are dealing with matters relating to persons with disabilities ;

- e. Take up the cause of persons with disabilities with the concerned authorities and the international organizations with a view to provide for schemes and projects for the persons with disabilities in the Governmental plans ;
- f. Recommend steps to ensure accessibility, reasonable accommodation, non-discrimination for persons with disabilities, services and the built environment and their participation in social life on an equal basis with others ;
- g. Monitor and evaluate the impact of laws, policies and programmes designed to achieve full participation of persons with disabilities ; and
- h. Such other functions as may be assigned from time to time by the Government.

The Advisory Board shall be serviced by the Social Welfare Department.

By order of the Lieutenant Governor.

(Sd.) MANOJ KUMAR DWIVEDI, IAS,

Commissioner/Secretary to the Government.

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GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT& GENERAL ADMINISTRATION
DEPARTMENT.

Subject :ô Constitution of Expert Committee under the Rights of Persons with Disability Act, 2016.

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Government Order No. 1078-JK (GAD) of 2020

Dated 27-11-2020.

In terms of Section 33 of the Rights of Persons with Disabilities Act, 2016, sanction is hereby accorded to the constitution of Expert Committee comprising the following :ô

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|--|----------|
| 1. Administrative Secretary, Finance Department | Chairman |
| 2. Administrative Secretary, Social Welfare Department | Member |
| 3. Administrative Secretary, General Administration Department | Convenor |

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14-12-2018 has impressed particular services of different departments to
be provided through 'Online Mode Only'.

However, deviations with regard to functioning of these services
through 'online mode only' have been detected. Some of these services are
not functioning appropriately from the designated URLs, while few of these
services are conspicuously absent from the online/web domain.

Accordingly, in order to provide a strengthened and unfettered public
service delivery mechanism through online mode only, it is enjoined upon all
the concerned Administrative Secretaries to kindly ensure implementation
of the above referred circular instructions in letter and spirit.

(Sd.) MANOJ KUMAR DWIVEDI, IAS,
Commissioner/Secretary to the Government.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE REGISTRAR COOPERATIVE SOCIETIES, J&K.

Subject :ô Winding up of Jammu and Kashmir Cooperative Supply and
Marketing Federation Ltd. (JAKFED), Jammu-Extension of the
term of the Liquidator(s)-Regarding.

Reference :ô Administrative Department's Communication No. Coop/SS/
03/2020 dated 08-06-2021.

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Government Order No. 04-RCS/SS of 2021

Dated 10-06-2021.

In exercise of powers vested in me under section 75(5) of the Jammu
and Kashmir Cooperative Societies Act, 1989, I, Shafqat Iqbal, KAS,
Registrar, Cooperative Societies, J&K hereby extend the term of Liquidators
of the Jammu and Kashmir Cooperative Supply and Marketing Federation
Ltd. (JAKFED) appointed vide this office Order No. 19-RCS/SS of 2020
dated 05-02-2020 for a period of six months with effect from 05-02-2021
for completing the liquidation process.

(Sd.) SHAFQAT IQBAL, KAS,
Registrar,
Cooperative Societies, J&K,
Srinagar/Jammu.

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GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT& HOSPITALITY AND PROTOCOL
DEPARTMENT.

Subject :ô Warrant of Precedence in respect of the Union Territory of
J&K.

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Government Order No. 13-JK(H&P) of 2020

Dated 22-07-2020.

In supersession of Government Order No. 23-JK(H&P) of 2019 dated 17-12-2019 on the above noted subject it is hereby ordered that the Warrant of Precedence/Order of Precedence forming annexure to this order shall be observed at all ceremonial functions of the Union Territory of Jammu of Kashmir.

By order of the Lieutenant Governor.

(Sd.) M. RAJU, IAS,

Secretary to the Government,
Hospitality and Protocol Department.

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*Annexure to Government Order No. 13-JK(H&P) of 2020,
dated 22-07-2020*

*Warrant of Precedence in respect of Union Territory of
Jammu and Kashmir*

1. President
2. Vice-President
3. Prime Minister
4. Governors of States within their respective States
5. Former Presidents
- 5A. Deputy Prime Minister
6. Chief Justice of India
Speaker of Lok Sabha

7. Cabinet Ministers of the Union
Chief Ministers of States within their respective States
Deputy Chairman, Planning Commission
Former Prime Ministers
Leaders of the Opposition in Rajya Sabha and Lok Sabha
- 7A. Holders of Bharat Ratna decoration
8. Ambassadors Extraordinary and Plenipotentiary and High Commissioners of Commonwealth countries accredited to India
Chief Ministers of States outside their respective States
Governors of States outside their respective States
9. Judges of Supreme Court
- 9A. Chairperson, Union Public Service Commission
Chief Election Commissioner
Comptroller and Auditor General of India
10. Deputy Chairman, Rajya Sabha
Deputy Chief Ministers of States
Deputy Speaker, Lok Sabha
Members of the Planning Commission
Ministers of State of the Union (and any other Minister in the Ministry of Defence for Defence matters)
11. Attorney General of India
Cabinet Secretary
Lieutenant Governors within their respective Union Territories
12. Chiefs of Staff holding the rank of full General or equivalent rank
13. Envoys Extraordinary and Ministers Plenipotentiary accredited to India
14. Chairmen and Speakers of State Legislatures within their respective States
Chief Justices of High Courts within their respective jurisdictions

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15. Cabinet Ministers in States within their respective States

Chief Ministers of Union Territories and Chief Executive
Councillor, Delhi within their respective Union Territories
Deputy Ministers of the Union

16. Officiating Chiefs of Staff holding the rank of Lieutenant General
or equivalent rank

17. Chairman, Central Administrative Tribunal

Chairman, Minorities Commission
Chairperson, National Commission for Scheduled Castes
Chairperson, National Commission for Scheduled Tribes
Chief Justices of High Courts outside their respective jurisdictions
Puisne Judges of High Courts within their respective jurisdictions

18. Cabinet Ministers in States outside their respective States

Chairmen and Speakers of State Legislatures outside their
respective States
Chairman, Monopolies and Restrictive Trade Practices
Commission
Deputy Chairmen and Deputy Speakers of State Legislatures
within their respective States
Ministers of State in States within their respective States
Ministers of Union Territories and Executive Councilors, Delhi
within their respective Union/outside Territories
Speakers of Legislative Assemblies in Union Territories and
Chairman of Delhi Metropolitan Council within their respective
Union Territories/outside

19. Chief Commissioners of Union Territories not having Councils of

Ministers, within their respective Union Territories
Deputy Ministers in States within their respective States
Deputy Speakers of Legislative Assemblies in Union Territories
and Deputy Chairman of Delhi Metropolitan Council, Delhi
within their respective Union Territories

- 19A. Mayors within their respective Territorial jurisdictions.
20. Deputy Chairmen and Deputy Speakers of State Legislatures, outside their respective States
Ministers of State in States outside their respective States
Puisne Judges of High Courts outside their respective jurisdictions
21. Members of Parliament
22. Deputy Ministers in State outside their respective States
23. Army Commanders/Vice-Chief of the Army Staff or equivalent in other services
Chief Secretaries to State Governments/UTs within their respective States/UTs
Commissioner for Linguistic Minorities
Commissioner for Scheduled Castes and Scheduled Tribes
Member, Legislative Assembly of the Union Territories within their respective Union Territories
Members, Minorities Commission
Members, National Commission for Scheduled Castes
Members, National Commission for Scheduled Tribes
Officers of the rank of full General or equivalent rank
Secretaries to the Government of India (including officers holding this office ex-officio)
Secretary, Minorities Commission
Secretary, Scheduled Castes and Scheduled Tribes Commission
Secretary to the President
Secretary to the Prime Minister
Secretary, Rajya Sabha/Lok Sabha
Solicitor General
Vice-Chairman of the Central Administrative Tribunal
24. Officers of the rank of Lieutenant General or equivalent rank
25. Additional Secretaries to the Government of India
Additional Solicitor General

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Advocate Generals of States

Chairman, Public Service Commission

Chairman, Tariff Commission

Charged Affairs and Acting High Commissioners a pied and
ad Interim

Chief Ministers of the Union Territories and Chief Executive Councilor, Delhi outside their respective Union Territories

Chief Secretaries of State Governments/Union Territories (outside their respective jurisdictions)

Deputy Comptroller and Auditor General

Deputy Speakers of Legislative Assemblies in the Union Territories
and Deputy Chairman, Delhi Metropolitan Council, outside their
respective Union Territories

Director, Central Bureau of Investigation

Director General, Border Security Force

Director General, Central Reserve Police Force

Director, Intelligence Bureau

Financial Commissioner to the Government

Director General of Police within respective States/Union Territories

Lieutenant Governors outside their respective Union Territories

Members, Central Administrative Tribunal

Members, Monopolies and Restrictive Trade Practices Commission

Members, Union Public Service Commission

Ministers of Union Territories and Executive Councilors, Delhi,
outside their respective Union Territories

Principal Staff Officers of the Armed Forces of the rank of Major General or equivalent rank

Speakers of Legislative Assemblies in Union Territories and
Chairman of Delhi, Metropolitan Council, outside their respective
Union Territories

25 A. Principal Secretaries to the Government

Additional Director General of Police

26. All Administrative Secretaries
Divisional Commissioners/IGPS
Joint Secretaries to the Government of India and Officers of
equivalent rank
Officers of the rank of Major General or equivalent rank
27. Vice Chancellors of Universities within the State/UT
28. District Magistrates
Major Heads of Department
District and Session Judges
Chairpersons, Block Development Councils/Presidents of
Municipal Councils and Municipalities
Officers of the rank of Brigadiers and equivalent

Note :

1. The order in this Table of Precedence is meant purely for State and Ceremonial occasions.
2. Persons in the Table of Precedence will take rank in order of the number of the articles. The entries in the same article are arranged alphabetically. Those included in the same article will take precedence inter se according to date of entry into that article.

(Sd.) MANZOOR AHMAD JAN,
Under Secretary to Government,
Hospitality and Protocol Department.



THE

JAMMU AND KASHMIR GOVERNMENT GAZETTE

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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—A

Orders by Heads of Departments.

CHARGE REPORTS

CHARGE REPORTS

In compliance to Govt. Order No. 772-JK(GAD) of 2020 dated 19-08-2020 issued by General Administration Department (Services), Civil Secretariat, Srinagar vide Endtt. No. GAD(Ser)/IAS/26/2020 dated 19-08-2020, we do hereby handover and takeover the charge of the post of Managing Director/CEO, Jammu/Srinagar Mass Rapid Transit Corporation today on 20th August, 2020 (FN).

(Sd.) VIKAS KUNDAL, IAS,

Relieved Officer.

(Sd.) ANKITA KAR, IRAS,

Relieving Officer.

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Certified that we have in the forenoon/afternoon of this day
respectively made over and received charge of the Office of Additional
Special Mobile Magistrate, Udhampur.

Station : Udhampur.

Dated : 31-07-2019.

(Sd.)

Munsiff,
District Judicial Mobile Magistrate,
Udhampur.

Relieved Officer.

(Sd.)

Additional Special Mobile Magistrate,
Udhampur.

Relieving Officer.



THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Thu., the 1st July, 2021/10th Asad., 1943. [No. 14

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—B

Notifications, Notices and Orders by the Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR, LAND ACQUISITION
(ASSISTANT COMMISSIONER, REASI),
MINI SECRETARIAT DISTRICT ADMINISTRATIVE
COMPLEX, REASI-182311 (J&K) INDIA.

Final Award

Subject :ô Acquisition of land measuring 03 Kanals being acquired
for public purpose namely ôConstruction of accommodation
for security forces at Village Sukhalghatiö Tehsil Bhomag
for J&K Police.

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This Collectorate was requested by the Superintendent of Police,
Reasi in a letter of formal indent bearing No. GB/LAC-Sukhalghati/2015/
24662-63 dated 16-7-2015, for the acquisition of land for public purpose

namely Construction of accommodation for security forces at Village Sukhalghatiö Tehsil Bhomag for J&K Police. Land acquisition proceedings were initiated under the provisions of Land Acquisition Act, 1990 Svt. and rules made thereunder. The revenue papers were got prepared through Tehsildar, Bhomag and also got authenticated by the Indenting Department.

Accordingly, a notification under section 4 (1) of Land Acquisition Act No. X Svt. 1990 was issued by this Collectorate vide No. COL/LA/ACR/Reasi/15/270-274 dated 16-7-2015 and was served upon the land owners/interested persons and Indenting Department, who were asked to file their objections, if any, within 15 days from the date of issuance of said notification. In response to said notification, some of the land owners/interested persons filed objections under section 4(1) of the Act. This Collectorate vide No. COL/LA/ACR/Reasi/15/364 dated 10-9-2015 communicated the disposal of objections under sections 5 & 5-A of the Act to District Collector who vide No. DC/Rsi/15-16/1776-80/SQ dated 17-9-2015 submitted the same to Divisional Commissioner, Jammu. The Divisional Commissioner, Jammu vide No. 502/2498/Acq of land/Sukhal Ghati/Reasi/2015/2123 dated 18-11-2015 returned the case to this Collectorate with observations. District Collector, Reasi vide No. DC/Rsi/17-18/1563-64/SQ dated 03-01-2019 finally submitted the case to Divisional Commissioner, Jammu for the issuance of declaration under sections 6 & 7 of the Land Acquisition Act. Revenue Department, Civil Secretariat, J&K vide Notification No. 79-Rev (LAJ) of 2019 dated 24-5-2019 issued declaration under sections 6 & 7 for the land measuring 03 Kanals for the subject public purpose, with the direction to the Collector, Land Acquisition (Assistant Commissioner, Revenue), Reasi that he shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award and directed this Collectorate under Section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

Then a notification under sections 9 & 9A of the Land Acquisition Act was issued by this Collectorate vide No. CLA/ACR/Rsi/294-300

dated 07-01-2020, and served upon the land owners/interested persons and Indenting Department asking them to file their objections regarding measurement, title and quantum of compensation within a stipulated period. In response to said notification, no objection was received from anyone concerned.

PRINCIPLE OF COMPENSATION

The land is located in Village Sukhalghati, Tehsil Bhomag and is being acquired for Police Department for public purpose. The land coming under the acquisition is agriculture as well as non-agriculture in nature. It is reported on 16-7-2015 by the Tehsildar, Bhomag that no mutation stands attested during the preceding three years and the average sale deed rate could not be worked out. However, Tehsildar, Bhomag recommended the present market rate to be Rs. 37,500. The stamp duty rates for the year 2019 notified by the Chairperson, District Valuation Committee, Reasi vide No. DC/Rsi/18-19/1529-57/SQ dated 31-12-2018 of Village Sukhalghati Tehsil Bhomag, District Reasi were Rs. 1.30 (in lacs) for irrigated, Rs. 1.17 (in lacs) for unirrigated and Rs. 1.43 (in lacs) for small plots, per local kanal.

Therefore, keeping in view the report of field staff, location of land notified stamp duty rates for the year of 2019, this Collectorate proposed a uniform rate of Rs. 1.20 lacs per local kanal, for the land under instant acquisition.

The instant case of the land acquisition was placed in the Collectors meeting on 08-02-2021 under the Chairpersonship of District Collector, Reasi and rate of land compensation proposed by this Collectorate was discussed threadbare. The committee of Collectors found the rate of of land compensation proposed by this Collectorate to be reasonable, but keeping in view the stamp duty rates under small plots, the committee unanimously determined a uniform rate of Rs. 1.50 lacs (Rupees one lac and fifty thousand only) per local kanal, irrespective of classification of kind of soil for land under instant acquisition. The minutes of the said Collectors meeting have been communicated to this Collectorate vide No. DC/Rsi/20-21/2006-12/SQ dated 18-2-2021. Thereafter, a revised draft award bearing No. CLA/ACR/20-21/233 dated 05-03-2021 was submitted to the District Collector, Reasi for the approval of rate

of land compensation and sanction of awarded amount in the light of SRO-132 of 2019 dated 25-2-2019. The District Collector (Deputy Commissioner), Reasi vide No. DC/Rsi/20-21/2141-44/SQ dated 05-03-2021 accorded the approval of rate of land compensation and sanction of awarded amount.

Further, no structure, fruit bearing/non-fruit bearing trees have been reported to come under the acquisition.

Hence the compensation worked out to be as under :—

• Compensation of 03 Kanals of land for irrespective kind of soil @ Rs. 1.50 lacs, per Local Kanal	Rs. 4,50,000/-
Jabrana @ 15%	Rs. 67,500/-
• Administrative charges @ 0.5%	Rs. 2250/-
• G. Total	Rs. 5,19,750/-

The requisite certificates are recorded as under :—

1. The land is needed for public purpose i. e. "Construction of accomodation for security forces in Village Sukhalghati," Tehsil Bhomag for J&K Police.
2. That the adequate funds on account of land compensation are available with this Collectorate.
3. That no compensation has been paid in respect of the land under acquisition earlier.
4. That the Shajra Khasra of the land has been authenticated by the Indenting Department as token of its correctness.
5. That the land compensation will be paid in accordance with the provisions of Agrarian Reforms Act, 1976.
6. The Shajra Khasra/Aks prepared in the instant case is in accordance with the spot position and field book.
7. That no evacuee property/Auqaf property/Dharmarth/Forest land is involved in the instant case of land acquisition.
8. It is also certified that the land compensation payable to the owners/interested persons as shown in the apportionment statement shall be tendered in accordance with the provisions of Agrarian Reforms Act, 1976 and guidelines given in the Circular issued by the Revenue Department under No. (LB)610/80 dated 23-03-1980.

Therefore, I, Sanjay Kumar Badyal, KAS, Collector, Land Acquisition (Assistant Commissioner, Revenue), Reasi, in exercise of powers vested in me under section 11 of J&K Land Acquisition Act, 1990 Svt. hereby issue the final award for an amount of Rs. 5,19,750/- (Rupees five lacs nineteen thousand seven hundred and fifty only) for the land measuring 03 Kanals in Village Sukhalghati, for public purpose i. e. "Construction of accommodation for security forces at village Sukhalghati" Tehsil Bhomag for J&K Police.

(Sd.) SANJAY KUMAR BADYAL, KAS,
Collector, Land Acquisition
(Assistant Commissioner, Revenue),
Reasi.

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Based on the rate of land compensation approved for the acquisition, the apportionment of land is as under

S. No.	Name of Tehsil	Name of Village	Name of Owner	Name of Tenant	Possession on spot	Kh. No.	Area	Kind of Soil	Rate per kanal (in Rs.)	Land compensation (in Rs.)	Jabarana @ 15% (in Rs.)	Total (in Rs.)
1	2	3	4	5	6	7	8	9	10	11	12	13
K. M.												
1	Bhomag	Sukhalghati	Hukum Chand, Madan Lal, Beem Singh, Parshotam sons with 36 shares in equal, Smt. Chanchlo Devi, Sangro Devi, Shakti Devi daughters, Smt. Sita Devi Wd/o Krishan Dass with 4 share in equal out of ½ share, Babu Ram, Bansi Lal, Chain Singh sons with 27 share in equal, Mst. Koushalya	Self-Cultivation Baldev Singh, Santokh Singh with 2 share in equal, Jagdish Singh, Smt. Geeta Devi with 1 share in equal Co-sharer.	Baldev Singh, Santokh Singh with 2 share in equal, Jagdish Singh, Smt. Geeta Devi with 1 share in equal Co-sharer.	162	02 000 01 000 03 000	HB GM	@ Rs.1.50	4,50,000	67,500	5,17,500

<p> Devi, Gayri Devi, Pushpa Devi, Rano Devi daughters. Gullo Wd/o Jamito with 5 share in equal out of 1 share, Sunder, Soba Ram Ss/o Kamla with 2 share in equal out of ½ share, 211 Kanals Prem Nath, Baldev Singh, Gulair Singh, Santokh Singh sons with 40 share in equal. Mst. Maatma Devi, Ranu Devi, Maya Devi daughters Raj Dai Wd/o Beli Ram with share in equal, Jagdish Singh son with 3 share, Smt. Geeta Devi Wd/o Chamail Singh with 1 share out of 10 share out 121 Kls 12 Mls Thakar R/o Deh. </p>	03-00	4,50,000	67,500	5,17,500
Total				

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE DEPUTY COMMISSIONER, RAMBAN.

Subject :ô Transfer of State land measuring 05 Kanals, under Khasra No. 929, situated at Village Kanga, Tehsil Ramban for construction of Bal Ashram/Nari Niketan building of the Social Welfare Department.

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Order No. 01-Rev(SQ) of 2021

Dated 28-04-2021

In exercise of the powers vested in me vide Government Order No. 306Rev(S) of 2019 dated 05-03-2019, issued by the Revenue Department, sanction is hereby accorded to the transfer of State Land measuring 05 Kanals, under Khasra No. 929, situated at Village Kanga, Tehsil Ramban for construction of Bal Ashram/Nari Niketan building of the Social Welfare Department in favour of the Social Welfare Department through Director, Social Welfare, Jammu forthwith.

The land shall only be used for the purpose for which the sanction of transfer has been accorded, after obtaining all the codal formalities as may be required for construction of Bal Ashram/Nari Niketan building. No diversion of land for any other purpose is allowed without obtaining prior approval of the competent authority.

(Sd.) MUSSARAT ISLAM, KAS,

Deputy Commissioner,
Ramban.

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GOVERNMENT OF JAMMU AND KASHMIR,
MINISTRY UNDER REHABILITATION, OFFICE OF DEPUTY
CUSTODIAN, EVACUEE PROPERTY, POONCH.,

Notification

In the pursuance of section 06 read with section 9A of the Jammu and Kashmir State Evacuee (Administration of Property) Act VI of 2006, the Deputy Custodian is pleased to notify for general information the list of evacuees properties specified in the schedule annexed hereto, which have vested in him.

Schedule

S. No.	Description	Location
1	Ayaz Ahmad S/o Naseeb Ahmad House 3 Rooms each (12x10), Loby (15x10), Kitchen (12x10) and Bathroom (8x8)	Kh. No. (249) Village Dhargaloon, Tehsil Balakote.

(Sd.) MR. AJAZ AHMED

Deputy Custodian,
Evacuee Property, Poonch.

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GOVERNMENT OF JAMMU AND KASHMIR,
MINISTRY UNDER REHABILITATION, OFFICE OF
DEPUTY CUSTODIAN, EVACUEE PROPERTY,
POONCH.

Notification

In the pursuance of section 06 read with section 9A of the Jammu and Kashmir State Evacuee (Administration of Property) Act VI of 2006, the Deputy Custodian is pleased to notify for general information the list of evacuees properties specified in the schedule annexed hereto, which have vested in him.

Schedule

S. No.	Description	Location
1.	Mohd Ghulab S/o Mohd Bashir 1 House 36x32 2 shops on 1st Floor each (12x10) and Bathroom (8x8)	Kh. No. (2228) Village Dhargaloon, Tehsil Balakote.
2.	Nissar Ahmad S/o Hassan-Din-Bandi (30x50) Four shops on Bandi each (10x12)	Kh. No. (2093) Village Dhargaloon, Tehsil Balakote.

(Sd.) MR. AJAZ AHMED,

Deputy Custodian,
Evacuee Property, Poonch.

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|----|---|--|
| 2. | Shazad Ahmad S/o Mohd Sadiq
3 Shops each (10x12) | Kh. No. (2121/1)
Village
Dhargaloon,
Tehsil Balakote. |
| 3. | Noor Hussain S/o Sain
House 2 Rooms each, (16x12),
and 2 Shops each (12x14) | Kh. No. (394/1)
Village
Dhargaloon,
Tehsil Balakote. |

(Sd.) MR. AJAZ AHMED,
Deputy Custodian,
Evacuee Property, Poonch.

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of Serving Armed Forces
Personnel.

iii) Minimum age 21 years,
Maximum age 52 years.

iv) Should qualify entrance
test as per prescribed syllabus.

2. The prescribed application form should reach Zila Sainik
Welfare Office, Jammu by 15 July, 2021 along with attested copies
of following documents :ô

- (a) Academic Qualification Certificate and Marks Certificate.
- (b) Permanent Resident Certificate/Domicile Certificate.
- (c) Discharge Certificate of individual, where applicable.
- (d) Pension Payment Order, where applicable.
- (e) A certificate from CO/OC Troops of husband in active
service for wife of serving Armed Forces Personnel/Part
Two Order.

3. The department has full right to reject the application forms
not meeting the eligibility conditions.

4. Eligible candidates will have to appear for a written test and
interview at their own expenses.

5. Incomplete application forms, application not accompanied by
the requisite attested copies of certificates as indicated above and
applications received late will be not be considered.

6. The place and date of interview shall be intimated later. The
candidates who apply for the post and do not get a call letter for
Written Test/Interview will not seek reasons for rejection of their
applications from the department.

(Sd.) BRIGADIER GURMEET SINGH SHAN,
Director, Sainik Welfare Deptt., J&K

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Appendix A0

APPLICATION FOR APPOINTMENT AS LADY

ASSISTANT, ZSWO, JAMMU (FILLED APPLICATION BE

SENT TO ZILA SAINIK WELFARE OFFICE, AMBPHALLA,

JAMMU-180005)

- | | |
|--|--|
| <p>1. Name of candidate.....</p> <p>2. No., Rank and Name of husband/
Ex-Service Women.....</p> <p>3. Fathers Name</p> <p>4. Address (Permanent and Present).....</p> <p>5. Tele No.....</p> <p>6. E-mail id.....</p> <p>7. Date of Birth.....</p> <p>8. Date of Enrolment of husband/ESM Women.....</p> <p>9. Date of Discharge of husband/ESM Women-----</p> <p>10. Cause of Discharge of husband/ESM Women (in case discharged
on medical grounds, mention disability with % and also attach
disability certificate).....</p> <p>.....</p> <p>11. Character at the time of discharge of husband/ESM
Women.....</p> <p>12. Pension Payment Order, where applicable (Attach attested copies
of certificate).....</p> <p>13. Certificate from CO/OC Troops of husband in active service
for wife of serving Armed Forces Personnel/Part Two Order,
where applicable, attach.....</p> | <p>PLACE FOR
PHOTOGRAPH OF
APPLICANT DULY
ATTESTED</p> |
|--|--|

PACE FOR
PHOTOGRAPH OF
APPLICANT DULY
ATTESTED

14. Are you a permanent resident of the State/Domicile, if so attach attested copy.....

Name of the Examination	Year of Passing	Name of University/ Board	Percentage of marks obtained	Division obtained

17. Past experience, if any (brief note).....

18. Have you ever been arrested/imprisoned under law.....

Pension of Rs.....

Place :.....

Signature of the applicant.

رجسٹرڈ نمبر جے کے۔33



جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 134۔ جموں۔ مورخہ 01 جولائی 2021ء بمطابق 10 اسیٹھ 1943۔ ویروار۔ نمبر 14

اشتہارات

از عدالت فارسٹ جوڈیشل مجسٹریٹ سرینگر

سرکار بنام مظفر احمد شاہ ولد پیر شمس الدین شاہ ساکن بملورہ گاندربل

علت نمبر 21 سال 2013 تھانہ پولیس کرائم برانچ سرینگر

بجرائم زیر دفعات RPC 420,468,471

وارنٹ گرفتاری عام زیر دفعہ 299 ض ف حکم بنام اہلکاران پولیس یوٹی جموں و کشمیر

مقدمہ مندرجہ عنوان اُصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آ رہا ہے اُس کو بار بار بطریق معمول طلب کیا گیا ہے۔ الا تا ہنوز دستیاب نہ ہوا۔ تعمیل کنندہ نے اپنے رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکور کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے۔ پبلک پراسیکیوٹر نے اپنے بیان میں سر اجلاس اظہار کیا کہ ملزم مذکور مفروز ہے، اس طور عدالت ہذا کو اطمینان ہوا کہ ملزم کو بطریق معمول طلب کرنا ناممکن ہے۔

لہذا ملزم متذکرہ صدر اندر حدود یوٹی جموں و کشمیر جہاں کہیں بھی دستیاب ہو، اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا دستیابی ملزم زیر کار رہے گا۔ تحریری اُصدر 20-04-2021

دستخط : فارسٹ جوڈیشل مجسٹریٹ درجہ اول سرینگر۔

از عدالت جوڈیشل مجسٹریٹ درجہ اول پٹن

سرکار بنام محمد اسماعیل زرگر ولد عبدالاحد زرگر ساکنہ نزدیک سومو سٹینڈ پٹن
علت نمبر 27 سال 2019ء تھانہ پولیس خواتین بارہمولہ

جرم زبردفاعات 498-A, 354 RPC

وارنٹ گشتی عام زبردفعہ 299 ض ف

بخلاف ملزم : محمد اسماعیل زرگر ولد عبدال احد زرگر ساکنہ نزدیک سوموسٹینڈ پٹن (ملزم)

حکم بنام اہلکاران پولیس یوٹی جموں و کشمیر

معاملہ مندرجہ عنوان الصدر میں ملزم صدر کے خلاف چالان عدالت ہذا عدم
حاضری ملزم پیش ہوا ہے۔ ملزم مذکورہ کو اشتہاری قرار دیا جا کر ملزم کے خلاف وارنٹ
گشتی عام زبردفعہ 299 ض ف اجراء کی جاتی ہے اور تمام اہلکاران پولیس U.T.
جموں و کشمیر کو اختیار تفویض کی جاتی ہیں کہ جہاں کہیں بھی ملزم دستیاب ہو، کو حراست
میں لے جا کر عدالت ہذا میں پیش کریں۔ تحریر الصدر 05-04-2021

سرکار بنام محمد مقبول گنائی ولد عبدالسلام گنائی ساکنہ خواجہ صاحب بارہ مولہ وغیرہ

سرکار بذریعہ علت نمبر 281 سال 2011 تھانہ پولیس پٹن

جرم زبردفاعات 457,380,411,201 RPC

وارنٹ گشتی عام زیر دفعہ 299 ض ف

بخلاف ملزمان

1۔ گلہ لون ولد صد لون ساکنہ کراپورہ

2۔ سرتاج احمد کھٹانہ ولد نور الدین کھٹانہ ساکنہ لیڈرون کپواڑہ۔

حکم بنام اہلکاران پولیس U.T. جموں و کشمیر

معاملہ مندرجہ عنوان الصدر میں ملزمان صدر کے خلاف چالان عدالت ہذا
عدم حاضری ملزمان پیش ہوا ہے۔ ملزمان مذکوریاں کو اشتہاری قرار دیا جا کر ملزمان کے
خلاف وارنٹ گشتی عام زیر دفعہ 299 ض ف اجراء کی جاتی ہے اور تمام اہلکاران
پولیس U.T. جموں و کشمیر کو اختیار تفویض کی جاتی ہیں کہ جہاں کہیں بھی ملزمان
دستیاب ہوں، کو حراست میں لے جا کر عدالت ہذا میں پیش کریں۔

تحریر الصدر 05-04-2021

دستخط : جوڈیشل مجسٹریٹ درجہ اول پٹن۔

REGD. NO. JK633



Vol. 133] Jammu, Mon., the 11th Jan., 2021/21st Pausa., 1942. [No. 41-j

Separate paging is given to this part in order that it may be filed as a
separate compilation

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 11th of January, 2021.

SO611.6 Whereas, Bandipora Police had received reliable information on 28-03-2015 that Shabir Ahmad Shah, Chairman Democratic Freedom Party after conclusion of Friday paryers at Naidkhai had given a speech to a public gathering and raised slogans against the sovereignty and intergrity of India during his speech ; and

2. Whereas, a case FIR No. 52/2015 under Section 13 Unlawful Activities (Prevention) Act, 1967, came to be registered in Police Station, Sumbal and investigation of the case was taken up ; and

3. Whereas, during the course of investigation, site plan of place of occurrence was prepared and statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the further investigation, it was revealed that the accused after Friday prayers had appeared in Naidkhai and raised anti-national slogans and also instigated the youth of the area against the sovereignty and integrity of the country ; and

5. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigation Officer has *prima facie* established involvement of the below mentioned accused persons for commission of offences punishable under relevant sections of law as shown against each of Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of the accused	Offence
1.	Shabir Ahmad Shah S/o Mohammad Shah R/o Anantnag, A/P Badshah Colony, Sant Nagar, Srinagar.	13 ULA(P) Act

6. Whereas, the Authority appointed by the Government under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case dairy file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused has been made out ; and

7. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material

No. 41-j] The J&K Official Gazette, 11th Jan., 2021/21st Pausa, 1942. 3
and evidence available against the above-mentioned accused for his
prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of
section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government
hereby accords sanction for launching prosecution against the above
mentioned accused for commission of offences punishable under sections
13 of Unlawful Activities (Prevention) Act, in the case FIR No. 52/2015 of
Police Station, Sumbal.

By order of the Government of Jammu and Kashmir.

(Sd.) -----

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 133] Jammu, Mon., the 22nd March, 2021/1st Chai., 1943. [No. 51-g
Separate paging is given to this part in order that it may be filed
as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

**GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT**

Notification

Jammu, the 22nd March, 2021.

SO6101.6 Whereas, on 26-09-2020, Handwara Police, during
cordon and search operation at Village Mandigam arrested one person
namely Akeel Ahmad Parray S/o Wali Mohd Parray R/o Mandigam
affiliated with banned terrorist Let outfit and recovered 01 Pistol
Magazine, 05 Pistol Rounds and some letter pads of Let outfit from
his possession ; and

[illegible]

Now, therefore, in exercise of powers conferred by sub-section (2) of Section 45 ULA (P) Act, 1967, the Government hereby accord sanction for launching prosecution against the above accused persons for the commission of offences punishable under sections 13, 23, 39 of Unlawful Activities (Prevention) Act, 1967, in the case FIR No. 90/2020 of Police Station, Kralgund.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to the Government,
Home Department.

REGD. NO. JK633



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Laws, Regulations and Rules passed thereunder.

Notification

SO-114.ô In exercise of the powers conferred by sub-section (5) of Section 432 of Code of Criminal Procedure, 1973 (Central Act 2 of 1974) and of all other powers enabling in this behalf, the Government hereby makes the following rules :ô

1. **Short title.** (1) These rules may be called the Jammu and Kashmir Suspension of Sentence Rules, 2020 and will come into force with immediate affect.

2. **Definition.** Unless the context otherwise requires, in these rules,

3. **Leave is not a Right.** Leave cannot be claimed as a matter of right. It is only a concession.

The Competent Authority shall reserve the right to debar or withdraw any prisoner(s) from the concession of this leave.

4. Definition of Family. Definition of family of a prisoner for this chapter means grandparents, parents, brothers, sisters, spouse, children and grandchildren.

Parole

5. **Types of Parole.** There shall be two kinds of parole to which a convict would be eligible

- A. Custody Parole or Emergency Parole ;
B. Regular Parole.

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6. **Custody Parole.**ô Custody parole may be granted to a convict by an order in writing issued by the Jail Superintendent, under intimation to the Head of Prisons Department (HoPD), and to an undertrial prisoner by the trial court concerned for a period not more than 48 hours excluding the journey time in the following eventualities :ô

- i. Death of a family member ;
- ii. Marriage of a family member ;
- iii. Serious illness of a family member ; or
- iv. Any other emergency with the approval of the range DIG, Prisons.

The prisoners who have been convicted but their appeal are pending before the higher courts may also avail custody parole from the prison authority.

7. The Jail Superintendent will verify the existence of the circumstances mentioned above from the concerned Police Station or any other authority immediately on the receipt of application to that effect.

The custody parole may be granted to visit any place within India subject to reasonable logistic and security constraints.

The prisoner would be escorted to the place or visit until his return therefrom ensuring the safe custody of the prisoner by the escorting party (Police). Such prisoner would be deemed to be in prison for the period and would be treated as period spent in prison.

8. **Regular Parole.**ô The cases of eligible prisoners shall be considered for regular parole by the Competent Authority, subject to any direction(s) issued by the Government in this behalf. Further, parole granted under these rules shall be intimated to the Home Department.

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good for last two years from the date of application and the conduct of prisoner who has been awarded minor punishment or no punishment for any prison offence in prison should have been uniformly good for last one year from the date of application.

- III. During the period of release on parole or furlough, if granted earlier, the convict should not have committed any crime.
- IV. The convict should not have violated any terms and conditions of the parole or furlough granted previously.
- V. A minimum of six months ought to have elapsed from the date of surrender on the conclusion of the previous parole availed. In emergency, parole may be considered even if minimum period of six months has not elapsed from the date of termination of previous parole. The emergency may include delivery of a child by the wife of the convict, death of a family member, marriage of children, terminal illness of family members and natural calamities.

Note :ô Emergency of regular parole may also arise and can be considered on account of delivery by the wife of the convict, terminal illness of a family member, death of a family member, marriage of children and any type of natural calamity, the parole may be processed at shorter duration, while considering the subsequent parole.

11. Restrictions on release of a prisoner on regular parole.ô

The following categories of prisoners shall not be eligible for release on parole :ô

- (i) Prisoners convicted under sedition, terrorist activities and NDPS Act ;
- (ii) Prisoners whose immediate presence in the society may be considered dangerous or otherwise prejudicial to public peace and order by the District Magistrate of his home District or

[illegible]

there exists any other reasonable ground such as a pending investigation in a case involving serious crime ;

- (iii) Prisoners who are considered dangerous or have been involved in serious prison violence like assault, outbreak of riot, mutiny or escape, or rearrested who absconded while released on parole or furlough or who have been found to be instigating serious violation of prison discipline as per the reports in his/her annual good conduct report ;
- (iv) Convicted foreigners subject to prior approval of Ministry of Home Affairs and Ministry of External Affairs and having valid permission to stay in India ;
- (v) Prisoners suffering from mental illness, if not certified by the Medical Officer to have recovered ;
- (vi) If the prisoner is convicted of murder after rape ;
- (vii) If the prisoner is convicted under POCSO ;
- (viii) If prisoner is convicted for multiple murders whether in single case or several cases ;
- (ix) If prisoner is convicted for dacoity with murder ;
- (x) If prisoner is convicted for murder after kidnapping for ransom.

12. Duration and frequency of regular parole. Prisoner eligible for the grant of regular parole should not get it for a period of more than 30 days at a time and not more than two times in a calendar year. However in exceptional circumstances such parole can be extended up to a maximum period of 45 days by the Competent Authority but in no case such parole should be extended further.

Note 1 : There should be at least one month gap between parole and last furlough availed and vice-versa.

Note 2 : If an application of a convict for parole extension is pending before the Competent Authority during his original parole and his

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case is not decided before the expiry of the sanctioned parole period, the extension shall be deemed to have been granted.

13. **Procedure for Parole.**ô The following procedure would be followed while processing the application for parole :ô

- i. An application for grant of parole may be submitted by the prisoner or his family members to the Jail Superintendent.
- ii. The application must contain the following details :ô
 1. Name of the applicant ;
 2. Name of the father of the applicant ;
 3. Address of the applicant ;
 4. In case the application is being moved by a family member, the details of relationship with the convict ;
 5. Whether any other application of the convict is pending for parole or furlough ;
 6. Reasons for seeking parole ;
 7. Last confirmed address of the convict ; and
 8. Proposed address where the convict wishes to stay during parole.
- iii. The Jail Superintendent will maintain a Parole Register. Upon receipt of the application, the Jail Superintendent would make an entry in the Register immediately. The Jail Superintendent would verify the grounds stated in the application upon an oral interview with the prisoner and shall make specific recommendations with regard to the grounds taken by the convict in the nominal role ;
- iv. The Jail Superintendent will then forward a copy of the application, only by way of an e-mail, to the Police Station

- v. The report from the Police Station(s) concerned and investigating agency should be based upon a fair enquiry ;
- vi. The report by Police Station (if within the jurisdiction of UT of J&K) shall be furnished in the format (Form-I) prescribed in the schedule, and only by way of an e-mail, within two weeks from the date of receipt of the copy of the said application at the Police Station. The investigating agency, if any, shall also follow the same timelines ;
- vii. If the report is not received within two weeks from the concerned Police Station, the Jail Superintendent will send a communication in writing, and only by way of an e-mail, to the District Magistrate as well as the Superintendent of Police of the concerned District with a copy to the concerned Police Station requiring the submission of a report, only by e-mail, within two weeks from the date of receipt of the said communication ;
- viii. In case verification report is required from police of any other State, the same shall be sought from the concerned District Magistrate as well as Superintendent of Police of the District concerned, with advance intimation to the concerned Police Station too. The said report shall be furnished by the concerned authority in accordance with the Form-I prescribed in the Schedule within three weeks of the receipt of the copy of the application for parole ;
- ix. In case a report from the concerned Police Station of the outside State, through the DM/SP of the concerned District, is not received within three weeks, the Jail Superintendent shall forward a communication in writing to the Director General

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of Police of the State concerned for submission of the report within two weeks from the date of receipt of the said communication ;

- x. If no report is received by the Jail Superintendent within the aforementioned prescribed periods, it shall be presumed that the concerned police authorities have no objection to parole being granted. Within Jammu and Kashmir, the timelines shall be with reference to the e-mail communications ;
- xi. The application would then have to be immediately forwarded to the Competent Authority, not later than three days, with a forwarding note detailing the contents and status of receipt of report from the concerned police authorities.

14. The Jail Superintendent will forward the parole case to the Competent Authority with the following details :ô

- I. Application of the convict ;
- II. Police report, if any, and in case no police report has been received within the prescribed period, copies of communications with police authorities ;
- III. Specific recommendation of the Jail Superintendent ;
- IV. Nominal roll of the convict as provided in the Prison Manual ;
- V. Medical report(s) of the convict where parole is sought on medical grounds ;
- VI. Any other relevant documents.

Note :ô Provided that the Jail Superintendent, before forwarding the application for parole, should ensure that if the prisoner is eligible for furlough, then his release on furlough be considered before forwarding his application for parole and certificate in this regard be annexed with the application.

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if applied by convict, may recommend for relaxation in the condition of
parole to the Competent Authority in case the convict is being released for
the first time on parole. In case it is a subsequent parole application, then
the Jail Superintendent shall release the convict on personal bond and on
any other reasonable conditions including cash security from wages earned
by the convict, if the convict has not violated any condition of parole or
furlough granted earlier.

Furlough

18. **Duration for Furlough.**ô A prisoner may be granted 21 days of
furlough twice in one conviction year. If the prisoner commits an offence
during the period is released on furlough, then the period will not be counted
as sentence under gone.

19. **Eligibility for Furlough.**ô In order to be eligible for furlough, a
prisoner must fulfil following criteria :ô

- i. A prisoner who is sentenced to 5 years or more of rigorous imprisonment and must have undergone 2 years imprisonment after conviction with unblemished record ;
- ii. Good conduct in the prison and continues to maintain good conduct ;
- iii. The prisoner should not be a habitual offender ;
- iv. The prisoner should be a citizen of India.

20. **Restriction on release of a prisoner on furlough.**ô The following categories of prisoners shall not be eligible for release on furlough :ô

- (i) Prisoners convicted under sedition, terrorist activities and NDPS Act ;
- (ii) Prisoners whose immediate presence in then society may be considered dangerous or otherwise prejudicial to public peace

and order by the District Magistrate of his home District or
there exists any other reasonable ground such as a pending
investigation in a case involving serious crime ;

- However, a prisoner convicted of (vi) to (x) above, may be considered for furlough by the Competent Authority if the Deputy Inspector General (Range) of Prisons makes a specific recommendation. In such circumstance the report/recommendations of the Social Welfare/Probation Officer, if available, shall be considered while deciding such furlough application. Further, the spell of furlough for such category would beô

- (a) Only one spell of 3 weeks in first two years of eligibility ; and
- (b) Two spells of furlough in the subsequent years after the two furloughs.

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21. **Procedure for disposal of applications for furlough.**ô The following procedure would be followed while processing the application for furlough and thereafter :ô

- a. An application for grant of furlough may be submitted by the prisoner or family members to the Jail Superintendent.
- b. The application must contain the following details :ô
 1. Name of the applicant ;
 2. Name of the father of the applicant ;
 3. Address of the applicant ;
 4. In case the application is being moved by a family member, the details of relationship with the convict ;
 5. Whether any other application of the convict is pending for parole or furlough ;
 6. Reasons for seeking furlough ;
 7. Last confirmed address of the convict ; and
 8. Proposed address where the convict wishes to stay during furlough.
- c. The Jail Superintendent will maintain a furlough Register. Upon receipt of the application, the Jail Superintendent would make an entry in the Register immediately. The Jail Superintendent would verify the grounds stated in the application upon an oral interview with the prisoner and shall make specific recommendations with regard to the grounds taken by the convict in the nominal roll.
- d. The Jail Superintendent will then forward a copy of the application only by way of an e-mail, to the Police Station concerned where the FIR was registered, the Police Station concerned of the last known address and where he wishes to stay and the investigating agency of the case, if any, for their report ;

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- k. The application would then have to be immediately forwarded to the Competent Authority, not later than three days, with a forwarding note detailing the contents and status of receipt of report from the concerned police authorities.

22. The Jail Superintendent will forward the furlough case to the competent authority with the following details :ô

- i. Application of the convict ;
- ii. Police report, if any, and in case no police report has been received within the prescribed period, copies of communications with police authorities ;
- iii. Specific recommendation of the Jail Superintendent ;
- iv. Nominal rolls of the convict as provided in the Prison Manual ;
- v. Any other relevant documents.

23. The Competent Authority shall maintain the record including the receipt of the application and its details. It shall decide the matter within one week and will communicate the decision to the Jail Superintendent who in turn will communicate the same to the convict. The Competent Authority shall send a monthly report of the decisions taken by it to the Home Department.

24. The Competent Authority authorized to sanction furlough may make an order for the release of a prisoner subject to the same conditions as are for ordering parole and mentioned under rule 16 above. Further, the Jail Superintendent shall follow the procedure mentioned in Rule 17 in respect of furlough cases wherever applicable.

Miscellaneous

25. The Competent Authority shall decide the period of release on the merits of each case, for reasons to be specified in the order granting parole/furlough. It is clarified that the non-receipt of police verification report in the time specified under the above rules shall not be ground for rejection of parole/furlough application.

26. While disposing of an application for parole/furlough, the Competent Authority will assess the behavior and trustworthiness of the convict on the one hand as well as any adverse repercussions, which may exist if parole/furlough is granted. The authority will act fairly and record reasons if the application is rejected.

28. On receipt of an order from the Competent Authority, the prisoner should be released on parole or furlough after he has executed the necessary bond and has signed the conditions of release to the satisfaction of the Jail Superintendent. At the time of release the prisoner should be supplied with an identity card and certificate of release on parole or furlough.

30. In the event a prisoner being released on parole/furlough belongs to any other State, then the local Police Station of that State shall be requested to keep a watch on the prisoner so released.

32. The prisoner will himself meet all the expenses, including those on journey to and from the place of his stay, after his release on parole/furlough from prison unless the Jail Superintendent is satisfied that the prisoner or his family cannot bear the travel expenses.

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33. If a prisoner does not surrender himself within one week from the date on which he should have so surrendered, he may be arrested by the Police without a warrant on the complaint of the Jail Superintendent and shall be remanded to undergo unexpired portion of his sentence. The punishments may be awarded to the prisoner for overstaying or jumping the parole or furlough as the overstaying/jumping on parole or furlough would amount to misconduct on the part of the prisoner and deemed prison offence for violation of the terms and conditions of these rules and may be punished for prison offences as provided in the chapter of prison discipline in the Prison Manual and the prisoner shall be deemed to have committed an offence under section 224 IPC and may also be prosecuted accordingly with Government sanction. In every case of over stay of furlough, the period spent in violation of the conditions shall not be counted towards part of sentence served ; the Jail Superintendent shall bring every such fact to the notice of HoPD and Home Department for their appraisal.

By order of the Government of Jammu and Kashmir.

(Sd.) SHALEEN KABRA, IAS,

Principal Secretary to the Government.

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*Schedule annexed to the Jammu and Kashmir
Suspension of Sentence Rules, 2020*

Ref. No.

Prison :

- Place:

Office Seal

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FORM-II
SURETY BOND

1. Form of Bond to be obtained from a Prisoner to be released on Leave.

Whereas I, (Name).....son of
.....inhabitant of (Place)
have been ordered to be released by the Union Territory of J&K on leave on condition of my entering into a bond to observe the conditions specified hereafter, I hereby bind myself as follows :ô

(I) That I will accept and fulfil the conditions specified below till the date of expiry of my leave period sanctioned in Order No.....dated.....for the subsequent extended period, if any.

- (1)
- (2)
- (3)

(II) In case of breach of any of the above conditions on my I hereby bind myself and my properties mentioned below fell for the Union Territory of J&K the sum of Rs.
(Rupees.....only) and I also further agree the Union Territory of J&K may collect the said amount from me either by proceedings against my under mentioned properties or any other properties as if the said amount were an arrear of land revenue or by otherwise proceeding against me legally and to render myself liable to be rearrested to undergo the unexpired portion of sentence of imprisonment on the date.

Particulars of Properties

(Here enter the particulars of the properties)

Signed by.....dated this.....
day of.....20.....

Witnesses :

- (1)
- (2)

Signature

2. Form of Bond to be obtained from Sureties for Prisoner to be released on Leave. Whereas we, (Name).....(First surety)..... son of inhabitant of (Place).....and (Name)..... (Second surety) son of.....inhabitant of (Place).....jointly and severely declare ourselves and each of us sureties for convict No. (Name).....son of.....who is undergoing imprisonment for.....in the (Name of Prison).....and who is to be sent on leave as per order No.dated or for the subsequent extended period, if any, we hereby bind ourselves as follow : ô

- (i) That we shall see that the above prisoner fulfil all the conditions specified in the bond executed by him.
- (ii) In case of breach of any of the conditions on the part of the above said prisoner, we hereby bind ourselves and our properties mentioned below to forfeit to the Union Territory of J&K the sum of Rs. (Rupees.....only) and we also agree that the Government may collect the said amount from either by proceedings against the under mentioned properties or our other properties, as if the said amount were an arrear of land revenue, or by otherwise proceedings against us legally.

Particulars of Properties

(Here enter the particulars of properties)

Dated this.....day of.....20.....

Signature of sureties.

Witnesses :

- 1.
- 2.

Executed before me

Signature of Tehsildar.

Designation

Official Seal

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FORM-III

LEAVE REGISTER

(Columns 7 to 15 to be initialled by the Jail Superintendent)

1. Serial No.
2. Name of the Prisoner
3. Case No. and Convicting Court
4. Date and period of sentence
5. Date of receipt of application from the prisoner or on his behalf
6. Reasons for leave
7. Date of despatch of application to the Competent Authority
8. Type and period of leave applied for
9. Period sanctioned
10. Order No. and date of sanction
11. Date of release on leave (Whether police escort is provided or not should be recorded)
12. Due date of return
13. Date of return
14. Period of overstay, if any
15. Result of action taken for overstay, if any
16. Details of sureties

(By order of the Head of Prisons Department)

EXTRAORDINARY

REGD. NO. JK 33



THE

JAMMU & KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Fri., the 4th June, 2021/14th Jyai., 1943. [No. 10-3
Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART IV

Reprints from the Government of India Gazette.

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MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 13th April, 2021/Chaitra 23, 1943 (Saka).

**THE COMMISSION FOR AIR QUALITY
MANAGEMENT IN NATIONAL CAPITAL REGION
AND ADJOINING AREAS ORDINANCE, 2021**

(No. 4 of 2021)

Promulgated by the President in the Seventy-second Year of the
Republic of India.

An Ordinance to provide for the constitution of the Commission for
Air Quality Management in National Capital Region and Adjoining Areas

2 The J&K Official Gazette, 4th June, 2021/14th Jyai., 1943. [No. 10-3
for better coordination, research, identification and resolution of problems
surrounding the air quality index and for matters connected therewith or
incidental thereto.

WHEREAS, the Commission for Air Quality Management in National
Capital Region and Adjoining Areas Ordinance, 2020 (Ord. 13 of 2020)
was promulgated by the President on the 28th day of October, 2020.

AND WHEREAS, the Bill to replace the Commission for Air Quality
Management in National Capital Region and Adjoining Areas Ordinance,
2020 has not been passed.

AND WHEREAS, the Commission constituted under section 3 of
the Commission for Air Quality Management in National Capital Region
and Adjoining Areas Ordinance, 2020 was operational, but ceased to exist
on account of lapse of said Ordinance on the 12th day of March, 2021.

AND WHEREAS the continuance of the Commission is necessary
for effective management of air quality in the National Capital Region
and Adjoining Areas.

AND WHEREAS, Parliament is not in session and the President is
satisfied that circumstances exist which render it necessary for him to
take immediate action.

NOW, THEREFORE, in exercise of the powers conferred by
clause (1) of Article 123 of the Constitution, the President is pleased to
promulgate the following Ordinance :ô

CHAPTER I

Preliminary

1. Short title, application and commencement.ô (1) This
Ordinance may be called the Commission for Air Quality Management in
National Capital Region and Adjoining Areas Ordinance, 2021.

(2) It shall apply to the National Capital Region and also to adjoining areas in so far as it relates to matters concerning air pollution in the National Capital Region.

2. **Definitions.** (1) In this Ordinance, unless the context otherwise requires,â

- (a) "adjoining areas" means the areas in the States of Haryana, Punjab, Rajasthan and Uttar Pradesh, adjoining the National Capital Territory of Delhi and the National Capital Region, where any source of pollution is located, causing adverse impact on air quality in the National Capital Region ;
- (b) "Associate Member" means a member who is co-opted under sub-section (3) of Section 3 ;
- (c) "Chairperson" means the Chairperson of the Commission for Air Quality Management in National Capital Region and Adjoining Areas referred to in Section 3 ;
- (d) "Commission" means the Commission for Air Quality Management in National Capital Region and Adjoining Areas constituted under section 3 ;
- (e) "Member" means a Member of the Commission and includes the Chairperson thereof ;
- (f) "National Capital Region" shall have the same meaning as assigned to it in clause (f) of Section 2 of the National Capital Region Planning Board Act, 1985 (2 of 1985) ;
- (g) "prescribed" means prescribed by rules made under this Ordinance.

(2) The words used herein and not defined, but defined in the Environment (Protection) Act, 1986 (26 of 1986), shall have the meaning as assigned to them in that Act.

**Commission for Air Quality Management
in National Capital Region and Adjoining Areas**

3. Constitution of Commission. (1) The Central Government shall, by notification in the Official Gazette, constitute a body to be known as the Commission for Air Quality Management in National Capital Region and Adjoining Areas to exercise the powers conferred upon, and to perform the functions assigned to, that Commission under this Ordinance.

(2) The Commission shall consist of the following Members :ô

- (a) a full-time Chairperson having special knowledge in the field of environment protection or pollution control with experience of not less than fifteen years or having administrative experience of not less than twenty-five years ;
- (b) a representative of the Secretary to the Government of India in the Ministry of Environment, Forest and Climate Change, who shall be an officer not below the rank of Joint Secretary, ex-officio ;
- (c) five ex-officio Members who are either Chief Secretaries, or Secretaries in-charge of the department dealing with environment protection in the National Capital Territory of Delhi and the States of Punjab, Haryana, Rajasthan and Uttar Pradesh ;
- (d) one full-time member who is or has been a Joint Secretary to the Government of India ;
- (e) three full-time independent technical Members to be appointed from amongst persons having specific scientific knowledge and experience in matters relating to air pollution ;

(f) one technical member from the Central Pollution Control Board, ex-officio ;

- (3) The Commission may co-opt the following persons as Associate Members, namely :ô

- (a) a representative of the Ministry of Road Transport and Highways, not below the rank of Joint Secretary to the Government of India ;
- (b) a representative of the Ministry of Power, not below the rank of Joint Secretary to the Government of India ;
- (c) a representative of the Ministry of Housing and Urban Affairs, not below the rank of Joint Secretary to the Government of India ;
- (d) a representative of the Ministry of Petroleum and Natural Gas, not below the rank of Joint Secretary to the Government of India ;
- (e) a representative of the Ministry of Agriculture and Farmers Welfare, not below the rank of Joint Secretary to the Government of India ;

- (g) a representative of any association of commerce or industry ;
- (h) such other Associate Members, as may be prescribed.

(4) The Member-Secretary shall be the Chief Coordinating Officer of the Commission and shall assist the Commission in the discharge of its functions under this Ordinance.

(5) The headquarters of the Commission shall be at Delhi and the Commission may, with the previous approval of the Central Government, establish offices at other places in National Capital Region or Adjoining Areas.

(6) Notwithstanding anything contained in any other law for the time being in force, and notwithstanding any judgment or order of any court, the Commission shall have exclusive jurisdiction in the National Capital Region and Adjoining Areas in respect of matters covered by this Ordinance and no other body, authority, individual or committee shall have any power or jurisdiction in the matters covered under this Ordinance :

Provided that the powers, functions and duties of the Commission shall not be in derogation of the powers, functions and duties of the Central Government, the Governments of the National Capital territory of Delhi and of the States of Punjab, Haryana, Rajasthan and Uttar Pradesh, the Central Pollution Control Board, the State Pollution Control Boards of the States of Punjab, Haryana, Rajasthan and Uttar Pradesh and the Pollution Control Committee of the State of Delhi :

Provided further that in case of any conflict in the orders or directions of the Commission and the Governments of the National Capital territory of Delhi and of the States of Punjab, Haryana, Rajasthan and Uttar Pradesh or the Central Pollution Control Board or the State Pollution Control Boards of the States of Punjab, Haryana, Rajasthan and Uttar Pradesh or the Pollution Control Committee of the State of Delhi or any other statutory authority set up or established under a State Act, the order or direction of the Commission shall prevail.

4. Appointment of Chairperson, Members and Member-Secretary. (1) The full-time Chairperson and full-time Members, other than ex-officio Members, of the Commission shall be appointed by the Central Government :

Provided that every appointment under this sub-section shall, subject to the provisions of second proviso, be made on the recommendations of a Selection Committee consisting of

- (a) Minister in-charge of the Ministry of Environment, Forest and Climate Change in the Government of India-Chairperson ;
- (b) Minister in-charge of the Ministry of Commerce and Industry in the Government of India-member ;
- (c) Minister in-charge of the Ministry of Road Transport and Highways in the Government of India-member ;
- (d) Minister in-charge of the Ministry of Science and Technology in the Government of India-member ;
- (e) Cabinet Secretary-member :

Provided further that in case where the Central Government appoints a serving officer as the Chairperson under clause (a) of sub-section (2) of section 3, or the full-time Member under clause (d) thereof, then, no recommendation of the Selection Committee shall be required.

(2) No appointment of the Chairperson or a Member shall be invalid merely by reason of any vacancy of any member in the Selection Committee referred to in sub-section (1).

(3) The appointment of the Member-Secretary of the Commission shall be made by the Central Government in such manner, subject to such terms and conditions, as may be prescribed.

5. Resignation and removal of Chairperson and Members.ô

(1) The full-time Chairperson or a Member, other than an ex-officio member, may, by notice in writing under his hand addressed to the Central Government, resign his office.

(2) The Central Government may remove the Chairperson or any member, other than an ex-officio member, from his office, in such manner as may be prescribed, if such personô

- (a) is adjudged an insolvent ;
- (b) engages during his term of office in any paid employment outside the duties of his office ;
- (c) is unfit to continue in office by reason of infirmity of mind or body ;
- (d) is of unsound mind and stands so declared by a competent court ;
- (e) has so abused his position as to render his continuance in office prejudicial to the public interest ;
- (f) has acquired such financial or other interest as is likely to affect prejudicially his functions ; or
- (g) is convicted and sentenced to imprisonment for an offence which in the opinion of the Central Government involves moral turpitude :

Provided that no such Member shall be so removed, unless he has been given an opportunity of being heard.

.. **Term of office of Chairperson and Members.**ô The full-time Chairperson or a Member, other than an ex-officio member, shall hold office for a term of three years from the date on which he enters upon his office or until he attains the age of seventy years, whichever is earlier, and shall be eligible for reappointment.

7. Member to act as Chairperson or to discharge his functions in certain circumstances. (1) In the event of the occurrence of any vacancy in the office of the Chairperson by reason of death, resignation or otherwise, the Central Government may, by notification, authorise one of the Members to act as the Chairperson until the appointment of a new Chairperson to fill such vacancy.

11. **Sub-Committee and other staff of Commission.**ô (1) The Commission shall have at least the following three Sub-Committees :ô

- (a) Sub-Committee on Monitoring and Identification ;
- (b) Sub-Committee on Safeguarding and Enforcement ;
- (c) Sub-Committee on Research and Development.

- (a) one representative from the Central Pollution Control Board ;
- (b) one representative each from the State Pollution Control Board or Committee, as the case may be, of the National Capital territory of Delhi, Punjab, Haryana, Rajasthan and Uttar Pradesh ;
- (c) one representative from the National Environmental Engineering Research Institute ; and
- (d) such other members as may be specified by regulations.

- (a) one representative each, not below the rank of Secretary from the department tackling air pollution from the National Capital territory of Delhi and the States of Punjab, Haryana, Rajasthan and Uttar Pradesh ;
- (b) one representative each from the State Pollution Control Board or Committee, as the case may be, from National Capital territory of Delhi and the States of Punjab, Haryana, Rajasthan and Uttar Pradesh ;

(8) The officers and other staff of the Commission shall discharge their duties and functions under the General Superintendence of the Chairperson.

(9) The salaries, allowances and conditions of service of the officers and other staff appointed under sub-section (7) shall be such as may be prescribed.

CHAPTER III

Powers and Functions of the Commission

12. Powers and functions of Commission. (1) Notwithstanding anything contained in any other law for the time being in force, the Commission shall have the power to take all such measures, issue directions and entertain complaints, as it deems necessary or expedient for the purpose of protecting and improving the quality of the air in the National Capital Region and Adjoining Areas and shall also have the duty to take all such measures as may become necessary for protecting and improving the quality of the air in the National Capital Region and Adjoining Areas.

(2) In particular and without prejudice to the generality of sub-section (1), the Commission shall, for the purposes of sub-section (1), have the following powers to perform its duties, including taking measures to abate air pollution and to regulate or prohibit activities that are likely to cause or increase air pollution in the National Capital Region and Adjoining Areas, namely :ô

- (i) coordination of actions by the Governments of the National Capital territory of Delhi and the States of Punjab, Haryana, Rajasthan and Uttar Pradesh, officers and other authorities under this Ordinance or the rules made thereunder or under any other law for the time being in force, which is relatable to the objects of this Ordinance ;
- (ii) planning and execution of a programme for the region for the prevention, control and abatement of air pollution ;

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(iii) laying down parameters for the quality of air in its various aspects ;

(iv) laying down parameters for emission or discharge of environmental pollutants from various sources whatsoever that have implications on air quality in the region :

Provided that different parameters for emission or discharge may be laid down under this clause from different sources having regard to the quality or composition of the emission or discharge of environmental pollutants from such sources that have implications on air quality in the region ;

(v) restriction of areas in which any industries, operations or processes or class of industries, operations or processes, that have implications on air quality in the region, shall not be carried out or shall be carried out subject to certain safeguards ;

(vi) carrying out and requiring investigations and research relating to problems of environmental pollution that have implications on air quality in the region ;

(vii) inspection of any premises, plant, equipment, machinery, manufacturing or other processes, materials or substances and giving, by order, of such directions to such authorities, officers or persons as it may consider necessary to take steps for the prevention, control and abatement of air pollution in the region ;

(viii) collection and dissemination of information in respect of matters relating to air pollution in the region ;

(ix) preparation of manuals, codes or guides relating to the prevention, control and abatement of air pollution in the region ;

- (x) appoint officers, with prior approval of the Central Government, with such designations as it thinks fit for the purposes of this Ordinance and may entrust to them such of the powers and functions under this Ordinance or for the purposes of achieving the objects of this Ordinance as it may deem fit ;
- (xi) issue directions in writing to any person, officer or any authority and such person, officer or authority shall be bound to comply with such directions.

- (a) the closure, prohibition or regulation of any industry, operation or process ; or
- (b) stoppage or regulation of the supply of electricity or water or any other service.

- (i) performing any of the functions of the Commission entrusted to him ;
- (ii) determining whether and if so in what manner, any such functions are to be performed or whether any provisions of this Ordinance or the rules made thereunder or any notice, order, direction or authorisation served, made, given or granted under this Ordinance is being or has been complied with ;
- (iii) examining and testing any equipment, industrial plant, record, register, document or any other material object or for

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conducting a search of any building in which he has reasons to believe that an offence under this Ordinance or the rules made thereunder has been or is being or is about to be committed and for seizing any such equipment, industrial plant, record, register, document or other material object if he has reasons to believe that it may furnish evidence of the Commission of an offence punishable under this Ordinance or the rules made thereunder or that such seizure is necessary to prevent or mitigate environmental pollution.

(b) Every person carrying on any industry, operation or process or handling any hazardous substance shall be bound to render all assistance to the person empowered by the Commission under clause (a) for carrying out the functions under that clause and if he fails to do so without any reasonable cause or excuse, he shall be guilty of an offence under this Ordinance.

(c) If any person willfully delays or obstructs any person authorised by the Commission under clause (a) in the performance of his functions, he shall be guilty of an offence under this Ordinance.

(d) The provisions of the Code of Criminal Procedure, 1973 (2 of 1974) shall apply to any search or seizure under this section as they apply to any search or seizure made under the authority of a warrant issued under section 94 of the said Code or, as the case may be, under the corresponding provisions of the said law.

(4) (a) The Commission or any officer authorised by it in this behalf, shall, for the purpose of analysis, have power to take samples of air from any factory, premises or other place in such manner as may be prescribed.

(b) The result of any analysis of a sample taken under clause (a) shall not be admissible in evidence in any legal proceeding unless the provisions of clauses (c) and (d) are complied with.

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Analyst appointed or recognised, about the wilful absence of the occupier
or his agent or person, or, as the case may be, his refusal to sign the
container or containers.

(5) In discharge of its functions and exercising of its authority, the
Commission and the Sub-Committees mentioned in Section 11 shall be
bound by such general or specific directions of the Central Government,
as may be issued from time to time.

(6) For removal of doubts, it is hereby clarified that notwithstanding
anything contained in any other law for the time being in force, and
notwithstanding any judgment or order of any court, and subject to the
provisions of this Ordinance, the Commission shall have exclusive jurisdiction
in respect of matters covered by this Ordinance and no other body or
authority or committee or individual shall have any power or jurisdiction
in that matter.

(7) In particular and without prejudice to the generality of the
foregoing provisions, the Commission shall perform all or any of the
following functions, namely :

- (a) *take up matters suo motu*, or on the basis of complaints
made by any individual, representative body or organisation
functioning in the field of environment, against any individual,
association, company, public undertaking or local body carrying
on any industry, operation or process ;
- (b) provide the mechanism and the means to implement in the
National Capital Region and Adjoining Areas
 - (i) the National Clean Air Programme ;
 - (ii) the National Air Quality Monitoring Programme ;
 - (iii) the National Ambient Air Quality Standards ;

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(c) provide an effective framework and platform in the National Capital Region and Adjoining Areas for

(i) source identification of air pollutants on a periodic basis ;

(ii) taking on-ground steps for curbing air pollution ;

(iii) specific research and development in the field of air pollution ;

(iv) synergising the energies and efforts of all stakeholders in developing innovative ways to monitor, enforce and research on the issues concerning air pollution ;

(v) building a network between technical institutions working or researching in the field of air pollution ;

(vi) international cooperation including sharing of international best practices in the field of air pollution ;

(vii) training and creating a special work-force for tackling the problem of air pollution ;

(d) provide an effective frame work, action plan and take appropriate steps forô

(i) tackling the problem of stubble burning ;

(ii) monitoring, assessing and inspecting air polluting agents ;

(iii) increasing plantation ;

(e) monitoring the measures taken by the States to prevent stubble burning ;

(f) undertake and promote research in the field of air pollution ;

(2) Notwithstanding anything contained in the Code of Criminal Procedure, 1973 (2 of 1974), the offence under this Ordinance shall be non-cognizable and shall be triable by the Judicial Magistrate of the First Class who shall not take cognizance of the offence except upon a complaint made by the Commission or any officer authorised by the Commission in this behalf.

(3) Where any offence under this Ordinance has been committed by a company, every person who, at the time the offence was committed, was directly in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly :

Provided that nothing contained in this sub-section shall render any such person liable to any punishment provided in this Ordinance, if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(4) Notwithstanding anything contained in sub-section (3), where an offence under this Ordinance has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation : For the purposes of sub-sections (3) and (4),

- (a) "company" means any body corporate, and includes a firm or other association of individuals ; and
- (b) "director", in relation to a firm, means a partner in the firm.

(5) Where an offence under this Ordinance has been committed by any Department of Government, the Head of the Department shall be

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deemed to be guilty of the offence and shall be liable to be proceeded
against and punished accordingly :

Provided that nothing contained in this section shall render such
Head of the Department liable to any punishment if he proves that the
offence was committed without his knowledge or that he exercised all
due diligence to prevent the commission of such offence.

(6) Notwithstanding anything contained in sub-section (5), where an
offence under this Ordinance has been committed by a Department of
Government and it is proved that the offence has been committed with
the consent or connivance of, or is attributable to any neglect on the part
of, any officer, other than the Head of the Department, such officer shall
also be deemed to be guilty of that offence and shall be liable to be
proceeded against and punished accordingly.

(7) For the purpose of this section and the procedure to be
followed thereunder, the provisions of the Code of Criminal Procedure,
1973 (2 of 1974), shall apply.

15. **Environmental Compensation.** The Commission may impose
and collect Environmental Compensation from farmers causing air pollution
by stubble burning, at such rate and in such manner, as may be prescribed.

CHAPTER IV

Finance, Accounts and Audit

16. **Grant by Central Government.** (1) The Central Government
shall, after due appropriation made by Parliament by law in this behalf,
pay to the Commission by way of grants such sums of money as the
Central Government may think fit for being utilised for the purposes of
this Ordinance.

(2) The Commission may spend such sums as it thinks fit
for performing the functions under this Ordinance, and such sums
shall be treated as expenditure payable out of the grants referred to in
sub-section (1).

(2) The accounts of the Commission shall be audited by the Comptroller and Auditor-General at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Commission to the Comptroller and Auditor-General.

(4) The accounts of the Commission, as certified by the Comptroller and Auditor-General or any other person appointed by him in this behalf, together with the audit report thereon shall be forwarded annually to the Central Government by the Commission and the Central Government shall cause the audit report to be laid, as soon as may be after it is received, before each House of Parliament.

Miscellaneous

19. Constitution of special investigation teams. Notwithstanding anything contained in any other law for the time being in force or any judicial order by any Court, where the Commission considers

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it necessary so to do, it may constitute one or more special investigation
teams, consisting of such officers or such persons, as it thinks necessary,
for purposes of carrying out its functions under this Ordinance.

20. Power of Central Government to issue direction.

Notwithstanding anything contained in any other law for the time being
in force, but subject to the provision of this Ordinance, the Central
Government may issue in writing such direction, as it deems fit, to the
Commission or any person, officer or authority authorised by the
Commission, and the Commission, person, or authority, as the case may
be, shall be bound to comply with such direction.

21. Power of Central Government to call for information.

The Central Government may, from time to time, call for such information
and reports from the Commission, as it deems fit and the Commission
shall be bound to provide such information and report.

22. Bar of jurisdiction. No civil court shall have jurisdiction to
entertain any suit, proceeding or dispute pertaining to or arising out of the
actions taken or directions issued by the Commission in respect of any
matter which the Commission is empowered by or under this Ordinance,
except the National Green Tribunal referred to in Section 18.

23. Protection of action taken in good faith. No suit or other
legal proceeding shall lie against the Central Government, the State
Government, the Commission, or any Member thereof, or any person
acting under the direction either of the Central Government, State
Government, or the Commission in respect of anything which is in good
faith done or intended to be done in pursuance of this Ordinance or of
any rules or any order made thereunder.

24. Members and officers to be public servants. Every
Member of the Commission and every officer appointed or authorised by
the Commission to exercise functions under this Ordinance shall be deemed
to be a public servant within the meaning of Section 21 of the Indian
Penal Code (45 of 1860).

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25. Power of Central Government to make rules. (1) The Central Government may, by notification, make rules to carry out the provisions of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely :

- (a) the other Associate Members under clause (h) of sub-section (3) of Section 3 ;
- (b) the manner of removal of Chairperson or a Member under sub-section (2) of Section 5 ;
- (c) the salaries and allowances payable to, and the other terms and conditions of service of, the Chairperson and Members under sub-section (1) of Section 8 ;
- (d) the allowance payable to the members, other than ex-officio members of the Sub-Committees, under sub-section (6) of Section 11 ;
- (e) the appointment of such officers and other staff under sub-section (7) of Section 11 ;
- (f) the salaries, allowances and conditions of service of the officers and other staff under sub-section (9) of Section 11 ;
- (g) the manner of taking samples under clause (a), and the form of notice under sub-clause (i) of clause (c), of sub-section (4) of Section 12 ;
- (h) the rate at which, and the manner in which, the Environmental Compensation shall be imposed and collected under section 15 ;
- (i) the form in which annual statement of accounts shall be prepared under sub-section (1) of Section 17 ;

(j) any other matter which has to be, or may be, prescribed.

26. Power of Commission to make regulations. (1) Subject to the provisions of this Ordinance and the rules made thereunder, the Commission may, with the previous approval of the Central Government, by notification, make regulations to carry out the provisions of this Ordinance.

- (a) the procedure to be followed by the Commission under sub-section (2) of Section 10 ;
- (b) the conditions and limitations subject to which power may be delegated by the Commission under sub-section (4) of Section 10 ;
- (c) the members of each Sub-Committee under sub-sections (2), (3) and (4) of Section 11 ;
- (d) the form and the manner of furnishing annual report under Section 13 ;

(e) any other matter which has to be, or may be, specified by regulations.

(3) Every regulation made by the Commission under this Ordinance shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session or the successive sessions aforesaid, both Houses agree in making any modification in the regulation or both Houses agree that the regulation should not be made, the regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that regulation.

27. Power to remove difficulties. (1) If any difficulty arises in giving effect to the provisions of this Ordinance, the Central Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Ordinance as appear to it to be necessary or expedient for removing the difficulty.

(2) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.

28. Ordinance to have overriding effect. (1) The provisions of this Ordinance shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force, any document, judgement, order, bye-law, rule, regulation, notification having the force of law in the territory of India.

(2) Notwithstanding anything contained in any other law for the time being in force or any judgement or any order of any Court and subject to the provisions of this Ordinance, upon the notification of the constitution of the Commission under section 3, no other individual or body or authority constituted either under a law enacted by Parliament, or by a State, or appointed or nominated in terms of any judicial order,

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shall act upon or have jurisdiction in relation to the matters covered by
this Ordinance.

29. Repeal and savings of order constituting Environment Pollution (Prevention and Control) Authority for National Capital Region. (1) The Order made under section 3 of the Environment (Protection) Act, 1986 (29 of 1986) constituting the Environment Pollution (Prevention and Control) Authority for the National Capital Region vide Notification Number S. O. 93(E), dated the 29th January, 1998 is hereby repealed and the Environment Pollution (Prevention and Control) Authority for the National Capital Region is hereby dissolved.

(2) Notwithstanding such repeal, anything done or any action taken by the Environment Pollution (Prevention and Control) Authority for the National Capital Region under the said Order, shall be deemed to have been done or taken under the corresponding provisions of this Ordinance.

30. Savings. Notwithstanding the cessation of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Ordinance, 2020 (Ord. 13 of 2020), anything done or any action taken under the Ordinance so ceased, shall be deemed to have been done or taken under the corresponding provisions of this Ordinance.

RAM NATH KOVIND,
President.

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(Sd.) DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.

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CORRIGENDA

- (i) at page 3, in line 7, for *ö3.ö*, read *ö4.ö* ;
- (ii) at page 5, in line 22, for *öwordö*, read *öwordsö* ;
- (iii) at page 7, in line 26, for *öAIRPORTö*, read *öAIRPORTSö* ;
- (iv) at page 22, in line 5, for *ö(Act 55 of 1994)ö*, read *ö(55 of 1994)ö*.

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Wed., the 3rd March, 2021/12th Phal., 1942. [No. 48-h

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 3rd March, 2021.

SO-72.& Whereas, on 26-04-2020, Pulwama Police received reliable information that these persons identified as (1) Ayash Aziz Dar S/o Ab. Aziz, (2) Musadiq Ahmad Lone S/o Ab. Gaffar Lone and (3) Asif Ali Dar S/o Ali Mohammad Dar R/o Niloora, Pulwama were working for the terrorists of HM outfit and were allowing the local youth to join the terrorist ranks in the area ; and

2. Whereas, a Case FIR No. 35/2020 under sections 13, 18, 18-B, 39 Unlawful Activities (Prevention) Act 1967, came to be registered in Police Station, Litter and investigation of the case was set into motion ; and

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Thu., the 4th March, 2021/13th Phal., 1942. [No. 49-b

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PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 3rd March, 2021.

SO-75.& Whereas, on 08-09-2020, Kulgam Police received reliable information about the transportation of illegal arms/ammunition by two suspects identified as Shahnawaz Ahmad Mir S/o Zahoor Ahmad Mir R/o Mandujan, Shopian and Bilal Ahmad Kutay S/o Gh. Mohammad Kutay R/o Chotapora, Shopian in a vehicle (truck) from Samba to Valley ; and

2. Whereas, during naka checking at Jawahar Tunnel, Police arrested both the accused persons and on the search of vehicle Truck bearing registration No. JK22-1737, Police recovered 01 M4 US Carbine, 03 M4 Magazines, 90 Rounds, 01 AK Rifle along with 02AK Magazines and

2 The J&K Official Gazette, 4th March, 2021/13th Phal., 1942. [No. 49-b
59 Rounds, 06 Pistols, 12 Pistol Magazine and 84 Rounds from the vehicle
which was driven by accused Shahnawaz Ahmad Mir with Co-driver Bilal
Ahmad Kutay ; and

3. Whereas, a Case FIR No. 255/2020 under sections 13, 18, 20, 23,
39 Unlawful Activities (Prevention) Act, 1967, came to be registered in
Police Station, Qazigund and investigation of the case was set into motion ;
and

4. Whereas, during investigation site plan of place of occurrence and
seizure memo was prepared and statement of witnesses acquainted with
the facts and circumstances were recorded under the relevant provisions
of law ; and

5. Whereas, during the investigation accused Shahnawaz Ahmad
disclosed that he along with his Co-driver were in constant touch with the
terrorist namely Abid Hussain Sheikh S/o Mohammad Ramzan R/o
Chotapora, Shopian and on his directions they had acquired the arms/
ammunition from the Basanter Bridge, Samba which was dropped by drone
in the area ; and

6. Whereas, the accused further disclosed that two other accused
persons namely Mustakeem Yousuf Ganie S/o Mohammad Yousuf R/o
Saimoo, Pulwama and Zeeshan Shafi Sheikh S/o Mohammad Shafi R/o
Bilal Colony, Bijbehara were also working as OGWs for the terrorists who
helped them for procuring the arms/ammunition from the Samba on the
directions of the said terrorist. Subsequently these two accused were
arrested in the case ; and

7. Whereas, during investigation it was revealed that the accused
persons were working as OGWs for the terrorists active in the area and on
the directions to terrorist of LeT outfit namely Abid Ahmad Sheikh, the
accused had acquired the arms/ammunition from the Samba area for further
distribution among the terrorists for carrying out the terror activities in the
Valley ; and

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8. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has *prima facie* established involvement of the below mentioned accused persons for commission of offences punishable under section (s) as shown against each of Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of the Accused	Offence
1.	Shahnawaz Ahmad Mir S/o Zahoor Ahmad Mir R/o Mandujan, Shopian	13, 18, 23, 39 ULA (P) Act
2.	Bilal Ahmad Kutay S/o Gh. Mohammad Kutay R/o Chotapora, Shopian	
3.	Mustakeem Yousf Ganie S/o Mohammad Yousf Ganie R/o Saimoo, Pulwama	13, 18, 39 ULA (P) Act
4.	Zeeshan Shafi Sheikh S/o Mohammad Sheikh R/o Bilal Colony, Bijbehara	
5.	Abid Hussian Sheikh S/o Mohammad Ramzan R/o Chotapora, Shopian	18, 20 ULA (P) Act

9. Whereas, the accused Abid Hussain Sheikh has absconded, therefore proceedings under section 299 Cr. P. C. have been initiated against him ; and

10. Whereas, the Authority appointed by the Government under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

11. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2)

By order of the Government of Jammu and Kashmir.

Chief Secretary to Government

EXTRAORDINARY

REGD. NO. JK633



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Vol. 133] Jammu, Thu., the 4th March, 2021/13th Phal., 1942. [No. 49-c

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT

Notification

Jammu, the 4th March, 2021.

SO-76. Whereas, on 10-9-2020, Kupwara Police received reliable information regarding movement of some terrorists in the District. Subsequently the nakas were intensified for checking of private vehicles in the district ; and

2. Whereas, during checking at Drugmulla Police intercepted a vehicle (Eon) for checking. During checking of the vehicle Police recovered 01 AK 47 rifle, 02 AK Magazines, 30 AK rounds, 02 Hand grenades, Indian

2 The J&K Official Gazette, 4th March, 2021/13th Phal., 1942. [No. 49-c
currency of Rs. 7,00,000/- from the vehicle. Subsequently, Police arrested
two terrorists of JeM outfit travelling in the said vehicle identified as
Waseem Irshad Gabroo S/o Irshad Ahmad R/o Takyabal and Mehraj-ud-
Din Wani S/o Ghulam Din R/o Badshah Masjid, Sopore ; and

3. Whereas, a Case FIR No. 233/2020 under sections 13, 20, 21, 23,
38, 39 Unlawful Activities (Prevention) Act, 1967, came to be registered in
Police Station, Kupwara and investigation was set into motion ; and

4. Whereas, during the course of investigation site plan of place of
occurrence and seizure memo was prepared and statement of witnesses
acquainted with the facts and circumstances were recorded under the
relevant provisions of law ; and

5. Whereas, during further investigation it was revealed that the
accused terrorists along with their associate (OGW) namely Mehraj-ud-
Din Gojri S/o Sonallah Gojri R/o Batpora, Budshah Masjid, Sopore had
received terror funding of an amount of Rs. 10,02,000/- from an unknown
person at HMT, Srinagar for procurement of arms/ammunition for carrying
out the terrorist activities in the District Kupwara ; and

6. Whereas, during investigation accused namely Mehraj-ud-Din Gojri
was arrested in connection with the case and during investigation Police
recovered funds meant for terror activities viz. an amount of Rs. 3,02,000/-
from his possession ; and

7. Whereas, during investigation it was revealed that accused Waseem
Irshad Gabroo and Mehraj-ud-Din Wani were terrorists of JeM outfit and
accused Mehraj-ud-Din Gojri was working as OGW for the terrorists of
JeM outfit and was providing logistic support, transportation facilities to the
terrorists for carrying out the terrorist activities in the district ; and

8. Whereas, on the basis of investigation, statement of witnesses
recorded and other evidence collected, the Investigating Officer has
prima facie established involvement of mentioned accused persons for

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 5th March, 2021.

SO-79.& Whereas, on 15-9-2020, Srinagar Police received reliable information about the hideout of terrorists at Bismallah Colony, Natipora, Srinagar possessing illegal arms/ammunition to carry out terrorist strike in the area. Subsequently joint cordon and search operation was launched in the area ; and

2. Whereas, during search Police/Security Forces arrested two terrorists of JeM outfit identified as Manzoor Ahmad Sofi @ Raju S/o Nazir Ahmad Sofi R/o Natipora and Hilal Ahmad Parray S/o Mohammad Ismail

2 The J&K Official Gazette, 5th March, 2021/14th Phal., 1942. [No. 49-f
Parray R/o Bismallah Colony, Natipora and recovered one pistol, 02 Pistol
Magazine, 35 rounds and one hand grenade from their possession ; and

3. Whereas, a case FIR No. 231/2020 under sections 18, 20, 23 ULA
(P) Act, 1967 was registered in Police Station, Sadder, Srinagar and
investigation of the case was taken up ; and

4. Whereas, during the course of investigation, site plan of place of
occurrence and seizure memo was prepared and statement of witnesses
acquainted with the facts and circumstances of the case were recorded
under the relevant provisions of law ; and

5. Whereas, during further investigation, the accused disclosed that
they were initially working as OGWs for the terrorists of JeM outfit active
in the area and had joined the terrorist ranks of JeM outfit in the month of
August, 2020. The accused further disclosed that they were planning to
carry out terrorist strike in the Srinagar City ; and

6. Whereas, on the basis of investigation, statement of witnesses
recorded and other evidence collected, the Investigating Officer has
prima facie established involvement of the below mentioned accused
persons for commission of offences punishable under relevant sections of
the law as shown against each of Unlawful Activities (Prevention) Act,
1967 :

S. No.	Name of the Accused	Offence
1.	Manzoor Ahmad Sofi S/o Nazir Ahmad Sofi R/o Natipora	18, 20, 23 ULA (P) Act
2.	Hilal Ahmad Parray S/o Mohammad Ismail Parray R/o Bismillah Colony, Natipora	

7. Whereas, the Authority appointed by the Government under
sub-section (2) of Section 45 of the ULA(P) Act, 1967 has independently
examined the case diary file and all the other relevant documents relating to
the case and has come to a conclusion that a *prima facie* case against the
accused has been made out ; and

8. Whereas after perusing the case diary, the relevant documents and also taking into consideration views of the Authority appointed under sub-section (2) of the Section 45 of ULA (P) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the accused for their prosecution under the aforesaid provisions of law.

By order of the Government of Jammu and Kashmir.

Principal Secretary to Government,
Home Department.

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Tue., the 16th March, 2021/25th Phal., 1942. [No. 50-b

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT

Notification

Jammu, the 16th March, 2021.

SO-92. Whereas, on 21-09-2020, Kishtwar Police received reliable information that the persons namely (1) Mohd Hanief S/o Ghulam Hassan Butt R/o Nai Basti, Char Pather, Bugrana, (2) Gulzar Ahmad S/o Ghulam Hassan Butt R/o Nai Basti, Char Pather, Bugrana Saroor and (3) Zahir Abas S/o Irshad Ahmad Naik R/o Badhat, Saroor were affiliated/working with the banned organization of HM outfit ; and

2. Whereas, it was also learnt that the accused persons were providing shelter and other logistic support to the terrorists namely (1) Mohd Amin @

2 The J&K Official Gazette, 16th March, 2021/25th Phal.,1942. [No. 50-b
Jahangir S/o Mohd Anwar Butt R/o Bahadat, Saroor, (2) Reyaz Ahmad
S/o Mohd Ramzan R/o Anjer Rene, Marwah and (3) Muddasir Ahmad
Ginoo S/o Tariq Ahmad Ginoo R/o Tander, Dachhan active in the area and
were harbouring them, besides providing information to the above terrorists
about the movement of security forces for carrying out the attacks on security
forces ; and

3. Whereas, a Case FIR No. 178/2020 under sections 13, 18, 19, 20,
23, 39 of Unlawful Activities (Prevention) Act, 1967, came to be registered
in Police Station, Kishtwar and investigation of the case was set into motion
; and

4. Whereas, during the course of investigation the statement of
witnesses acquainted with the facts and circumstances of the case were
recorded under the relevant provisions of law ; and

5. Whereas, during further investigation two accused persons namely
Mohd Hanief and Gulzar Ahmad were arrested in connection with the case
on 21-09-2020 and during search, Police recovered 01 SLR Magazine,
31 SLR Rounds, 02 Chinese Hand grenades from their residential houses.
Another accused namely Zahir Abas was arrested in the case on
22-09-2020 and during search, Police recovered 01 Pistol, 02 Pistol
Magazines, 18 Pistol Rounds from his residential house and necessary memos
to this effect have been prepared ; and

6. Whereas, during investigation it was revealed that the accused
persons Mohd Hanief, Gulzar Ahmad and Zahir Abas were working as
OGWs for the terrorists of HM outfit namely Mohd Amin @ Jahangir,
Reyaz Ahmad and Muddasir Ahmad Ginoo and were providing logistic
support to the above terrorists, besides voluntarily harbouring and providing
information to the terrorists with regard to movement of security forces for
carrying out attacks on the security forces in the area ; and

7. Whereas, on the basis of investigation, statement of witnesses
recorded and other evidence collected, the Investigating Officer has
prima facie established involvement of the below mentioned accused

No. 50-b] The J&K Official Gazette, 16th March, 2021/25th Phal., 1942. 3
 persons for commission of offences punishable under section(s) as shown
 against each of Unlawful Activities (Prevention) Act, 1967 :

S. No.	Name of the Accused	Offence
1.	Gulzar Ahmad S/o Gh. Hassan Butt R/o Nai Basti, Char Pather, Bugrana, Saroor	13, 18, 19, 23, 39 ULA (P) Act
2.	Mohd Hanief S/o Gh. Hassan Butt R/o Nai Basti, Char Pather, Bugrana, Saroor	
3.	Zahir Abass S/o Irshad Ahmad R/o Badhat, Saroor	
4.	Mohd Amin @ Jahangir S/o Mohd Anwar Butt R/o Badhat, Saroor	18, 20 ULA (P) Act
5.	Reyaz Ahmad S/o Mohd Ramzan R/o Anyer Renie, Marwah	
6.	Mudassir Hussain S/o Tariq Hussain Ginoo R/o Tander, Dachhan	

8. Whereas, the accused persons figuring from S. Nos. 04 to 06 above are active terrorists and are absconding against whom proceedings under section 299 Cr. P. C. have been proposed to be initiated against them, whileas other accused persons are under judicial custody from the date of their arrests ; and

9. Whereas, the Authority appointed by the Government under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

10. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

4 The J&K Official Gazette, 16th March, 2021/25th Phal.,1942. [No. 50-b
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Now, therefore, in exercise of powers conferred by sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused for the commission of offences punishable under sections 13, 18, 19, 20, 23, 39 ULA (P) Act, in the case FIR No. 178/2020 of Police Station, Kishtwar.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to Government,
Home Department.

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Tue., the 16th March, 2021/25th Phal., 1942. [No. 50-c

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separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT

Notification

Jammu, the 16th March, 2021.

SO-93. Whereas, on 06-6-2020, Sopore Police received reliable information that some unknown terrorists fired upon one Danish Ahmad Najar @ Ishfaq S/o Manzoor Ahmad Najar R/o Eidipora, Bomai near his residence due to which he got critically injured and was shifted to hospital for treatment where he succumbed to his injuries ; and

4 The J&K Official Gazette, 16th March, 2021/25th Phal., 1942. [No. 50-c
above-mentioned accused persons for the commission of offences
punishable under sections 16,18,18-B, 20, 23 ULA (P) Act, in the case FIR
No. 38/2020 of Police Station, Bomai.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to Government,
Home Department.



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PART III

Laws, Regulations and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATô FINANCE DEPARTMENT

Notification

Srinagar, the 25th August, 2020.

SO-265.66In exercise of the powers conferred by section 128
of the Jammu and Kashmir Goods and Services Tax Act, 2017
(Act No.V of 2017) (hereafter in this notification referred to as the said
Act), read with section 148 of the said Act, the Government, on the

(1)
(2)
(3)
(4)

June, 2020

If return in FORM
GSTR-3B is
furnished on or
before the 25th day
of September, 2020.

July, 2020

If return in FORM
GSTR-3B is furnished
on or before the 29th
day of September,
2020.

8 Provided also that the total amount of late fee payable for
a tax period, under section 47 of the said Act shall stand
waived which is in excess of an amount of two hundred
and fifty rupees for the registered person who failed to
furnish the return in FORM GSTR-3B for the months of
July, 2017 to January, 2020, by the due date but furnishes
the said return between the period from 1st day of July,
2020 to 30th day of September, 2020 :

Provided also that where the total amount of state tax payable in the said return is nil, the total amount of late fee payable for a tax period, under section 47 of the said Act shall stand waived for the registered person who failed to furnish the return in FORM GSTR-3B for the months of July, 2017 to January, 2020, by the due date but furnishes the said return between the period from 1st day of July, 2020 to 30th day of September; 2020.ö.

This notification shall be deemed to have come into force
w. e. f. 24-06-2020.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,

Financial Commissioner to the Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JKô 33



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PART III

Laws, Regulations and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATô FINANCE DEPARTMENT

Notification

Srinagar, the 25th August, 2020.

SO-267.ôôln exercise of the powers conferred by section 128
of the Jammu and Kashmir Goods and Services Tax Act, 2017
(Act No.V of 2017), the Government, on the recommendations of the

2 The J&K Official Gazette, 25th August, 2020/3rd Bhad., 1942. [No. 21-h
Council, hereby makes the following further amendment in the Notification
SRO No. 33 dated 23rd January, 2018, namely :

In the said notification, for the fourth proviso, the following proviso
shall be substituted, namely :

Provided also that the amount of late fee payable under
section 47 of the said Act shall stand waived for the registered
persons who fail to furnish the details of outward supplies
for the months or quarter mentioned in column (2) of the
Table below in FORM GSTR-1 by the due date, but furnishes
the said details on or before the dates mentioned in column
(3) of the said Table :

Table

Sl. No.	Month/Quarter	Dates
(1)	(2)	(3)
1.	March, 2020	10th day of July, 2020.
2.	April, 2020	24th day of July, 2020.
3.	May, 2020	28th day of July, 2020.
4.	June, 2020	05th day of August, 2020.
5.	January to March, 2020	17th day of July, 2020.
6.	April to June, 2020	03rd day of August, 2020.

This notification shall deemed to have come into force
w. e. f. 24-06.2020.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,
Financial Commissioner to the Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JK 33



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PART III

Laws, Regulations and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATô FINANCE DEPARTMENT

Notification

Srinagar, the 25th August, 2020.

SO-268.ôôln exercise of the powers conferred by sub-section (1)
of section 50 of the Jammu and Kashmir Goods and Services Tax
Act, 2017 (Act No. V of 2017) read with section 148 of the said Act,

2 The J&K Official Gazette, 25th August, 2020/3rd Bhad., 1942. [No. 21-i
 the Government, on the recommendations of the Council, hereby makes
 the following further amendment in Notification SRO No. 300 dated
 18-07-2017, namely :

In the said notification, in the first paragraph, for the first proviso,
 the following proviso shall be substituted, namely :

Provided that the rate of interest per annum shall be as
 specified in column (3) of the Table given below for the period
 mentioned therein, for the class of registered persons mentioned
 in the corresponding entry in column (2) of the said Table,
 who are required to furnish the returns in FORM GSTR-3B,
 but fail to furnish the said return along with payment of tax
 for the months mentioned in the corresponding entry in column
 (4) of the said Table by the due date, namely :

Table

S. No.	Class of registered persons	Rate of interest	Tax period
(1)	(2)	(3)	(4)
1.	Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year	Nil for first 15 days from the due date and 9 per cent thereafter till 24th day of June, 2020	February, 2020, March 2020, April, 2020.
2.	Taxpayers having an aggregate turnover of up to rupees 5 crores in the preceding financial year, whose principal place of business is in the Union Territory of Jammu and Kashmir	Nil till the 30th day of June, 2020 and 9 per cent thereafter till the 30th day of September, 2020	February, 2020.

[illegible]

Nil till the 29th day of September, 2020 and 9 per cent thereafter till the 30th day of September, 2020

Financial Commissioner to the Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JK 33



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Srinagar, the 10th September, 2020.

SO-289.óóWhereas, on 14-03-2020, Police Station, Tarzoo, Sopore, received a reliable information about the hiding of terrorists hiding in Village Bulgam with the intension to commit terrorist activities in the area ; and

No. 24-b] The J&K Official Gazette, 10th Sept., 2020/19th Bhad., 1942. 3
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Government hereby accords sanction for launching prosecution against
the above-mentioned accused for the commission of offences punishable
under sections 20, 23, of ULA (P) Act, in the case FIR No. 18/2020
of Police Station, Tarzoo.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to the Government,
Home Department.