

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

	CONTENTS	English Pages	Vernae lar paş
PART	I-Aô Appointments, promotions, transfers and leave of absence sanctioned by the Governor, Government and the Ministers	302-320	
PART	I-Bó Notifications, Communiques and General Orders by the Government and the Ministers	179-184	
PART	II-Aó Appointments, promotions, transfers and leave of absence sanctioned by Heads of Departments	47-50	
PART	II-B6 Notifications, Notices and Orders by Heads of Departments, Provincial Heads, Magistrates and other officers competent to issue public notices under any law or rule	47-30	
PART	II-Có Notifications, Notices and Orders by Election Commission of India, Chief Electoral Officer, Jammu and Kashmir and other Officers of the Department, Election Petitions and Judgements of Election Tribunal	103 110	
PART	III- Laws, Regulations and Rules passed thereunder		
PART	IVó Reprints from the Government of India Gazette or Gazettes of others Governments		
PART	Vó Information and Statistics (a) Rates and prices in the State (b) Rates and wages (c) Crop Report and Forecasts (d) Whether Observations (e) Vital Statistics		
SUPPLEN	IENT-AóTrade		
	Monthly Imports and Exports from the State		
SUPPLEM	IENT-BóPolice	125-126	107-11

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PART I-A

Jammu & Kashmir Government-Orders

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HIGH COURT OF JAMMU AND KASHMIR AND LADAKH (Office of the Registrar General at Jammu/Srinagar).

Notification

No. 1093 of 2022/RG Dated 02-09-2022.

In exercise of the powers conferred by Section 30 of the Jammu and Kashmir Civil Courts Act, Svt.1977, the High Court of Jammu & Kashmir and Ladakh makes the following rules :ô

CHAPTER I

- 1. **Short title and commencement.**ô (i) These Rules may be called the Union Territory of Ladakh Ministerial and Other Staff of the Subordinate Courts (Recruitment and Conditions of Service) Rules, 2022.
- (ii) These Rules shall come into force with effect from the date of their publication in the Government Gazette.
 - 2. **Definitions.**ô In the Rules unless the context otherwise requires,ô
 - (a) Administrative Department
 øfor the purpose of these Rules and all other Rules applicable to the Ministerial and Other Staff shall mean the High Court of Jammu & Kashmir and Ladakh exercising its control on ministerial and other staff through the Chief Justice;
 - (b) :Chief Justiceø means the Chief Justice of the High Court of Jammu & Kashmir and Ladakh;
 - (c) :Competent Authorityømeans the Chief Justice or such other authority as may be nominated by the Chief Justice;
 - (d) Competitive Examination

 means the Examination in such papers, such other technical or practical tests like typing, stenography etc. and such viva voce test or other tests

- (e) Departmental Promotion Committeeømeans a Committee set up by the Competent Authority for the purposes of preparing the list of eligible persons for promotion to a category of posts under these Rules;
- (f) District Cadreømeans a cadre of the Department in the District comprising the posts shown in Schedule Aøto these Rules as District Cadre posts;
- (g) District Recruitment Boardø means the Board constituted under these Rules for appointment of a person borne on District Cadre;
- (h) Governmentømeans the Administrator exercising the powers of Government in the Union Territory of Ladakh;
- \ (i) :High Courtømeans the High Court of Jammu & Kashmir and Ladakh;
 - (j) Jammu and Kashmir Subordinate Courts Service
 means
 Ministerial and Other Staff of the Subordinate Courts service
 cadre constituted in terms of the Jammu and Kashmir
 Ministerial and Other Staff of Subordinate Courts (Recruitment
 and Conditions of Service) Rules, 2016;
 - (k) :Judgeø means the Judge of the High Court of Jammu & Kashmir and Ladakh;
 - (l) -Ministerial Officials@means staff of every class and category working in the Subordinate Courts of the Union Territory, exercising supervisory or ministerial functions;
 - (m) -Other Officialsømeans staff of every class and category other than ministerial officials working in the Subordinate Courts of the Union Territory;
 - (n) Regulations ømeans the Regulations as prescribed by the Chief Justice under these Rules;

- (o) Serviceø means the Ministerial and Other Staff of the Subordinate Courts service cadre constituted in terms of these Rules;
- (p) -Union Territoryømeans the Union Territory of Ladakh;
- (q) :Union Territory cadreømeans the cadre of the department in the Union Territory comprising all posts shown in Schedule :Aøas Union Territory cadre posts.
- (r) -Union Territory Level Recruitment Boardømeans the Board constituted under these Rules for appointment of a person borne on Union Territory cadre.
- 3. **Interpretation.**ô If, at any time, there arises any doubt regarding the application or interpretation of these rules, the same shall be decided by the Chief Justice whose decision in the matter shall be final.
- 4. **Delegation.**ô The High Court or the Chief Justice, as the case may be, may, by a special or general order, delegate all or any of the powers and functions as conferred or enjoined under these rules, to any Judge or an officer of the High Court.

CHAPTER II

- 5. Constitution of Ladakh Ministerial and Other Staff of the Subordinate Courts Service.ô õLadakh Ministerial and Other Staff of the Subordinate Courts Serviceö shall come into being from the date of coming into force of these Rules. The service shall consist of posts as shown in Schedule Aø to these Rules. Persons already serving as Ministerial and Other Staff at various levels and in different capacities prior to the coming into force of these rules shall form part of the service in their respective class and category. The grades of all these posts shall be the same as shown in Schedule Aøsubject to any change, modification or addition or revision as may be approved and sanctioned by the Government from time to time on the recommendation of the Chief Justice or otherwise.
- 6. **Strength and composition of the cadre.**ô The Union Territory and District Cadre of the Service shall consist of such number of permanent and temporary posts as stand sanctioned for Ladakh Division of the erstwhile State of Jammu and Kashmir in the respective cadres on the date of

- 7. **Appointment to the service.**ô (i) Appointment to the Service shall be madeô
 - (a) by direct recruitment;
 - (b) by promotion; and
 - (c) partly by direct recruitment and partly by promotion;
 - (d) by deputation of a suitable person serving in the Jammu and Kashmir Subordinate Courts Service.
- (ii) In case suitable persons are not available for appointment in a mode prescribed in the Schedule, viz., by promotion or direct recruitment, the posts may be filled up by other modes or in such other manner as the Chief Justice may from time to time prescribe.
- (iii) In the matter of appointment by promotion of staff members from District Cadre to Union Territory Cadre, proportional representation shall be given to every District, for which a suitable mechanism shall be devised by the Chief Justice.
- 8. **Age for direct recruitment.**ô Age for direct recruitment in the service shall be same as provided for the Government Service from time to time:

Provided that the age bar may be relaxed in general or individual cases for the reasons to be recorded in writing by the Chief Justice, if some special circumstances so warrant.

- 9. **Probation.**ô (1) Persons appointed, whether by direct recruitment or by promotion, to any class or category in the service shall remain on probation for a period of two years and their confirmation to the service shall be subject to their completion of probation period satisfactorily, including qualifying any examination is provided for in this regard.
- (2) The Chief Justice may from time to time extend the period of probation in respect of a person appointed to the service for reasons to be recorded in writing:

Provided that such extension shall not be for a period of more than two years in all.

(3) The Chief Justice may in its discretion, on sufficient grounds and for the reasons to be recorded in writing, at any time before completion of probation of any person appointed to the service, terminate the probation and discharge such person:

Provided that such person shall be served with a notice of not less than fifteen days asking such person to show cause before discharge of such person from the service.

- (4) No person appointed to the service shall be deemed to have been confirmed unless an order to that effect is passed by the appointing authority.
- 10. **Qualification for appointment.**ô (i) No person shall be eligible for appointment to the service, whether by direct recruitment or on promotion, unless he possesses, at the time of applying for the post in case of direct recruitment and at the time of such appointment in case of promotion, the requisite qualification prescribed for such appointment in Schedule- \pm Bøto these Rules:

Provided that while granting promotion to a higher post, officials who are in service on the date coming into force of these rules, shall be considered notwithstanding their qualification and due regard shall be given to the service rendered by such employee. Chief Justice may grant relaxation in academic qualification to an in-service candidate in such cases, if he is otherwise suitable for the post and his service record has remained satisfactory:

Provided further that in exceptional cases, for reasons to be recorded in writing, the Chief Justice may relax the qualification bar, either generally or in an individual case.

- (ii) Any condition as to appointment only of the persons residing or domiciled in the Union Territory, as may be prescribed by the Rules and regulations governing appointment to the Government Service shall apply to appointment to the service, except by way of deputation.
- 11. **Reservations in appointments.**ô (i) While making appointments either by direct recruitment or promotion, reservation shall be made in accordance with the rules and orders issued from time to time by the

- (ii) The Chief Justice may from time to time, either generally or with relation to any particular recruitment, issue guidelines for the purposes of making such reservation.
- 12. **Procedure for appointment.**ô The appointment of ministerial and other staff of the Union Territory Cadre and the District Cadre shall be made by the Chief Justice and the District Judge of the District concerned respectively, as the case may be, in accordance with the procedure prescribed therefor under the Regulations as may be framed by the Chief Justice. The Regulations *inter alia*, may provide for the following :ô
 - (a) Method of selection to a particular post;
 - (b) The manner in which applications are to be invited from prospective candidates;
 - (c) The holding of a written examination for preliminary scrutiny of candidates or selection, as the case may be;
 - (d) The syllabus prescribed for such written examinations and marks earmarked therefor:
 - (e) Conduct of the viva voce, shorthand and type test or any other technical test and the marks prescribed therefor;
 - (f) The Constitution of Selection Committee either generally or specifically for any selection/appointment to any class or category, if necessary;
 - (g) The number of candidates to be called for viva voce/shorthand/ typing/technical test based upon the result of written examination, with reference to the availability of posts in any particular class or category;
 - (h) The preparation of select/waiting list/and the period for which it may remain valid; and

- (i) Constitution of a District or Union Territory Recruitment Board.
- 13. **Discipline and conduct.**ô In regard to all the matters governing discipline and conduct of the members of the service, including discipline, suspension, imposition of penalty, retirement on superannuation or otherwise, including voluntary retirement, removal or dismissal from service or matters related thereto, directly or indirectly, and not specifically prescribed in or provided for by these rules, the corresponding rules applicable to the employees of the Government shall be applicable:

Provided that in such rules where any of the power relating to these matters is provided to be exercised by the Government, the same shall be exercised by the Chief Justice and power vested in the Government in this behalf shall be deemed to be vested in the Chief Justice.

14. **Residuary matters.**ô In regard to matters relating to leave, pension gratuity, medical reimbursement, compulsory and voluntary retirements and such other matters for which no specific provisions have been made in these rules, the rules, regulations, orders and policies, as are applicable, from time to time, to the employees of the Government shall be applicable to the members of the service:

Provided that where any of the power relating to these matters is provided in such rules to be exercised by the Government, the same shall, under these rules, be exercised by the Chief Justice and power vested in the Government in this behalf shall be deemed to be vested in the Chief Justice.

15. **Transfers.**ô (i) Within the district, transfer of Ministerial and Other Staff may be ordered by the District Judge of the District concerned:

Provided that the Chief Justice may also effect transfer within the district in the interest of administration.

- (ii) Inter-District transfer of Ministerial and other staff may be ordered by the Chief Justice.
- (iii) The Chief Justice may transfer, depute or induct to the service a suitable and duly qualified employee already in the High Court Service, and the Chief Justice may likewise transfer by way of deputation a Ministerial Official of the service to the High Court Service in the administrative exigency.

(iv) The Chief Justice may, from time to time issue directions/orders regulating the policy on transfer of ministerial and other staff, including transfer by way of deputation.

Maintaining character rolls, their communication and representation against adverse entries.ô

- (I) (a) An annual character roll shall be recorded and maintained for each member of the service;
 - (b) Entries in the character roll of the members of the service belonging to the Union Territory Cadre shall be recorded annually by, an officer appointed in this behalf by the Chief Justice:
 - (c) Entries in the character rolls of the members belonging to the District Cadre shall be recorded by the District Judge concerned;
 - (d) In respect of members of the service, the Presiding Officers of the Court where such member is serving, shall submit his report/assessment annually along with character rollform prescribed for this purpose to the Officer mentioned in sub-clause (b) above or the District Judge concerned mentioned in sub-clause (c) above and, while recording the annual character roll, both of them shall ordinarily be guided by such assessment of the Presiding Officer of such Court unless concerned Officer or the District Judge, as the case may be, comes to a different conclusion and disagrees with the assessment of the Presiding Officer, for reasons to be recorded in writing.
- (II) Entries in the character roll shall be communicated to the concerned member of the service.
- (III) If any person is aggrieved by any entry(ies) recorded in his character roll he may make a representation in writing to the authority regarding such entry(ies) within 30 days from the date of communication of such entry(ies). On receipt and consideration of such representation, such authority may dispose of it on its merits and pass appropriate orders.

- - (IV) Any person aggrieved by an order mentioned in clause (II) above, may prefer an appeal within 60 days from the date of passing of such an order to the Chief Justice, who on consideration of such appeal, shall pass appropriate orders.
- 17. **Crossing of the efficiency bar.**ô No Member of the Ministerial or other Staff shall be allowed to cross the efficiency bar prescribed in the scale unless,ô
 - (i) he possesses the qualification, if any, prescribed for holding the scale :
 - (ii) his character roles for the last three years have been good; and
 - (iii) his work and conduct is certified to be good by the Presiding Officer of the Court where he is working.
- 18. **Seniority.**ô (i) Seniority shall be determined and maintained separately for each category and post in the establishment.
- (ii) Separate seniority lists shall be maintained for the Union Territory and District Cadre by some authorised person in the High Court.
- (iii) General principles of seniority as applicable to the members of the Government service shall apply to members of the service.
- 19. **Powers to dispense with the application of rules.** ô Notwithstanding anything contained in these rules, where the Chief Justice is satisfied that the operation of any rule causes undue hardship in any particular case, he may by order, dispense with or relax the requirements of that rule, to such extent an subject to such conditions as he may consider necessary for dealing with the case in a just and equitable manner; provided that the case is not dealt with in a manner less favourable to the concerned than in accordance with the rules.
- 20. All matters of appointment, promotion, seniority, suspension, leave and punishment of the ministerial staff of the Union Territory Cadre shall be decided by the competent authority.
- 21. (i) An appeal shall lie to the Chief Justice against any order passed by a District Judge relating to suspension, promotion, seniority or any punishment imposed by him.

- (ii) An appeal against the order of the Chief Justice regarding dismissal or removal shall lie to two Judges of the High Court to be nominated by the Chief Justice.
- (iii) Such an appeal may be filed within a period of thirty days from the date of receipt of the order.
- 22. **Suspension.**ô Any member of the service, for sufficient reasons and in accordance with the rules governing the members of Union Territory Government service, be suspended by the District Judge of the District where he is serving at the relevant time. The suspension, however, by the said District Judge of the members of the service belonging to the Union Territory Cadre shall be subject to confirmation by the Chief Justice.
- 23. **Saving.**ô (i) All the rules, orders, notifications or directions corresponding to or inconsistent with these rules and in force immediately before the commencement of these rules shall not apply to the members of the service.
- (ii) Any order made or action taken under the provisions of the rules earlier applicable to the members of the service shall be deemed to have been made or taken under the corresponding provisions of these rules.

By Order

(Sd.) SANJEEV GUPTA,

Registrar General.

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Schedule-A

SANCTIONED STRENGTH OF MINISTERIAL STAFF OF SUBORDINATE COURTS OF UT OF LADAKH

S. No.	Category	Grade	Total No. of Posts	Cadre
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1.	Chief Administrative Officer	47600-151100	02	UT
2.	Section Officer	44900-142400	04	UT
3.	PA-cum-Sr. Scale Stenographer (Executive Assistant)	44900-142400	04	UT
4.	Junior Scale Stenographer	35600-112800	04	UT
5.	Head Assistant	35600-112800	11	UT
6.	Senior Assistant	29200-92300	20	UT
7.	Steno Typist	29200-92300	05	UT
8.	Date Entry Operator	25500-81100	02	UT
9.	Junior Assistant	25500-81100	27	UT
10.	System Officer	25500-81100	02	UT
11.	System Assistant	19900-63200	02	UT
12.	Process Server	19900-63200	20	District
13.	Driver Grade-II	19900-63200	03	District
14.	Jamadar	15900-50400	02	District
15.	Orderly	14800-47100	23	District
16.	Chowkidar	14800-47100	02	District
17.	Safaiwa1a	14800-47100	01	District

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Method of Recruitment	ίδδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδ	7	ίδο δο δ	By promotion from Class-II, Category õAö and õBö in the ratio of 5:1	By promotion from Class-III, Category õBö who have knowledge of Local Laws, CSR etc.	By selection from Class-III, Category ōAö who have put in at least 5 years of service as such and after qualifying test in shorthand and typewriting with standard as laid down by the Chief Justice.
Minimum	qualification óóóóóóóóóóóóóóóó	9	óóóóóóóóóóóóóóóóóó	Graduation	Graduation	Graduation
Category	5666666666	5	000000000000000000000000000000000000000	∢	A	В
Class	000000	4	000000	Ι	п	Ħ
Existing Pay Class Category	Scale 66666666666666	3	66666666666666	47600-151100	44900-142400	44900-142400
S. Name of the post	No. όδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδο	1 2		1. Chief Administrative Officer 47600-151100 I	2. Section Officer	3. PA-cum-Sr. Scale Stenographer

25500-81100 V B Graduation from a recognized University with six months with six months Certificate Course in Computer Application. Tech. in Computer Science/Computer Engineering/ Information and Communication Technology or M. Sc. (IT/Computer Science) with at
V C (i) MCA or BE/B. Tech. in Computer Science/Computer Engineering/ Information and
V B Graduation from a recognized University with six months
Bachelor Computer Application from Recognized Universty.
Board of Technical Education/State Board of Technical Education Or

(ii) BCA with 60% marks (ii) Thereafter, the post shall in aggregate from a be filled up by promotion recognised University/ from Class-VII CategoryAØ Institution; or on the basis of merit-cum-B. Sc. with one year seniority.

Post Graduate

experience in the grade recognised Institution; with at least five years recognised University/ Diploma holders from Diploma in Computer Science/Applications **Telecommunications** of System Assistant. with 60% marks in with 60% marks in Computer Science/ aggregate from a aggregate from a Engineering Or Polytechnic in Institution; or Electronics &

| 1. System Assistant | S. 19900-63200 VI A (1) BCA with 60% mark By direct recruitment. | Posterioce in a reputed | Organisation | Institution with at least | Organisation | Institution with a least | Organisation | Organised University | Institution with a least | Organised University | Institution with a least | Organisation | Organisation | Organisation | Organisation | Organised University | Institution with a least | Organisation | Organised | Organisation | Organised | Oniversity | Organisation | Organised | Oniversity | Organisation | Organisatio

aggregate from a recognised Institution with at least two years working experience in a reputed Organization/ Institution. 12. Process Server 19900-63200 VI B 10+2 or equivalent from (1) 50% by direct recruitme recognised Board/ University (2) 50% by selection from Class-VII, CategoryōAö and Class-VIII, CategoryōAō and Class-VIII, CategoryōAō and Class-VIII, CategoryōAō and Class-VIII, CategoryōAō and Class-VIII, Cate
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(iii) Diploma holders from

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όδόδοδοδοδοδοδο 3	όδόδοδοδοδοδοδο 15900-50400			14800-47100	14800-47100	14800-47100
δόδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδ	δόδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδ			Orderly	Chowkidar	Safaiwala
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THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ REVENUE DEPARTMENT.

Subject :ô Acquisition of land measuring 19 Kanals, 14 Marlas and 62 Sft. situated at Village Surad, Tehsil and District Budgam for construction of Semi Ring Road around Srinagar City.

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Notification No. 35-Rev (LAK) of 2022

Dated 04-08-2022.

Whereas, on the basis of indent placed by the Project Director, National Highway Authority of India Limited (NHAI) vide No. PD/Sgr/14010/01/2014/LA-BDG/13 dated 20-04-2016, notification under

Whereas, Project Director, NHAI vide letter dated 11-08-2020 raised observations regarding the alignment and requested for de-notification of the land and for fresh notification as per the approved alignment; and

Whereas, a writ petition OWP No. 1339/2020 titled Ghulam Hussain Bhat and Others V/s State was filed in the Honøble High Court of J&K and vide Order dated 10-09-2020 it was ordered to complete acquisition proceedings strictly in terms of notification dated 28-03-2019, if there is no legal impediment. The operative part is as under :ô

"......meanwhile, subject to objections from the other side and till next date before the Bench, the respondents are directed to complete the acquisition proceedings with regard to the property in question, strictly in terms of notification dated 28-03-2019 and 29-03-2019, issued by the respondent No. 4, if there is no legal impediment."

Whereas, fresh demarcation was carried out in presence of representatives of NHAI and Project Director vide letter dated 22-03-2021 requested for preparation of fresh revenue papers as per the said demarcation. Accordingly, fresh revenue papers were prepared by the revenue field agencies for land measuring 19 Kanals, 14 Marlas and 62 Sft. and Deputy Commissioner, Budgam vide letter dated 19-05-2021 submitted the case to Project Director, NHAI for authentication, who authenticated the revenue papers and returned the case vide letter dated 28-05-2021; and

Whereas, keeping in view of the approved alignment and fresh authenticated Khasra Paimaish of Village Surad, corrigendum to notification dated 29-03-2019 was issued vide No. DCB/LAS/016/F-330/1247-54 dated 26-02-2022 for land measuring 19 Kanals, 14 Marlas and 62 Sft., again calling upon the objections from the land owners/interested persons; and

Whereas, few land owners through Mr. Ghulam Hussain Bhat filed objections stating therein that the acquisition should be carried out as

Whereas, Deputy Commissioner, Budgam intimated that notification under section 4 (1) and subsequent corrigendum was issued under Land Acquisition Act, moreover, the proceedings of land acquisition for the said project in other 43 villages have also been carried out under State Land Acquisition Act which are also subjudice before the Honøble High Court in various writ petitions. The land acquisition proceedings in two Villages Surad and Mamath are pending and if the proceedings for these two villages are carried out under the Central Act, that would result in incongruity and would lead to further litigation; and

Whereas, Deputy Commissioner, Budgam vide No. DCB/LAS/016/F-330/1762-68 dated 02-06-2022 has recommended the case duly endorsed by Divisional Commissioner, Kashmir vide No. Divcom/LAS-4217/337 dated 05-07-2022 and Financial Commissioner (Revenue), J&K vide No. FCR-LAND/148/2022-06 (225139) dated 19-07-2022 along with the objections of the land owners and requested for issuance of notification under sections 6 & 7 of the Land Acquisition Act, Smvt. 1990; and

Whereas, the Honøble High Court while disposing of the writ petition No. 1339/2020 C/W CCP(S) No. 419/2020 titled Ghulam Hussain Bhat & Ors Vs. UT of J&K & Ors has directed the Deputy Commissioner to consider and decide the aforesaid objections, if any. The direction reads as under :ô

"The petitioner, at this stage submit that in view of the change of alignment of the road, a corrigendum has been issued modifying the notification issued under section 4 of the Land Acquisition Act.

It has been pointed out by the Ld. Counsel for the petitioners that the aforesaid corrigendum was actually challenged by the petitioners by filing a separate writ petition i. e. WP (C) No. 718/2022 which has been disposed of vide order dated 12-04-2022, with liberty to the petitioners

to file objections before the Deputy Commissioner. The petitioners have already filed the objections but the same have not yet been decided.

In view of the aforesaid facts and circumstances, the writ petition stands disposed of with a direction to the Deputy Commissioner, Budgam, to consider and decide the aforesaid objections, if any, of the petitioners before proceeding ahead with the acquisition proceedings in relation to the land of the petitioners.

It goes without saying that in case the objections are directed by the Deputy Commissioner, Budgam, the petitioners, would be free to take appropriate remedy as may be available to them under law to challenge the same.

In view of above, the writ petition and the contempt proceedings CCP(D) No. 419/2020 stands disposed of."

Whereas, the objections have been examined in the department, the Collector has given due opportunity of being heard under section 5(2) of the Act to the land owners/interested persons and their statements were recorded which were corroborated with the written objections, wherein Ghulam Hussain and others have again objected to the change in alignment and requested for acquisition as per the previous notification/installation of pegs in their land i. e. probably in the year 2016; and

Whereas, the alignment has been fixed by the Indenting Department as per the technical feasibility, the revenue authorities have prepared revenue papers accordingly, as the process has already been initiated during 2016, which is also admitted by the objectors in their statement that the pegs have been installed in the year 2016, at this stage by taking up these acquisitions under Central Land Acquisition Act, it would result further delay and impact on other 43 villages where the acquisition have also been initiated and concluded under the Land Acquisition Act. Moreover the road has strategic importance as well as operational necessity and has now great public importance, therefore, the land is required for public purpose, hence the objections so raised does not merit consideration and are accordingly rejected; and

Whereas, the Government is satisfied that the aforesaid land measuring 19 Kanals, 14 Marlas and 62 Sfts. situated in Village Surad, Tehsil and District Budgam is required for public purpose i. e. construction of Semi Ring Road around Srinagar City.

Now, in pursuance of Section 6 of the Land Acquisition Act, Samvat, 1990, it is declared that the land measuring 19 Kanals, 14 Marlas and 62 Sft. situated in Village Surad, Tehsil and District Budgam as per annexure to this notification is required for public purpose i. e. construction of Semi Ring Road around Srinagar City. Further, the Collector, Defence/Semi Ring Road, Budgam is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person (s) as required under the Land Acquisition Act/rules.

Further, the Collector concerned shall be held specifically responsible for identification and proper title verification of all types of lands involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in forcer while making the award. The Collector/Indenting Department shall also ensure that no compensation shall be made for the portion of land which has already been acquired for the road in question.

This notification shall be subject to outcome of writ petition pending in any competent court(s).

(Sd.) VIJAY KUMAR BIDHURI, IAS,

Commissioner/Secretary to the Government.

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Annexure to the Notification No. 35-Rev(LAK) of 2022 dated 04-08-2022

District	Tehsil	Village	Kh. Nos.	Quantum of land						
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				K. M. S.						
Budgam	Budgam	Surad	66	026066085						
			71	006076224						

		15th Sept., 2022/24th B	
1	2 3	4	5
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		84	006146000
		85	046006000
		86	006056000
		87	006016000
		88	00ó16ó208
		88/1	006076124
		89	00ó16ó000
		90	006056000
		91	00ó11ó000
		92	006106000
		93	006046000
		94	006076000
		95	006066000
		96	016036162
		97	016026000
		98	016066000
		99	00ó14ó000
		100	016146000
		101	016016000
		102	006036000
•		Total	ô ô ô ô ó 19ó14ó062 ô ô ô óô
		(Sd.) .	

Under Secretary to the Government.



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JAMMU AND KASHMIR OFFICIAL GAZETTE

PART II—A

Orders by Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR, GENERAL ADMINISTRATION DEPARTMENT. (Services)

CHARGE REPORTS

Subject :ô Transfers and postings.

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Government Order No. 958-JK(GAD) of 2022

Dated 18-08-2022.

In the interest of administration, the following transfers and postings are hereby ordered with immediate effect :ô

1. Mr. Bipul Pathak, IAS (AGMUT: 1992), Principal Resident Commissioner, J&K Government, New Delhi, is transferred and

- - 2. Mr. Alok Kumar, IRS, Principal Secretary to the Government, School Education Department, holding additional charge of Estates Department, shall also hold the charge of Administrative Secretary, Civil Aviation Department and Civil Aviation Commissioner, in addition to his own duties, till further orders.
 - 3. Mr. Saurabh Bhagat, IAS (AGMUT: 2002), Director, General, J&K Institute of Management, Public Administration and Rural Development, is transferred and posted as Commissioner/Secretary to the Government, Science and Technology Department.
 - 4. Mr. Vijay Kumar Bidhuri, IAS (AGMUT: 2005), Commissioner/Secretary to the Government, Revenue Department, shall also hold the charge of Principal Resident Commissioner, J&K Government, New Delhi, in addition to his own duties, till further orders.
 - 5. Mr. Sarmad Hafeez, IAS (AGMUT: 2009), Secretary to the Government, Tourism Department, shall also hold the charge of Administrative Secretary, Youth Services and Sports Department, in addition to his own duties, till further orders.
 - Mr. Dolfode Sagar Dattatray, IAS (AGMUT: 2014), OSD in the J&K Socially and Educationally Backward Classes Commission, is transferred and posted as Deputy Commissioner, Kupwara.
 - 7. Mr. Devansh Yadav, IAS (AGMUT: 2016), Managing Director, J&K Trade Promotion Organization, holding additional charge of Managing Director, J&K, IT Infrastructure Company and Managing Director, JKI Limited, is transferred and posted as Deputy Commissioner, Kishtwar.

- 8. Mr. Basharat Qayoom, IAS (JH: 2016), Managing Director, Kashmir Power Distribution Corporation Limited, is transferred and posted as Deputy Commissioner, Anantnag.
- 9. Syeed Fakhrudin Hamid, IAS (AM: 2017), Managing Director, Jammu and Kashmir Tourism Development Corporation, is transferred and posted as Deputy Commissioner, Budgam.
- 10. Mr. Khalid Jahangir, JKAS, Deputy Commissioner, Kupwara, is transferred and posted as Managing Director, Jammu and Kashmir Trade Promotion Organization.
- 11. Mr. Shahbaz Ahmad Mirza, JKAS, Deputy Commissioner, Budgam, is transferred and posted as Special Secretary to the Government, Revenue Department.
- 12. Mr. Vikas Sharma, JKAS, Deputy Commissioner, Doda, is transferred and posted as Director, Horticulture, Planning and Marketing, J&K.
- Mr. Ashok Kumar Sharma, JKAS, Deputy Commissioner, Kishtwar, is transferred and posted as Director, Estates, Jammu, relieving Mr. Subash Chander Chhibber, JKAS, Director, Youth Services and Sports, J&K of the additional charge of the post.
- 14. Mr. Vishesh Paul Mahajan, JKAS, Director, Horticulture, Planning and Marketing, J&K, is transferred and posted as Deputy Commissioner, Doda.

By Order of the Lieutenant Governor.

(SD.) ROHIT SHARMA, JKAS,

Additional Secretary to the Government.

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In pursuance to Government Order No. 162-Home of 2022 dated 04-06-2022, issued under endorsement No. Home-PG/232/2021-08

(Sd.) DR. S. D. SINGH, IPS,

ADGP Security J&K,

Additional charge of
Director, SKPA, Udhampur.

Relieved Officer.

(Sd.) T. NAMGYAL KALON, IPS,

Director,
Sher-i-Kashmir, Police Academy,
Udhampur.

Relieving Officer.



JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Thu., the 15th Sept., 2022/24th Bhad., 1944. [No. 24

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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OFFICE OF THE STATE TAXES OFFICER, CIRCLE ±Eø

JAMMU

Notification

It has been reported by M/s. Emm Enn Agencies, 623-A, Gandhi Nagar, Jammu bearing TIN-01931050133 that (01) No. of VAT-65 Form bearing No. 0004643 has been lost and the matter already stands published in the following news papers ;

(i) State Times Dated 18-05-2022

(ii) Punjab Kesari Dated 24-05-2022

The dealer has also furnished an indemnity bond in this respect which is placed on the record. Hence, the above noted VAT-65 Form is hereby declared as invalid for the purpose of 67(3) of the J&K VAT Act, r/w Rule 68(K) of the J&K VAT Rules, 2005. Anybody fraudulently using the said VAT-65 Form will render himself liable for penal proceddings under relevant provisions of the Act.

The persons who will find the said VAT-65 Form please return the same to the undersingned.

1. No. of VAT-65 Form = 01

2. Serial No. of VAT-65 Form = 0004643

3. Name and Address of the Firm = M/s. Emm Enn Agencies,

623-A, Gandhi Nagar,

Jammu.

4. TIN = 01931050133

5. Whether Lost/Stolen/Destroyed = Lost

(Sd.)

State Taxes Officer, Circle-E, Jammu.

Notification

Under Rule 6(i) of the CST Act, 1956 and J&K GST Rules, 1958

It has been reported by M/s. Shanti Enterprises, 21-D/C, Gandhi Nagar, Jammu bearing TIN-01441050063 that the Forms ÷Fø bearing No. 01W-159816 to 01W-159817 have been lost and the matter stands published in the following newspapers;

(i) State Times Dated 01-06-2022

(ii) Punjab Kesari Dated 22-06-2022

The dealer has also furnished an indemnity bond amounting to Rupees Five Lakhs only (Rs. 500000/-) in this respect which is placed on record. Hence, the below noted $\pm F\emptyset$ Forms are hereby declared as invalid for the purpose of Sub-Sections (5) (4) of the Section 8 of the CST Act 1956. Anybody fraudulently using the said $\pm F\emptyset$ Forms will render himself liable for penal action as per law.

Any body finding the said ‡FøForms, please return the same to the undersigned.

No. of $\pm F \emptyset$ Forms = (02) Two only

Serial No. of $\pm F \emptyset$ Form = 01W-159816 to

01W-159817

Name and Address of the Firm = M/s. Shanti Enterprises,

21-D/C, Gandhi Nagar,

Jammu.

TIN = 01441050063

Whether Lost/Stolen/Destroyed = Lost

(Sd.)

State Taxes Officer, Circle-E, Jammu.

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Notice

I, Mohd. Reyaz Ahmad S/o Md. Shaflur Rahman, Department of Urdu, University of Jammu have applied for correction/amendment of my name from Md. Riyaz Ahmad to Mohd. Reyaz and father¢s name wrongly written as Saflur Rahman instead of Md. Shaflur Rahman in school record. Objection, if any, may be conveyed to the Registrar, University of Jammu within seven days from the date of publication of this notice.

It is certified that I have complied with all other legal requirements in this connection.

Mohd. Reyaz Ahmad, S/o Md. Shaflur Rahman, Department of Urdu, University of Jammu.

Notice

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices will remain solely responsible for the legal consequences and also for any other misrepresentation etc. By order.

General Manager, Ranbir Govt. Press, Jammu.

IN THE COURT OF SPECIAL MOBILE MAGISTRATE, ELECTRICITY, JAMMU.

State through Police Station City, Jammu

Versus

Nemo

PROCLAMATION

Whereas, Police of Police Station City, Jammu has seized vehicle bearing registration No. Nil, engine No. HA10EREHJ73487 and Chasis No. MBLHA10BFEHJ32894 which was found lying near Vivekanand Chowk, Jammu on road side in suspicious condition.

Whereas, this proclamation is issued requiring any person who may have claim thereto, to appear before this Court and establish his/her claim within six months from the date of proclamation. If no person within such period establishes his/her claim to the vehicle the vehicle shall be kept at the disposal of the Government for being sold under Section 457 Cr. PC. The next date for this case is fixed on 14-09-2022.

Given under my hand and seal of the Court today on 27-7-2022.

(Sd.)

Special Mobile Magistrate Electricity, Jammu.

.....

IN THE COURT OF SPECIAL MOBILE MAGISTRATE, ELECTRICITY, JAMMU.

State through Police Station City, Jammu

Versus

Nemo

PROCLAMATION

Whereas, Police of Police Station City, Jammu has seized vehicle bearing registration No. JK02AN-1053, Engine No. 94204 which was found lying near J. P Chowk, Jammu on road side in suspicious condition.

Whereas, this proclamation is issued requiring any person who may have claim thereto, to appear before this Court and establish his/her claim within six months from the date of proclamation. If no person within such period establishes his/her claim to the vehicle the vehicle shall be kept at the disposal of the Government for being sold under Section 457 Cr. PC. The next date for this case is fixed on 14-09-2022.

Given under my hand and seal of the Court today on 27-7-2022.

(Sd.)

Special Mobile Magistrate Electricity, Jammu.

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GOVERNMENT OF JAMMU AND KASHMIR OFFICE OF THE DEPUTY COMMISSIONER, UDHAMPUR

Subject :ô Notification under Sections 9 and 9A of the Land Acquisition Act-X of 1990 BK.

ô ô ô

Whereas, the land particulars of which are given below is being acquired for public prupose viz. for the acquisition of land measuring 02 Kanals 02 Marlas for construction of, widening of NH-44 situated at village Lower Bali Tehsil and District Udhampur as notified by the Government vide notification No. 34-Rev(LAJ) of 2022 dated 01-08-2022 issued under endorsement No. Rev/LAJ/35/2022(144731) dated 01-08-2022 and its possession is likely to be taken over and in pursuance to Govt. notification bearing No. S.O. 04 dated 31-10-2019 issued by the General Administration Department, Government of Jammu and Kashmir under endorsement No. GAD(Adm)49/2019-1 dated 31-10-2019.

Therefore, the owners/interested persons and the indenting department is hereby called upon to attend this office either in person or through an authorized agent within 15 days i. e. on or before 28th August 2022 during office hours on any working day in my office at DC Office Complex, Udhampur to state their respective interest in the land quantum and particular of their claims to compensation and their objections, if any, to measurement of land.

Specification

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(Sd.) MOHD SYED KHAN, KAS, Collector Land Acquisition, (Addl. Deputy Commissioner), Udhampur.

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IN THE COURT OF THE JUDICIAL MAGISTRATE IST CLASS (MUNSIFF), JAMMU

Case No.: CNR No.:

UT of J&K Through SHO Police Station Bus Stand, Jammu.

Versus

Nemo

Complaint u/s 457 Cr. P.C.

Coram: Urvashi Raina

JO Code: JK00251

PROCLAMATION UNDER SECTION 457 CR. P.C.

Whereas, a vehicle (Splendor) bearing Registration No. JK02BU-3347, Chasis, No. MBLJAR035H9E54223 and Engine No. JA05ECH9E54203 was lying at Trikuta Complex, B. C. Road, Jammu which has been seized by the police of Police Station Bus Stand, Jammu on 31-01-2021 in exercise of powers under Section 102 Cr. P.C.

Whereas, procedings under Section 457 Cr. P.C. in respect of the above mentioned seized vehicle are pending in this Court.

Therefore, by virtue of this publication, public in general is informed that if any person has any right or claim over the above said vehicle, he/she/they may appear in person or through counsel before this

Court and establish his/her/their claim within a period of six months from the date of publication of this proclamation, failing which appropriate orders for disposal of the above said vehicle shall be passed under law.

Given under my hand and seal of the Court today on 24-08-2022.

(Sd.) URVASHI RAINA,

Judicial Magistrate Ist Class (Munsiff), Jammu.

ô ô ô

IN THE COURT OF THE JUDICIAL MAGISTRATE IST CLASS (MUNSIFF) JAMMU

Case No.: CNR No.:

UT of J&K Through SHO Police Station Bus Stand, Jammu.

Versus

Nemo

Complaint u/s 457 Cr. P.C.

Coram: Urvashi Raina

JO Code: JK00251

PROCLAMATION UNDER SECTION 457 CR. P.C.

Whereas, a vehicle (CH04C-1775) bearing Registration No. CH04-1775, Chasis No. DHVBMB46356 and Engine No. DHGBMB45321 was lying at Indra Chowk, Jammu which has been seized by the police of Police Station Bus Stand, Jammu on 12-01-2022 in exercise of powers under Section 102 Cr. P.C.

Whereas, proceedings under Section 457 Cr. P.C in respect of the above mentioned seized vehicle are pending in this Court.

Therefore, by virtue of this publication, public in general is informed that if any person has any right or claim over the above said vehicle, he/she/they may appear in person or through counsel before this Court and establish his/her/their claim within a period of six months from the date of publication of this proclamation, failing which appropriate orders for disposal of the above said vehicle shall be passed under law.

Given under my hand and seal of the Court today on 24-08-2022.

(Sd.) URVASHI RAINA,

Judicial Magistrate Ist Class (Munsiff), Jammu.

IN THE COURT OF THE JUDICIAL MAGISTRATE IST CLASS (MUNSIFF), JAMMU

Case No.: CNR No.:

UT of J&K Through SHO Police Station Gandhi Nagar, Jammu.

Versus

Nemo

Complaint u/s 457 Cr. P.C.

Coram: Urvashi Raina

JO Code: JK00251

PROCLAMATION UNDER SECTION 457 CR. P.C.

Whereas, a vehicle (Motorcycle) bearing Registration No. Nil, Chasis No. MBLHA10AWCGK and Engine No. was lying at Vijay Park Gali Gandhi Nagar, Jammu which has been Seized by the police of Police Station Gandhi Nagar, Jammu on 28-06-2022 in exercise of powers under Section 102 Cr. P.C.

Whereas, proceedings under Section 457 Cr. P.C in respect of the above mentioned seized vehicle are pending in this Court.

Therefore, by virtue of this publication, public in general is informed that if any person has any right or claim over the above said vehicle, he/she/they may appear in person or through counsel before this Court and establish his/her/their claim within a period of six months from the date of publication of this proclamation, failing which appropriate orders for disposal of the above said vehicle shall be passed under law.

Given under my hand and seal of the Court today on 26-08-2022.

(Sd.) URVASHI RAINA,

Judicial Magistrate Ist Class (Munsiff), Jammu.

GOVERNMENT OF JAMMU AND KASHMIR OFFICE OF THE COLLECTOR LAND ACQUISITION (ADDITIONAL DEPUTY COMMISSIONER, TRAL)

Preliminary Notification under Section-11(1)

No.: CLA/ADC/Tral/01 of 2022 Dated: 18-06-2022

Subject :ô Preliminary Notification under Section 11(1) of the ::Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013@with regard to acquisition of land measuring 10 Marlas for Government Establishments (Govt. Primary School Dharamgund) of Education Department.

ô ô ô ô

Whereas, it appears to the Collector that a total of 10 Marlas land is required in Dharamgund Village, Aripal Tehsil Pulwama District for public purpose namely ::Construction of Government Primary School Dharamgund Social Impact Assessment Study was carried out by Social Impact Assessment (SIA) unit and a report submitted/preliminary investigation was conducted by a team constituted by Collector as laid down under rule-4 of the ::Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013 The summary of the Social Impact Assessment Report/preliminary investigation is as follows;

- i). That the proposed acquisition of land serves public purpose as it caters to the educational needs of its surrounding Sikh and Muslim community of Villages Dharamgund, Gadpora, Basantpora Heevan etc.
- ii). That the land proposed for the acquisition is an absolute bareminimum needed for the project as reported by Education Department.
- iii). That no structure has to be demolished by the said acquisition.
- iv). That no owner became landless by the said acquisition.
- v). That reportedly the acquisition at an alternate place has not been found feasible by the Indenting Department.

A total of nil families are likely to be displaced due to the land acquisition.

Therefore, it is notified for the above said project in the Dharamgund Village of Aripal Tehsil Pulwama District a piece of land measuring 10 Marlas of standard measurement, whose detail description is as following is under acquisition:

(A)

_									_				
	٠	Title	Land	Are	a u	nder	Name and	address o	of person	В	oun	dari	es
S.No.	Survey No.	Type of Ti	Type of La	K	M	S	Name of	Name of Tiller	Name of Occupant	N	S	Е	W
01	184/162/133/103	Aabi Dehh	Gair Mumkin Abadi Dehh	00	10	00	Abadi	Maqbooza Abadi Dehh	Avtar Singh S/o Thakar Singh	105	179	65	104

(B)

,	Trees
Variety	Number
Nil	Nil

(C)

Structures							
Туре	Plinth Area						
Nil	Nil						

The notification is made under the provisions of Section 11(1) of the ∺Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013ø to all whom it may concern.

It is impressed that under Section 11(4) of the Act,: \div no person shall make any transaction or cause any transaction of land/structures i. e. sale/purchase etc. or create any encumbrances on such land from the date of publication of such notification without prior approval of the concerned Collector@

Objections to the acquisition, if any, may be filed by the person interested within 60 (Sixty) days from the date of publication of this notification as provided under Section 15 of the Act, before Collector.

(Sd.) S. A. RAINA, JKAS,

Collector Land Acquisition/ADC, Tral.

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GOVERNMENT OF JAMMU AND KASHMIR OFFICE OF THE COLLECTOR LAND ACQUISITION, (ADDITIONAL DEPUTY COMMISSIONER TRAL)

Preliminary Notification under Section-11(1)

Subject: ô Preliminary Notification under Section 11(1) of the ::Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013 which regard to acquisition of land measuring 01 Kanal for Government establishments (Govt. Upper Primary School Nagbal, Machama) of Education Department.

ô ô ô ô

Whereas, it appears to the Collector that a total of 01 Kanal land is required in Nagbal (Machama) Village, Tral Tehsil Pulwama District for public purpose namely ::Construction of Government Upper Primary School Nagbal (Machama), Social Impact Assessment Study was carried out by Social Impact Assessment (SIA) unit and a report submitted/preliminary investigation was conducted by a team constituted by the Collector as laid down under rule-4 of ::Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013 the summary of the Social Impact Assessment Report/preliminary investigation is as follows;

- That the proposed acquisition of land serves public purpose as it caters to the educational needs of its surrounding Gujjar Habitations and other Villages including Brenpathri, Cheniparan etc.
- ii). That the land proposed for the acquisition is an absolute bareminimum needed for the project as reported by Education Department.

- iii). That no structure has to be demolished by the said acquisition.
- iv). That no owner became landless by the said acquisition.
- v). That reportedly the acquisition at an alternate place has not been found feasible by the Indenting Department.

A total of nil families are likely to be displaced due to the land acquisition.

Therefore, it is notified for the above said project in the Nagbal (Machama) Village of Tral Tehsil Pulwama District a piece of land measuring 01 Kanal of standard measurement, whose detail description is as following is under acquisition:

(A)

		Title	Land		rea under Name and address of person equisition interested Boundarie								
S.No.	Survey No.	Type of Ti	Type of La	K	M	S	Name of Owner	Name of Tiller	Name of Occupant	N	S	Е	W
01	999/647/91	Sec 5	Maidani	01	0	0	Sec 5 Land	Akbar S/o Mohd Malik	Mohd Iqbal S/o Akbar Malik	26, 23, 25, 24	121	90	93, 96

(B)

7	Trees
Variety	Number
Walnut	05

(C)

Structures							
Туре	Plinth Area						
Nil	Nil						

The notification is made under the provisions of Section 11(1) of the ::Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013@ to all whom it may concern.

It is impressed that under Section 11(4) of the Act, :no person shall make any transaction or cause any transaction of land/structures i. e. sale/purchase etc. or create any emcumbrances on such land from the date of publication of such notification without prior approval of the concerned Collector

Objections to the acquisition, if any, may be filed by the person interested within 60 (Sixty) days from the date of publication of this notification as provided under Section 15 of the Act, before the Collector.

(Sd.) S. A. RAINA, KAS,

Collector Land Acquisition/ADC,

Tral.

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IN THE COURT OF COURT OF JUDICIAL MAGISTRATE, TANGMARG

File No. 80 D.O.I: 08-05-2010 D.O.O: 21-04-2022

Present: Mr. Easar Ul Nabi

CNR No.: JKBA150000082010

In the case of:

State through Police Station Gulmarg FIR No. 09/2010 Offence 379, 34/RPC

Versus

- Mohammad Aabid S/o Mahmood R/o Gali No. 13, C-8, 328/ Kabir Nagar, Delhi
- 2. Mohammad Shariq S/o Mohammad Saleem R/o Gali No. 786, Rashidia Masjid Shastria Road, Delhi
- 3. Danish Mohammad S/o Saeed Mohammad R/o Kowinagar Delhi, Cell No. 8447134140, 9654189174
- 4. Ruksara D/o Mohammad Iqbal R/o H. No. B-280 Gali No. 1, Kabir Nagar Delhi-110093

Accused

Non-bailable arrest warrant against the accused u/s 512 Cr. P.C.

Directing all police persons of Jammu and Kashmir Police.

In the above titled case the alleged accused have absconded and have not been chased/arrested as usual and the finding of the accused is impossible. The incharge search Investigating Officer has given a statement that lot of searches happened for finding the accused, and they have not been found and the arrest of the accused is impossible as the accused have escaped/runaway, therefore the Court is satisfied that the arrest of the accused is not possible to arrest under usual procedure.

Therefore proceeding under 512 of Cr. P.C. has been initiated and you have been given powers to arrest the accused if the accused are found anywhere in the country and present the accused before the Court and the warrant remains in force till arrest of the accused.

On 21-04-2022 with seal and sign of this Court this document has been issued.

(Sd.)

Munsiff

Judicial Magistrate 1st Class

Tangmarg (Kmr.)

ô ô ô Notice

My sonøs name has wrongly been written as Shivesh Khajuria instead of Shivansh Khajuria in his school records. He is now studying in 8th class under Roll No. 33, 8th \pm Bø Correction of the same is required. Objection, if any, may be conveyed to the Principal K.V. No. 1 School, Gandhi Nagar, Jammu within seven days.

It is certified that I have complied with all other legal requirements in this connection.

Manohar Lal F/o Shivansh Khajuria, R/o H. No. 1178, Sector-8, Gandhi Nagar, Jammu.

Notice

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices will remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.



JAMMU AND KASHMIR OFFICIAL GAZETTE

ADVERTISEMENTS—C

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GOVERNMENT OF JAMMU AND KASHMIR, DIRECTORATE OF STATE MOTOR GARAGES DEPARTMENT, BEMINA BY-PASS, SRINAGAR/NEW PLOT, JAMMU.

Abridged Auction Notice

It is notified for the information of General Public that the State Motor Garages Department is conducting open public Auction of Condemned Vehicles/Un-serviceable Stores etc. of State Motor Garages Department, other Government Departments and J&K Road Transport Corporation at the following places as per the schedule shown against each :ô

S.No. Place of Auction									Date							Time					
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1. State Motor Garages								24	l -3	-20)22	2 t	O		10	30	h	ou	rs	to	
Complex, New Plot								25	5 3	3-2	02	2			16	30	h	ou	rs.		
Ja	mmu.																				

A detailed copy of Auction Notice can be had from the Office of Deputy Director, State Motor Garages Department, New Plot, Jammu and Deputy Director, State Motor Garages Department, Bemina Bye-Pass, Srinagar on any working day and shall also be available on the departmental website www.jksmg.gov.in.

(Sd.) MALIK TAHIR GANI,

Director,
State Motor Garages Department,
J&K, Jammu/Srinagar.

شميمه ت

رجسٹر ڈنمبر ہے کے۔33



جمول وتشميرسر كارى گزي

جلدنمبر 135_ جمول-مورخه 15 ستمبر 2022ء بمطابق 24 بهادرا 1944 ويروار نمبر 24

اشتهارات

ازعدالت ایر گیشنل میشن جج کھوعہ سرکار بنام فیروزدین علت نمبر 233سال 2012 تھانہ پولیس راج باغ بحرائم زیر دفعہ 188/RPC 3 PCA 3PDA Act متدائرہ 23-08-2013 فیصلہ 2022-10-08 وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ض خلاف ملزم فیروزدین ولدشیر وساکنہ ہری چک تحصیل ہیرانگرضلع کھوعہ بنام اہلکاران پولیس یوٹی جموں و کشمیر

مقدمه مندرجه عنوان ألصدر مين مثل نمبر 3 چالانSession مقدمه مندرجه عنوان ألصدر مين مثل نمبر 3 چالان Session متدائر ه 2013-08-2022 فيصله 23-08-2010 بعنوان سركار بنام فروز دين وغيره بجرائم زير دفعه 3PDA Act, 3 PC Act, 188/RPC مين ملزم متذكره بالاكے خلاف كاروائى زير دفعه 512 ض ف بعمل مين لائى گئ

لہذا برائے وارنٹ گشتی آپ کو حکم واختیار دیا جاتا ہے کہ آپ ملزم مذکور کو جب کہ بھی بھی اور جہال کہیں بھی اندر حدود یوٹی جمول وکشمیر کو گرفتار کر کے عدالت ہذا میں پیش کریں۔وارنٹ گشتی تا دستیا بی ملزم مذکور زیر کارر ہے گا۔ امروز مور زیہ 2022 - 10-08 کو ہماری مہر دستخط سے جاری کیا گیا۔ وستخط : ایڈیشنل سیشن جج کھو عہ

ازعدالت تقرر البرليشنل سيشن جج جمول سركار بنام تنويراحمدوغيره علت نمبر 14 علت نمبر 51 سال 2012 تقانه پوليس چهاتر و مثل نمبر 14 چالان تاريخ دائره 2022-07-16 تاريخ فيصله ــــــ بجرائم زير دفعات AAct,4/5 Exp.Act سرگاري علي المحمد المحمد

وارنٹ گشتی گرفتاری عام زیردنعہ 229 ض

خلاف ملز مان (1) محمدامين عرف جهانگير ولدانوربي ساكنه بهارت سرود تحصيل ضلع كشتوار ا

(2) رياض احمد عرف هجاري ولدمحمد رمضان ساكنه انجر مرٌ واهتحصيل مرٌ واهتلع كشتوارٌ

بنام المكاران بوليس يوفى جمول وتشمير

مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر کے خلاف بروئے محکم امروزہ کاروائی زیر دفعہ 299 عمل میں لائی جا چکی ہے اور ملز مان کے خلاف وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جا تا ہے۔لہذا آپ کواصل وارنٹ گشتی گرفتاری عام زیر دفعہ 299 ضابطہ فوجداری کی روسے حکم واختیار دیا جاتا ہے کہا گرملزم مذکور متذکرہ صدراندر حدود یوٹی جمول وکشمیر جب بھی بھی اور جہاں کہیں بھی دستیاب ہوتو اس کے تحت ضابطہ گرفتار کر کے عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا تا دستیا بی ملز مان زیر کار رہیں گے۔

تح يرألصدر 2022-08-20

دستخط: تقرر ڈایڈیشنل پیشن جج جموں

سرکار بنام محمدامین عرف کھبیب علت نمبر 190 سال 2020 تھانہ پولیس ڈوڈہ مثل نمبر 15 چالان تاریخ دائرہ 2022-07-25 تاریخ فیصلہ۔۔۔ بجرائم زیر دفعات 21,121-A,IPC 13,18,20 ULA

وارنٹ گشتی گرفتاری عام زیردنعہ 512 ض خلاف ملزم مجمدامین عرف کھبیب ولد داؤد بٹ ساکنہ کھٹاوہ تحصیل پھگسوضلع ڈوڈہ 110 يجول وكشمير كورنمنث كُرْث نمبر 24 مورخه 15 ستمبر 2022 ء برطابق 24 بهادرا 1944 ضميمه ج

بنام المكاران يوليس يوثى جمول وتشمير

مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر کے خلاف بروئے تھم امروزہ کاروائی زیر دفعہ 512 عمل میں لائی جاچی ہے اور ملزم کے خلاف وارنٹ جاری کرنے کا تھم ہوا ہے جو کہ جاری کیا جاتا ہے۔ لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فو جداری کی روسے تھم واختیار دیا جاتا ہے کہ اگر ملزم مذکور متذکرہ صدر اندر حدود یوٹی جمول و کشمیر جب بھی بھی اور جہاں کہیں بھی دستیاب ہوا تو اس کے تحت ضابطہ گرفتار کر کے عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا تا دستیا بی ملزم زیر کارر ہے گا۔

تحريراً لصدر 2022-07-25

دستخط: تقرر ڈایڈیشنل سیشن جج جموں

EXTRAORDINARY

REGD. NO. JK-33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS.

(Power Section)

Notification

Srinagar, the 19th of April, 2022.

SO-178.— In exercise of the powers conferred by Sub-Section (1) of the Section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoint Mr. Raeis Ahmad Bhat, JKAS, Assistant Commissioner (Revenue), Srinagar, to be the Executive Magistrate who shall exercise all the powers of an Executive Magistrate within his territorial jurisdiction of District Srinagar.

The Government further in exercise of the powers conferred by Sub-Section (2) of Section 20 of the said code appoints the aforesaid Executive Magistrate as Additional District Magistrate within the territorial jurisdiction of District Srinagar who shall have all the powers of District Magistrate under the said code.

By order of the Government of Jammu and Kashmir.

(Sd.) ACHAL SETHI,

Secretary to the Government.

EXTRAORDINARY

REGD. NO. JK-33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS.

(Powers Section)

Notification

Jammu, the 19th of April, 2022.

SO-179.—In exercise of the powers conferred by Sub-Section (1) of the Section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoint following officers to be the Executive Magistrates who shall exercise all the powers of an Executive Magistrate within their territorial jurisdictions of District Shopian.

S. No.	Name of the Officer	Designation/Place posting
1.	Sh. Sajad Ahmad	Naib Tehsildar, Paprin
2.	Sh. Mushtaq Ahmad	Naib Tehsildar, Kanjiullar

By order of the Government of Jammu and Kashmir.

(Sd.) ACHAL SETHI,

Secretary to the Government.



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Notification

Jammu, the 22nd April, 2022.

SO-203.ô In exercise of the powers conferred by sub-section (1) of section 3 and section 4 of the Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970), the Government hereby declares the area specified in Annexure to this notification to be the Local Area for the purposes of the said Act and constitutes therefor an authority to

1.	Chief Secretary, Union Territory of Jammu and Kashmir	Chairman
2.	Administrative Secretary, Housing and Urban Development Department	Member (Vice-Chairman)
3.	District Development Commissioner, Samba	Member-Secretary
4.	Additional Deputy Commissioner, Samba	Member
5.	Director, Urban Local Bodies, Jammu	Member
6.	Chief Town Planner, Jammu	Member
7.	Regional Director, Directorate of Environment and Remote Sensing	Member
8.	Conservator of Forest of the District Samba	Member
9.	President/Administrator Municipal Committee, Samba	Member
10.	Superintendent Engineer, R&B, Samba	Member
11.	Superintendent Engineer, Jal Shakti,	Member

12. Superintendent Engineer, EM&RE, Samba Member

The members shall hold the office for a period of two years.

By order of the Lieutenant Governor.

Samba

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to the Government, Housing and Urban Development Department.

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Khasra-wise Revenue detail of the villages falling under Local Area.

S. No.	Name of the Village	Khasra Nos.
1	00000000000000000000000000000000000000	óóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóóó
óóóóóóóóó		óóóóóóóóóóóóóóóóóóóóóóóóóó
1.	Mandi Kehli	1 to 133
2.	Chak Manga Rakwal	1 to 189
3.	Arazi Samba	1 to 204
4.	Mandi Pushwallian	1 to 188
5.	Mandi Gurgallian	1 to 183
6.	Mandi Garh	1 to 47
7.	Mandi Sadwallian	1 to 38
8.	Mandi Durgallian	1 to 15
9.	Mandi Thalora	1 to 82
10.	Mandi Kotli	1 to 70
11.	Mandi Dansal	1 to 84
12.	Parel	1 to 69
13.	Beri	1 to 98
14.	Samlah	1 to 108
15.	Kotera	1 to 61
16.	Amala	1 to 118
17.	Pangwal	1 to 258
18.	Nehari	1 to 389
19.	Samba	1 to 295
20.	Daboh	1 to 293
21.	Balore	1 to 463
22.	Mananu	1 to 163

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	odódódódódódódódódódódódódódódódódódódó	_
24.	Chak Nanak	1 to 357
25.	Badheri	1 to 445
26.	Chak Manga Gujjar	1 to 312
27.	Bela Samba	1 to 34
28.	Bela Manohar	1 to 5
29.	Manohar Gopala	1 to 188
30.	Mandhera	1 to 306
31.	Chak Jangi	1 to 321
32.	Surgal	1 to 102
33.	Rehiyan	1 to 545
34.	Katli	1 to 1172
35.	Ramnagar	1 to 605
36.	Rakh Amb Tali	1 to 547
37.	Karandi	1 to 119

(Sd.) RIDHIMA SHARMA,

Under Secretary to the Government.



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Notification

Jammu, the 22nd April, 2022.

SO-204.ô In exercise of the powers conferred by sub-section (1) of section 4 of the Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970) and in partial modification of Notification

1.	Chief Secretary, Union Territory of Jammu and Kashmir	Chairman
2.	Administrative Secretary, Housing and Urban Development Department	Vice-Chairman
3.	District Development Commissioner, Kathua	Member-Secretary
4.	Additional Deputy Commissioner, Kathua	Member
5.	Director, Urban Local Bodies, Jammu	Member
6.	Chief Town Planner, Jammu	Member
7.	Regional Director, Directorate of Environment and Remote Sensing	Member
8.	Conservator of Forest of the District Kathua	Member
9.	President/Administrator Municipal Committee, Kathua	Member
10.	Superintendent Engineer, R&B, Kathua	Member
11.	Superintendent Engineer, Jal Shakti, Kathua	Member

12. Superintendent Engineer, EM&RE, Kathua Member
The members shall hold the office for a period of two years.
By order of the Lieutenant Governor.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to the Government, Housing and Urban Development Department.



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 22nd April, 2022.

SO-205.66Whereas, on 02-11-2021, Police Station, Karnah received a docket to the effect that Police Post Tad came to know through reliable sources that a person namely, Adil Hussain Shah S/o Mir Hyder Shah R/o Takiya Bhadur Kote, Karnah has procured arms/ammunition and Narcotics and concealed the same at his residence; and

- 2. Whereas, based on the above, case FIR No. 106/2021 under sections 8/21 NDPS Act, 7/25 Arms Act, 13, 39, 40 of ULA (P) Act, came to be registered in Police Station, Karnah and investigation was taken up. Subsequently, during investigation section 40 of ULA (P) Act was dropped and sections 18, 20, 23 of ULA (P) Act were added in the case; and
- 3. Whereas, during investigation, accused Adil Hussain Shah was arrested in connection with the case and arms/ammunition viz. 02 AK rifles, 02 AK Magazine and 208 AK rounds were recovered from his residential house. During his questioning, one more accused viz. Fariz Hussain Shah S/o Mir Shah R/o Prada, Karnah was arrested in the case and arms/ammunition viz. 04 Pistol, 05 Pistol Magazine and 01 Packet of Narcotics were also recovered from his residential house; and
- 4. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, four persons viz. Rafiq Ahmad Tanch S/o Mohammad Khan R/o Bihadi, Karnah, Amir Fareed Tanch S/o Fareed Ahmad R/o Bihadi, Karnah, Farooq Ahmad Badan S/o Yousuf Badan R/o Amrohi and Umar Ashraf Lone S/o Mohammad Ashraf R/o Vijhar, Bandipora were found involved in the case. Subsequently, the accused were arrested in connection with the case and during questioning 04 Pistol, 02 Pistol Magazine and 07 Pistol rounds were recovered from the residential house of accused Farooq Ahmad Badan; and
- 6. Whereas, during investigation, accused viz. Adil Hussain Shah, Fariz Hussain Shah, Rafiq Ahmad Tanch, Amir Fareed Tanch, Farooq Ahmad Badan and Umar Ashraf Lone were found in contact with PoK handlers namely, Mohammad Sadiq S/o Akbar Shah R/o Panjitara A/P Pakistan, Tanzeer Ahmad S/o Mangta Shah R/o Muzaffar Abad PoK and Mahmood Shah S/o Maqsood Shah R/o Panjtar A/P Pakistan, through the virtual mode and were working as OGWs for them, besides,

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

S. Name of accused Offence No.

- Adil Hussain Shah S/o Mir Hyder Shah
 R/o Takiya, Bhadur Kote, Karnah.
 13, 18, 23, 39
 of ULA(P) Act
- 2. Fariz Hussain Shah S/o Mir Shah R/o Prada, Karnah.
- 3. Rafiq Ahmad Tanch S/o Mohammad Khan 13, 18, 39
 Tanch R/o Bihadi, Karnah. of ULA (P) Act
- 4. Amir Fareed Tanch S/o Fareed Ahmad Tanch R/o Bihadi, Karnah.
- 5. Farooq Ahmad Badan S/o Mohammad 13, 18, 23, 39 Yousuf Badan R/o Amrohi. of ULA(P) Act
- 6. Umar Ashraf Lone S/o Mohammad Ashraf 13, 18, 39 Lone R/o Vijhar, Bandipora. of ULA (P) Act
- 7. Mohammad Sadiq Shah S/o Akbar Shah 18, 20 R/o Panjitara A/P Pakistan. of ULA (P) Act
- 8. Tanzeer Ahmad S/o Mangta Shah R/o Muzafar Abad, PoK.
- Mahmood Shah Sio Maqsood Shah R/o Panjitara A/P Pakistan.
- 8. Whereas, accused Mohammad Sadiq, Tanzeer Ahmad and Mahmood Shah being active terrorists are absconding against whom proceedings under section 299 Cr. PC have been proposed to be initiated; 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.

Now, therefore, in exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Adil Hussain Shah, Fariz Hussain Shah, Rafiq Ahmad Tanch, Amir Fareed Tanch, Farooq Ahmad Badan, Umar Ashraf Lone, Mohammad Sadiq, Tanzeer Ahmad and Mahmood Shah for the commission of relevant offences of the Unlawful Activities (Prevention) Act, 1967, indicates against each at Para (7) above, arising out of FIR No. 106/2021 of Police Station, Karnah.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/ Additional Chief Secretary, (Home).



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 22nd April, 2022.

SO-206.66Whereas, on 16-11-2017, Police Station, Lalpora, received a docket from in-charge Police Post, Khurhama to the effect that during patrolling duty near Village Saiwan, 02 persons were found in suspicious circumstances, who while seeing patrolling party tried to escape but one person identified as Mohammad Magbool Dar S/o Ab. Gani Dar R/o

- 2. Whereas, based on the above, case FIR No. 90/2017 under section 13 of the Unlawful Activities (Prevention) Act, 1967, came to be registered in Police Station, Lalpora and investigation of the case was taken up; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, the person who escaped from the place of occurrence was identified as Bilal Ahmad Shah S/o Nazir Ahmad R/o Shartmuqam. Subsequently, the accused was also arrested in connection with the case; and
- 5. Whereas, during investigation, six other persons viz. Danish Ghulam Lone S/o Gh. Mohammad R/o Brahbund, Pulwama, Suhail Ahmad Bhat S/o Gh. Mohi-ud-Din R/o Dogripora, Pulwama, Liyaqat Ali Khan S/o Peer Khan, Dowlat Ahmad Khan S/o Syed Rehman, Gh. Nabi Mughal S/o Ali Akbar Mughal R/o Manigah, Kupwara, and Haroon Ahmad Sheikh S/o Alif Din Sheikh R/o Amroai, Karnah were arrested in connection with the case. Later the above persons were dropped from the case in view of insufficient evidence by giving benefit under section 169 Cr. PC; and
- 6. Whereas, during investigation, it was established that accused viz. Mohammad Maqbool Dar and Bilal Ahmad Shah were involved in pasting posters of JeM/LeT, TuM and HM banned outfits in the area, in order to provoke general public against unity, security and sovereignty of the Nation; and
- 7. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused in the commission of offences punishable

S. Name of the accused Offence No.

- 01. Mohammad Maqbool Dar S/o Ab. Gani 13 of Dar R/o Dar Mohalla, Saiwan. ULA (P) Act
- 02. Bilal Ahmad Shah S/o Nazir Ahmad R/o Shartmuqam.
- 8. Whereas, the Authority appointed by the Government under subsection (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
- 9. 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 the powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Mohammad Maqbool Dar and Bilal Ahmad Shah for the commission of offences punishable under section 13 of ULA (P) Act arising out of FIR No. 90/2017 of Police Station, Lalpora.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/ Additional Chief Secretary (Home).



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 25th April, 2022.

SO-207.óóWhereas, on 29-10-2021, Police Station, Larnoo received a docket to the effect that a joint Naka was established by Police/Security Forces at Lissu Branard. During Naka checking, a person on seeing the Naka party, tried to escape but was chased down on spot and identified as Arif Ahmad Padder S/o Gh. Ahmad Padder R/o Draway. During his

- 2. Whereas, based on the above, case FIR No. 70/2021 under sections 13, 20, 39 of ULA (P) Act, 7/25 Arms Act, came to be registered in Police Station, Larnoo and investigation was taken up. During investigation, 01 hand grenade was also recovered from Rain Ather forest, on the disclosure of accused Arif Ahmad Padder. Subsequently, during investigation, sections 23 and 38 of ULA (P) Act were added in the case; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, it was established that accused viz. Arif Ahmad Padder along with one Arif Ahmad Malik S/o Gh. Hassan Malik R/o Litter, Pulwama were working as Over Ground Workers (OGWs) for a terrorist of LeT banned outfit namely, Basit Ahmad Wani S/o Mohammad Ashraf R/o Danwathpora, Kokernag and were providing shelter/logistic support to him for carrying out the terrorist activities, besides, accused Arif Ahmad Padder procured arms/ammunition from the said terrorist for carrying out the unlawful activities in the area; and
- 5. Whereas, on the basis of investigation statement of witnesses recorded and other evidence collected the Investigating Officer has established *prima facie* involvement of below mentioned accused for the commission of offence punishable under section as shown against each of the Unlawful Activities (Prevention) Act, 1967:ô
- - Arif Ahmad Padder S/o Gh. Ahmad Padder 13, 23, 39 of R/o Draway Namatpora, Larnoo.
 ULA (P) Act

- 2. Arif Ahmad Malik S/o Gh. Hassan 13, 39 of Malik R/o Litter, Pulwama. ULA (P) Act
- 3. Basit Ahmad Wani S/o Mohd 20, 38 of Ashraf R/o Danwathpora, Kokemag. ULA (P) Act
- 6. Whereas, accused OGW, Arif Ahmad Malik and terrorist namely, Basit Ahmad Wani are absconding and proceedings under section 299 Cr. PC have been proposed to be initiated against them; and
- 7. 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
- 8. 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 the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Arif Ahmad Padder, Arif Ahmad Malik and Bashit Ahmad Wani for the commission of relevant offences of the Unlawful Activities (Prevention) Act, 1967, indicated against each at Para (5) above, arising out of FIR No. 70/2021 of Police Station, Larnoo.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/ Additional Chief Secretary (Home).



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 25th April, 2022.

SO-208.óóWhereas, on 04-12-2021, a tip-off was received by Police Station, Khag regarding presence of terrorists in Village Alamnag Poshkar, Khag. Accordingly, joint cordon and search operation was launched and during search one terrorist of LeT banned outfit namely, Abdul Hamid Nath S/o Mohammad Akber Nath R/o Peth-Zanigam, Beerwah was

- 2. Whereas, based on the above, case FIR No. 95/2021 under section 7/25 Arms Act, 20, 23 of ULA (P) Act, came to be registered in Police Station, Khag and investigation was taken up. Subsequently, during investigation sections 13, 18, 39 of ULA (P) Act were added in the case; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, on the disclosure of accused terrorist viz. Abdul Hamid Nath, Police recovered 01 Chinese hand grenade from Nagbal Khag forests, besides, two other persons viz. Mohammad Shafi Ganie S/o Ab. Rehman R/o Ganie Mohalla, Kawoosa, Khalisa and Zahoor Ahmad Chopan S/o Ali Mohammad R/o Mamoosa, Pattan were arrested on the disclosure and recovered 19 posters of LeT banned outfit from the above two persons; and
- 5. Whereas, during investigation, it was established that accused terrorist viz. Abdul Hamid Nath, was member of LeT banned outfit and was in close contact with LeT commander namely, Mohammad Yousuf Dar @ Kantroo S/o Ab. Gani Dar R/o Check Kawsoosa, Narbal and procured arms/ammunition from him for carrying out the terrorist activities in the area. The other two accused viz. Mohammad Shafi Ganie and Zahoor Ahmad Chopan were working as Over Ground Workers (OGWs) for the above terrorists and under well knit criminal conspiracy were providing shelter/logistic support to them, besides, procured LeT posters from the terrorists for carrying out the unlawful activities in the area; and
- 5. Whereas, the investigation in respect of LeT terrorist Mohammad Yousuf Dar @ Kantroo shall continue to bring out his role/involvement in the case; and
- 6. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused for

- S. Name of accused Offence
 No. under section
 - 1. Abdul Hamid Nath S/o Mohammad Akber 18, 20, 23 of Nath R/o Peth-Zanigam, Beerwah. ULA (P) Act
 - 2. Mohammad Shafi Ganie S/o Ab. Rehman 13, 18, 39 of Ganie R/o Ganie Mohalla, Kawoosa, Khalisa. ULA (P) Act
 - 3. Zahoor Ahmad Chopan S/o Ali Mohammad Chopan R/o Mamoosa, Pattan.
- 7. Whereas, the Authority appointed by the Government under subsection (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
- 8. Whereas, after perusing the Case Diary file, the relevant documents and also taking into consideration the views of the Authority pointed 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 the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Abdul Hamid Nath, Mohammad Shafi Ganie and Zahoor Ahmad Chopan for the commission of relevant offences of the Unlawful Activities (Prevention) Act, 1967, indicates against each at Para (6) above, arising out of FIR No. 95/2021 of Police Station, Khag.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner (Additional Chief Secretary), Home Department.



JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 25th April, 2022.

SO-209.66Whereas, on 27-10-2021, a tip-off was received by Police Station, Baramulla to the effect that some unknown terrorists fired indiscriminately upon joint patrolling party of Police/Security forces at Cheradari, Baramulla. The fire was retaliated by the patrolling party, triggering an encounter; and

- 2. Whereas, based on the above, case FIR No. 232/2021 under section 307 IPC, 7/27 Arms Act, came to be registered in Police Station, Baramulla and investigation was taken up. During investigation, dead body of one terrorist later identified as Javaid Iqbal Wani S/o Mohammad Iqbal Wani R/o Thokarpora, Nanibug, Kulgam of banned terrorist of LeT organization was recovered from the encounter site along with arms/ammunition. Subsequently, during investigation sections 13, 18, 19, 20, 23, 38, 39 of ULA (P) Act were added in the case; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, three persons viz. Asgar Majeed Lone S/o Ab. Majeed R/o Gulshan Abad, Baramulla, Asif Ahmad Ganie S/o Gh. Rasool R/o Bagi Islam, Baramulla and Faizan Rasool Gojree S/o Gh. Rasool R/o Syed Karim, Baramulla were found involved in the case. Subsequently, the accused were arrested in connection with the case and during investigation, 01 Chinese Grenade, 01 Detonator and 24 AK-47 rounds were recovered from the possession of accused Asgar Majeed Lone; and
- 5. Whereas, during investigation, it was established that accused viz. Asgar Majeed Lone, Asif Ahmad Ganie and Faizan Rasool Gojree were working as Over Ground Workers (OGWs) for the terrorist Javaid Iqbal Wani and were providing logistic support to him, besides, under well knit criminal conspiracy were voluntarily harbouring the terrorist in their residential houses for carrying out the terrorist activities in the area; and
- 6. Whereas, the terrorist Javaid Iqbal Wani has been killed in the said encounter and proceedings under law would abate against him; and
- 7. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established, *prima facie* involvement of below mentioned accused for

S. Name of accused Offence No.

- 1 Asgar Majeed Lone S/o Ab. Majeed 13, 18, 19, 23, R/o Gulshan Abad, Baramulla. 39 of ULA (P) Act
- Asif Ahmad Ganaie S/o Gh. Rasool
 Ganaie R/o Bagi Islam, Baramulla.
 ULA (P) Act.
- 3. Faizan Rasool Gojree S/o Gh. Rasool Gojree R/o Syed Karim, Baramulla.
- 8. Whereas, accused namely Faizan Rasool Gojree has been found juvenile during the investigation and in view of section 1(4) of the Juvenile Justice (Care and Protection of Children) Act, 2015, the apprehension, detention, prosecution, penalty or imprisonment shall be governed by the said Act; and
- 9. Whereas, the Authority appointed by the Government under subsection (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 at *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 prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Asgar Majeed Lone and Asif Ahmad Ganie for the commission of relevant offences of the Unlawful Activities

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner (Additional Chief Secretary), Home Department.



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JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 25th April, 2022.

SO-210.óóWhereas, on 09-11-2021, a tip-off was received by Police Station, Baramulla to the effect that some terrorists are hiding in the Hajibal forests. Accordingly, a joint cordon and search operation was launched by Police/Security Forces and during search, the terrorists hiding

- 2. Whereas, based on the above, case FIR No. 236/2021 under section 13 of ULA (P) Act, came to be registered in Police Station, Baramulla and investigation was taken up. Subsequently, during investigation sections 13, 18, 20 of ULA (P) Act were added in the case; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos were 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 investigation, four persons viz. Javaid Ahmad Kanjwal S/o Ab. Ahad Kanjiwal R/o Mohalla Jalal Shaib, Baramulla, Suhail Aziz Mir S/o Ab. Aziz Mir R/o Suhail Colony, Baramulla, Owais Farooq Waza S/o Farooq Ahmad Waza R/o Mohalla Jamia, Baramulla and Imtiyaz Ahmad Dar S/o Ali Mohd Dar R/o Rakhnapora, Narpora, Shopian were found involved in the case. Subsequently, the accused were arrested in connection with the case; and
- 5. Whereas, during investigation, it was established that accused viz. Javaid Ahmad Kanjwal, Suhail Aziz Mir, Owais Farooq Waza and Imtiyaz Ahmad Dar under well knit criminal conspiracy prepared fake documents and obtained SIM cards on the documents and provided the same to the terrorists of LeT banned outfit Hilal Ahmad Sheikh S/o Ab. Hamid Sheikh R/o Sharkawara, Kreeri and Waheed Ahmad Reshi S/o Gh. Mohammad Reshi R/o Kharmoh, Kakpora to further terror activities in the area and to commit unlawful activities; and
- 6. Whereas, the terrorist Waheed Ahmad Reshi has been killed in an encounter with the security forces and proceedings under law would abate against him; and
- 7. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused for

S. Name of accused Offence No.

- Javaid Ahmad Kanjwal S/o Ab. Ahad
 Kanjiwal R/o Mohalla Jalal Shaib,
 Baramulla.

 13, 18 of
 ULA (P) Act
- Suhail Aziz Mir S/o Ab. Aziz Mir R/o Suhail Colony, Baramulla.
- Owais Farooq Waza S/o Farooq Ahmad Waza R/o Mohalla Jamia, Baramulla.
- 4. Hilal Ahmad Sheikh S/o Ab. Hamid 13, 18, 20 of Sheikh R/o Sharkawara, Kreeri. ULA (P) Act
- 5. Imtiyaz Ahmad Dar S/o Ali Mohd 13, 18 of Dar R/o, Rakhnapora, Narpora, Shopian. ULA (P) Act
- 8. Whereas, accused Hilal Ahmnd Sheikh being active terrorist is absconding against whom proceedings under section 299 Cr. PC have been proposed to be initiated;
- 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.

Now, therefore, in exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Javaid Ahmad Kanjwal, Suhail Aziz Mir, Owais Farooq Waza, Hilal Ahmad Sheikh and Imtiyaz Ahmad Dar for the commission of relevant offences of the Unlawful Activities (Prevention) Act, 1967, indicates against each at Para (7) above, arising out of FIR No. 236/2021 of Police Station, Baramulla.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner (Additional Chief Secretary), Home Department.



JAMMU AND KASHMIR OFFICIAL GAZETTE

separate compilation

Laws, Regulation and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô GENERAL ADMINISTRATION DEPARTMENT

Notification

Srinagar, the 28th of April, 2022.

SO-226.ô In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Lieutenant Governor Union Territory of Jammu and Kashmir hereby makes the following rules, namely:ô

1. **Short title, commencement of application**.ô (1) These rules may be called the õJammu and Kashmir Public Service Commission (Subordinate) Service Recruitment Rules, 2022ö.

(2) These rules shall come into force from the date of their publication in the Government Gazette.

Definitions.ô In these rules, unless the context otherwise requires,ô

- (a) õAdministrative Departmentö means the General Administration Department of the Government in the Civil Secretariat holding the Administrative charge of the service;
- (b) õCadreö means the cadre of the service;
- (c) õCommissionö means the Jammu and Kashmir J&K Public Service Commission;
- (d) õGovernmentö means the Government of Jammu and Kashmir;
- (e) õMember of the serviceö means a person appointed to a post in the service under the provisions of these rules or the rules superseded by these rules or in the manner as prescribed in Rule 3 regarding constitution of service, if any;
- (f) õPostö means a permanent post carrying a definite pay scale sanctioned by the Competent Authority;
- (g) õRulesö means the Jammu and Kashmir Public Service Commission (Subordinate) Service Recruitment Rules, 2022;
- (h) õScheduleö means the schedule(s) annexed to these rules;
- (i) õServiceö means the Jammu and Kashmir Public Service Commission (Subordinate) Service being framed under these rules;
- (j) õUnion Territoryö means Union Territory of Jammu and Kashmir;
- (k) Words and expressions used in these rules but not defined shall have the same meaning as are assigned to them in the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules/1956, Jammu and Kashmir Civil Services Regulations, 1956/The Jammu and Kashmir Secretariat (Subordinate) Service Recruitment Rules, 2009 as amended from time to time.

- No. 4-j] The J&K Official Gazette, 28th April, 2022/8th Vai., 1944. 3
- 3. **Constitution of service.** (1) From the date of commencement of these rules there shall be constituted the õJammu and Kashmir Public Service Commission (Subordinate) Service.ö
- (2) The Government may, at the commencement of these rules, appoint to the service any person who at the commencement of these rules, is holding in substantive capacity any post included in the cadre of this service:

Provided that for the purpose of the initial constitution of the service, a person holding any post included in the cadre of the service in its sanctioned scale of pay, in substantive capacity to which he was appointed by the competent authority under rules, either by direct recruitment or by promotion or by regularization or by permanent absorption or by compassionate appointment etc. as the case may be, shall be deemed to have been appointed to the service under these rules if he/she is fully qualified to hold the post under these rules.

Explanation: ô The word õholdingö means a person holding a post included in the cadre of the Jammu and Kashmir Public Service Commission (Subordinate) Recruitment Rules, 2022 in its sanctioned scale of pay on regular basis under orders of the competent authority and will not include the persons holding a post on ex-cadre/deputation basis or on *ad hoc* basis or in a stopgap arrangement.

4. Strength and composition of the service.ô

- (i) The authorised permanent and temporary strength of the cadre and the nature of the posts included therein shall be determined by the Government from time to time and shall, at the initial constitution of the Service under these rules, be such as specified in Schedule-I annexed to these rules:
 - Provided that the Government may create such temporary posts in the cadre of the Service for specified period or purpose as may be considered necessary from time to time on the recommendations of the Commission.
- (ii) The Government shall, after the interval of every three years or at such other intervals, as may be necessary, re-examine the strength and composition of the cadre of the Service and

- 5. Qualifications and method of recruitment.ô (1) No person shall be eligible for appointment or promotion to any post in any class, category or grade in the Service unless he/she possesses the qualification as laid down in Schedule-II and fulfils other requirements of recruitment as provided in the rules and orders for the time being in force.
 - (2) Appointment to the service shall be madeô
 - b. By direct recruitment; or
 - c. By promotion; or
 - d. Partly by (a), and partly by (b), in the ratio, and in the manner, as mentioned against each post in Schedule-II:

Provided that all the posts including **Multi-Tasking Staff** under direct recruitment shall be filled through Jammu and Kashmir Service Selection Board as per the rules/orders of the Government issued for the purpose unless any post/category of posts is exempted from the purview of the Service Selection Board by the Government in this behalf:

Provided further, that all the posts to be filled-up by promotion shall be filled through Departmental Promotion Committee (DPC) constituted from time to time.

- (3) The Commission shall refer vacancies in the direct/promotion quota to Jammu and Kashmir Service Selection Board and Departmental Promotion Committee, as the case may be, in terms of SRO-166 dated 14-06-2005 in accordance with sub-rule (2) of rule 5.
- 6. **Probation.**—(1) Probation of the Members of the service to be appointed under these rules shall be governed by the Jammu and Kashmir Probationers (Conduct of Service, Pay and Allowances) and Fixation of Tenure Rules, 2020 and in all other cases, under the provisions of Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956 as amended from time to time.
- (2) The pay of the person to be appointed to the Service through direct recruitment shall be regulated in terms of the Jammu and Kashmir Probationer (Condition of Service, Pay and Allowances) and Fixation of

- 7. **Reservation in appointments.**ô While making appointments either by direct recruitment or by promotion, reservation shall be provided to the eligible categories in accordance with the provisions of Jammu and Kashmir Reservation Act, 2004 and the rules and orders, as in force or issued by the competent authority from time to time.
- 8. **Training and Departmental Examination.**ô Persons appointed to the service either by direct recruitment or by promotion shall be required to undergo such training from time to time during the course of probation and to pass during the period of probation or trial such departmental examination(s) as the Government may prescribe:

Provided that the Government may exempt, either wholly or partly, from such training or departmental examination(s) persons who have passed a departmental examination or undergone training declared by Government to be equivalent to a Departmental Examination or training prescribed under these rules.

9. Eligibility of Government servants for direct recruitment.ô A person already in the Government Service may apply through proper channel for direct recruitment to a vacant post in any particular class or category in the Service if he/she possesses the educational and other qualifications prescribed for recruitment to such class or category of posts. The upper age limit of such Government servants shall be as provided in the general rules:

Provided that in case of a post which requires a higher degree of specialization and/or experience, the Government may prescribe the higher/upper age limit.

- 10. **Maintenance of seniority lists.**ô Seniority of the members of the Service shall be regulated under the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956 as amended from time to time. The Commission shall maintain an up-to-date and final seniority list of members of the service.
- 11. **Residuary matters**.ô In regard to matters not specifically covered by these rules the members of the service shall be governed by the

- 12. **Interpretation**.ô If any question arises relating to the interpretation of these rules the decision of the General Administration Department shall be final and binding.
- 13. **Repeal and savings**.ô (1) All rules corresponding to these rules and in force immediately before the commencement of these rules are hereby repealed.
- (2) Notwithstanding such repeal, any appointment or order made or action taken under these rules or likewise so repealed shall be deemed to have been made or taken under these rules.

By order of the Lieutenant Governor.

(Sd.) MANOJ KUMAR DWIVEDI, 1AS,

Principal Secretary to the Government.

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S. No.	Designation of posts	Pay level with grade 1	pay	No. of posts
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1.	Section Officer	Level-7 (44900-14240	00)	04
2.	Statistical Officer	Level-7 (44900-14240	00)	01
3.	Asstt. Accounts Officer	Level-7 (44900-14240	00)	01
4.	Personal Assistant	Level-7 (44900-14240	00)	02
5.	Legal Assistant	Level-6 E (35900-113	500)	01
6.	Accountant	Level-6 B (35600-112	800)	01
7.	Statistical Assistant	Level-6 B (35600-112	800)	01
8.	Jr. Stenographer	Level-6 B (35600-112	800)	03
9.	Head Assistant	Level-6 B (35600-112	800)	06
10.	Senior Assistant	Level-5 (29200-92300))	10
11.	Accounts Assistant	Level-5 (29200-92300))	02
12.	Computer Operator	Level-4 (25500-81100))	04
13.	Junior Assistant	Level-2 (19900-63200))	15
14.	Gestetner Assistant	Level-2 (19900-63200))	01
15.	Jamadar	Level-1 (18000-56900))	06
16.	Packer	Level-1 (18000-56900))	02
17.	Multi-Tasking Staff (MTS)	SL 1 (14800-47100)		16
18.	Sanitation Worker	SL 1 (14800-47100)		01
			ć	ôô
			Total	77
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ا	ô ô ô ô Category		Pay level with grade pay	Minimum qualification for direct recruitment	ô ô ô ô ô ô ô ô ô ô Method of recruitment
1 ô ô ô 1	2 ô ô ô ô A	3 ô ô ô ô ô ô ô Section Officer	4 6 ô ô ô ô ô Level-7 (44900- 142400)	5 000000000000000000000000000000000000	6 0 0 0 0 0 0 0 0 0 100 % by promotion from Class-II, category-A having not less than three years service in that category.
	В	Personal Assistant	Level-7 (44900- 142400)		100 % by promotion from Class-II, category-B having not less than five years service in that category.
	С	Assistant Accounts Officer	Level-7 (44900- 142400)		100 % by deputation from Finance Department.
	D	Statistical Officer	Level-7 (44900- 142400)		100 % deputation from Planning Development and Monitoring Department.
	Е	Legal Assistant	Level-6 E (35900- 113500)		100 % deputation from Department of Law, Justice and Parliamentary Affairs.
П	A	Head Assistant	Level-6 B (35600- 112800)		100 % by promotion from Class-III, category-A having at least three years service in that category and having passed Secretariat

No.																		-					8th Vai., 1944. 9
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																							Providing that 25% of posts to be filled up in a calendar year shall be earmarked for promotion of those Senior Assistants who have
																							not qualified the Secretariat Assistant Examination, but having crossed the age of 50 years as on 1st January of the year in which such promotions are being
																							considered: Provided further that a Senior Assistant who has qualified the Secretariat A s s i s t a n t s Examination during his period of
																							probation as Junior Assistant shall not be required to qualify that said examination again.
		В					Seno		le rap	ohe	er	(3	56	el- 600 800		8		fro rec hav min spe and in	om s cog vin niu niu d 3 sh d t	a gni ng m d o 5 v ort	ze f 6 w.p tha	55 o.m and	

10 The J&K Official Gazette, 28th April, 2022/8th Vai., 1944. [No. 4-j 6 6 6 6 6 6 6 6 6 6 C Statistical Level-6 B 100% by deputation Assistant (35600 from Planning 112800) Development and Monitoring Department. D Accountant Level-6 B 100% by deputation (35600 from Finance 112800) Department. Ш Α Senior Level-5 100% by promotion Assistant (29200from Class V, 92300) Category A and Category B on the basis of their interse-seniority having not less than three years service in that category. Provided that the person shall undergo and qualify the Secretariat Assistant examination/training during the period of probation. В Accounts Level-100% by deputation Assistant 5 (29200from Finance 92300) Department. IV A Computer Level-4 BCA or Graduation 100% by direct Operator (25500with one year recruitment. 81100) Diploma in Computer Applications from a recognized University/ Institute.

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ôô V	ô ô A	ôôôôôôô Junior	ôôôôô Level-2	ô ô ô ô ô ô ô ô ô Graduation from	ô ô ô ô ô ô ô ô ô i. 75% by
		Assistant	(19900-	any recognized	direct recruitment.
			63200)	University with	ii. 25% by
				knowledge of type-	promotion from
				writing having not	Matriculate
				less than 35 words	MTS/Jamadars/
				speed per minute.	Packers/
					Sanitation
					worker having at
					least 03 years
					services as such,
					on the
					recommendations
					of DPCs, who
					qualify type test
					requiring a
					minimum speed of
					25 words per
					minute in order of
					seniority:
					Provided that a
					person appointed
					by direct
					recruitment or by
					promotion shall
					undergo and
					qualify the
					Secretariat
					Assistant
					examination/
					training
					during the period of probation.
	В	Gestetner	Level-2		100% by promotion
		Assistant	(19900-		from Matriculate
			63200)		Class-VI-A & VII,

12 The J&K Official Gazette, 28th April, 2022/8th Vai., 1944. [No. 4-j

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VI	A	Jamadar/ Packer	Level-1 (18000- 56900)	-	100% by promotion from Class-VII, categories A & B on the basis of their inter-se-seniority having 05 years service as such.			
VII	A	Multi- tasking Worker (MTS)	SL 1 (14800- 47100)	Minimum Matric and maximum 10+2.	By direct recruitment.			
	В	Sanitation Worker	SL 1 (14800- 47100)	Minimum 8th and maximum 12th	By direct recruitment.			



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Srinagar, the 7th May, 2022.

SO6231.ô Whereas, on 16-11-2021, Police Station, Nagrota received reliable information that some terrorist associates affiliated to prescribed Jaish-e-Mohammad (JeM) were transporting terror funds to the Kashmir Valley. Subsequently, a Naka was established near Sidhra Bridge and during Naka checking Police intercepted a vehicle (Innova) and arrested three persons identified as Fayaz Ahmad Dar S/o Ab. Rehman Dar R/o Mishpura Frisal, Kulgam, Umar Farooq Malik S/o Farooq Ahmad Malik and Mouzam Parvez Malik S/o Parvez Ahmad Malik Rs/o Dalipora, Pulwama. During their personal search Police recovered an amount of Rs. 43 Lakhs from their possession; and

- 2. Whereas, based on the above, a Case FIR No. 429/2021 under sections 13, 17 of ULA (P) Act, came to be registered in Police Station, Nagrota and investigation of the case was taken up. Subsequently, during the investigation, sections 18, 39, 40 of ULA(P) Act were added in the case; and
- 3. Whereas, during the investigation, site plan of the place of occurrence and seizure memos were prepared and statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law and during the investigation, Fayaz Ahmad Dar was not found involved in the case. Subsequently, the said person was dropped from the case by giving the benefit of section 169 Cr. PC and on the orders passed by Ld. Judge the amount in his possession was also released; and
- 4. Whereas, during the investigation, accused viz. Umar Farooq Malik and Mouzam Parvez Malik were found in contact with PoK based JeM banned terrorist Ashiq Nengroo and were working as Over Ground Workers (OGWs) for the said terrorist. The accused Umar Farooq Malik and Mouzam Parvez Malik under a well-knit criminal conspiracy procured an amount of Rs. 15 Lakhs from the PoK based terrorist for further distribution among the terrorists of JeM banned outfit for carrying out the terrorist activities in the Valley; and
- 5. Whereas, during the investigation, one more accused namely, Ravi Kumar S/o Prem Kumar R/o Harike, Taran Tarran was arrested in connection with the case. The investigation in respect of the said accused and PoK based JeM terrorist Ashiq Nengroo shall continue to bring out their role/involvement in the case; and
- 6. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established, *prima facie*, involvement of below mentioned accused for the commission of offences punishable under section as shown against each of the Unlawful Activities (Prevention) Act, 1967:ô

- Mouzam Parvez Malik S/o Parvez
 Ahmad Malik R/o Dalipura, Pulwama.
 ULA (P) Act.
- 7. 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 accused; and
- 8. 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 accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Umar Farooq Malik and Mouzam Parvez Malik for the commission of offences punishable under sections 17, 18, 39 and 40 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 429/2021 of Police Station, Nagrota.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner (Additional Chief Secretary),
Home Department.



THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ SCHOOL EDUCATION DEPARTMENT

Notification

Jammu, the 10th of May, 2022.

SO6233.ô In exercise of the powers conferred by Section 29 read with Sections 20A, 20B and 20C of the Jammu and Kashmir School Education Act, 2002, the Lieutenant Governor Union Territory of Jammu and Kashmir hereby makes the following rules namely :ô

- 1. **Short title and commencement.**ô (1) These rules may be called the Jammu and Kashmir Private Schools (Fixation, Determination and Regulation of Fee) Rules, 2022.
 - 2. They shall come into force at once.

- 2. **Definitions**.ô In these rules, unless the context otherwise requires,ô
 - a. ::Act" means the Jammu and Kashmir School Education Act, 2002:
 - b.

 Affiliating body

 means the Jammu and Kashmir Board of School Education, the Central Board of School Education (CBSE) or any other Examination body which has been set up by a legislative enactment to which the said school is affiliated or any other body which the Government has permitted to conduct examination and grant certificates;
 - c. ::Appropriate Authority on means the Administrative Department of School Education;
 - d. :: Chairperson" means the Chairperson of the Committee;
 - e. ::Committee" means the Committee constituted under section 20A of the Act;
 - f. :: Fee" means any fee as has been defined under section 20(E) of the Act;
 - g. :: Fee Determination" is the process of class-wise fee fixation, determination and regulation by the Committee;
 - h. ::Government" means the Government of Union Territory of Jammu and Kashmir;
 - i. ::Guardian" means a person having care and custody of the child and includes a natural guardian or guardian appointed or declared by a court or a statute;
 - j. ::Parent" means either the natural or step or adoptive father or mother of a child;
 - k. "Processing fee" means the amount as prescribed by the Committee for the purpose of processing the application for fixation, determination and regulation of fee for a private school;
 - 1. **"Proforma"** means a format for obtaining information from private schools as may be prescribed by the Committee.

- (a) unaided School, not receiving any kind of aid or grant to meet its expenses from Government or the local authority, which has been permitted to set up by a competent authority and recognized to impart education by the Government or any other authority as may be prescribed by the Government and is affiliated with the affiliating body;
- (b) aided private school which is recognized by and is, or has been receiving a grant in aid from the Government or any other local authority;
- n. ::Society of means society as registered under the Societies Registration Act, 1860 or any other Act;
- o. :Sub Committee@means Divisional or District level Committee as may be constituted under Section 20(H) of the Act;
- p. ::Trustøø means a trust as registered under Indian Trust Act, 1882.
- 3. **Composition of the committee**ô (1) The Committee constituted under Section 20A of the Act, shall consist of :ô
 - a Chairperson who has been a Judge of a High Court or a Government Officer who has been a Financial Commissioner of the Union Territory of Jammu and Kashmir or above;
 - b. Administrative Secretary to Government School Education DepartmentóMember Secretary ;
 - c. A representative of the Jammu and Kashmir Board of School Education not below the rank of SecretaryóMember;
 - d. Director of School Education Kashmir/JammuóMember by rotation as per the Headquarter of the Committee;
 - e. The Chairperson may co-opt any other independent person of repute or a representative of a recognized School Association as an expert member, but the total number of members of committee shall not exceed five.
 - f. If any vacancy accrues due to non availability of a member, it will be filled by the Government.

- - g. Any member who has been co-opted/nominated shall draw such remuneration and allowance such as TA/DA as is admissible to the Government Servants of the rank of Class-I Officers, under the prevalent rules;
 - h. No act or proceeding of the committee shall be invalid by reason only of the existence of any vacancy in, or any defect in, the constitution of the Committee.
- 4. Term of office and other conditions of service of the Chairpersonô (1) The Chairperson shall hold office for a term of three years from the date on which he enters upon office and in the case of a vacancy arising earlier, for any reason, such vacancy shall be filled for the remainder of the term:

Provided that he may by writing under his hand resign his office any time during the tenure of his office.

(2) The salary, allowances, perquisites, perks and other conditions of service of the Chairperson shall be the same as those of a sitting Judge of the High Court, in the case he has been a Judge of any High Court; and as those of a Financial Commissioner in case he has been a Financial Commissioner of the Union Territory of Jammu and Kashmir or above:

Provided that if the Chairperson is, at the time of his appointment, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of service as the Chairperson be reduced :ô

- i. By the amount of that pension; and
- ii. If he has, before such appointment, received, in lieu of a portion of the pension due to him in respect of such previous services, the commuted value thereof, by the amount of that portion of the pension :

Provided further that the salary, allowances and other conditions of service of the Chairperson shall not be varied to his disadvantage after his appointment.

- (3) The Government may extend the term of the Chairperson for such period as may deem fit and proper.
- 5. Powers and functions of the Committee.ô (1) The Powers of the Committee shall beô
 - a. To fix, determine and regulate the fee to be charged and collected by a private school;
 - b. To hear complaints with regard to the charging and collection of fee in excess of the fee determined by it. If the Committee, after obtaining the material comes to the conclusion that the Private School has charged and collected fee in excess of the fee fixed, determined and regulated by the Committee, it shall recommend to the appropriate authority for the cancellation of the recognition or registration of the Private School or for any other course of action as it deems fit in respect of the Private School. Any such recommendation made by the Committee shall be implemented by the appropriate authority within a reasonable time as per procedure laid down;
 - c. Require each Private School to place before the Committee the proposed fee structure of such school with all relevant documents and books of accounts for scrutiny within such date as may be specified by the Committee;
 - d. Obtain from the Private School any such information as may be required by it for the examination of the fee structure of the Institution;
 - e. Verify whether the fee proposed by the Private School is justified and it does not amount to profiteering or commercialisation of education;
 - f. Approve the fee structure or fix and determine some other fee that can be charged by the Private School;
 - g. Verify whether the fee collected by the Private School affiliated to the affiliating body commensurate with the standard of education and other related facilities provided by the Private School;

- - h. To recommend the appropriate authority for disaffiliation of the Private School, if it comes to a conclusion that the private school has charged and collected highly excessive fee;
 - i. The Committee shall have the power to regulate its own procedure in all matters arising out of the discharge of its functions, and shall for the purpose of making any inquiry under these rules, have all the powers of a Civil Court under the Code of Civil Procedure, 1977 while trying a suit, in general, and in particular in respect of the following matters, namely :ô
 - i. Summoning and enforcing the attendance of any witness and examining him on oath;
 - ii. The discovery and production of any document;
 - iii. The receipt of evidence on affidavits;
 - iv. The issuing of any commission for the examination of a witness.
 - j. The Committee shall, on fixing and determining the fee leviable by a Private School, communicate its decision to the Private School concerned.
 - k. The Committee shall indicate the different heads under which the fees shall be levied.

6. Fixation, Determination and regulation of Fee.—

- a. The Committee shall fix and determine the fee for each Private School separately as per the procedure mentioned in these rules.
- b. The fee fixed and determined by the Committee having regard to relevant factors shall be binding on the Private School;
- c. The fee fixed and determined by the Committee shall be valid for a period of three (03) years. However, in case a school seeks any modification in the fee structure fixed and determined by the Committee within the prescribed time period, it shall apply to the Committee for the same.

- No. 5-g] The J&K Official Gazette, the 10th May, 2022/20th Vai., 1944. 7
- 7. **Factors for determination of Fee.**—The Committee, shall, while determining the fee leviable by a Private School, in addition to the factors specified in Sub-Section (1) of Section 20D of the Act, also take into account, the following factors, namely :ô
 - i. The location of the Private School;
 - ii. The available infrastructure;
 - iii. The expenditure on administration and maintenance;
 - iv. The reasonable surplus required for the growth and development of the Private School;
 - v. Performance of the Private School;
 - vi. Grant-in-aid received by the Private School;
 - vii. Availability of modern technology and appliance thereof;
 - viii. Any other fact as may be prescribed by the Committee.
 - ix. The locality of the Private School, namely, Rural area, Town Panchayat, Municipality, District Headquarters, Corporation.
 - x. Strength of the students;
 - xi. Classes of study;
 - xii. Results of students achieved;
 - xiii. Status of the Private School, as indicated below :ô
 - a. Private Schools having minimum infrastructure facilities as prescribed by the Government from time to time;
 - b. Private Schools having infrastructure facilities more than that prescribedô
 - i. Private Schools having more than the minimum requirement of the lab, a greater number of library books,

- - ii. Private School having more than adequate classroom facilities, lab facilities, library area, number of books, very good sanitation facilities, highly protected drinking water facilities, and other sanitary facilities together with a high percentage of results;
 - iii. Private Schools are fully equipped with modern facilities like Air Conditioner/Centrally heating, smart classes or any other facility.

8. Submission for Fixation, determination and regulation fee.—

- a. The Private School shall submit a proposal to the Committee on the proforma as may be prescribed by the Committee. The proposal for fixation, determination and regulation of fee for next year shall be submitted three months before the next academic year starts;
- b. The Private School shall pay such amount towards the processing fee, as may be prescribed by Committee, along with the proposal;
- c. The proposal shall contain all the requisite documents as specified in the prescribed proforma including audited accounts of last three years.
- d. In case a Private School fails to submit a proposal within the prescribed time limit or submits an incomplete proposal for fixation, determination and regulation of the feeô
 - i. The Committee shall recommend to the appropriate authority to bar the Private School from taking any new admission for next academic year or to impose a five equivalent to 10 percent of the total revenue generated by the Private School/Society/Trust/Person of individual in the preceding year, as applicable;

- ii. In addition, the Committee may recommend to the appropriate authority for taking the following actions :ô
 - (a) to take over the Management of the Private School until it submits a proposal and once the management of the Private School has been taken over, the Government shall appoint an Administrator not below the rank of Sub-Divisional Magistrate as Administrative Head of the Private School to ensure its smooth functioning at the cost of School

 fund. During this period, no further developmental/procurement/construction activities shall be taken up in the Private School except activities related to education and safety of children;
 - (b) the appropriate authority may withdraw permission and the recognition of the Private School as per the procedure laid down;
- 9. **Maintenance of Accounts.**—(1) Every Private School shall keep separate accounts for different kinds of transactions, namely fees collected, grants received, financial assistance received, payments of salary to staff, purchase of machinery and equipment, laboratory articles, library books, stationery and other expenditure incurred.
- (2) Every Private School shall keep the registers, accounts, and records within the premises of the Private School. They shall be made available at all reasonable times for inspection by an officer(s) as may be nominated by the Chairperson.
- (3) Accounts maintained by a Private School together with all vouchers relating to various items or receipts and expenditure shall be preserved by that Private School until the audit of accounts is over and objection, if any, raised is settled.
- (4) An officer of the Committee, authorized by the Committee shall, at all reasonable times, have free access to the books, registers, accounts, records, documents, securities, cash and other porperty belonging to or in the custody of every Private School and may summon any person in whose possession they are, to produce the same;

- (5) An officer who has made inspection of any Private School under Sub-Rule (4) above shall send a report with relevant records to the Chairperson of the Committee within one week thereafter.
- 10. **Submission of Returns.**—(1) Every Private School shall submit to the Committee an annual financial statement audited and certified by a Chartered Accountant duly attested by the Principal/Chairman of the School for the period ending with 31st of March of every year, not later than the 1st day of July of every year or within such further time as may be permitted by the Chairperson;
- (2) In addition to the returns referred to in Sub-Rule(1) above, every Private School shall within such time, or within such extended time, as may be fixed by the Chairperson furnish such returns, statistics or other information that may be required, from time to time by him.
- 11. **Sub-Committees.**—(1) There shall be a District Committee in every district, which shall consist of the Chief Education Officer of the district as Chairperson and such other members as may be appointed by the School Education Department;
- (2) The District Committee shall exercise such powers and functions as may be prescribed by the Government.

12. Powers to be exercised by the Chairperson.—

- (a) The parents may submit a written complaint to the chairperson for non compliance of order of the Committee;
- (b) The Chairperson may take *suo-motu* cognizance to examine the compliance of the orders of the Committee;
- (c) After receiving complaint under Sub Rule (a), the Chairperson shall examine the complaint and the compliance of the order of the Committee as a whole, within a period of fifteen days, after affording a reasonable opportunity to the parties concerned;
- (d) If found guilty, the Chairperson shall issue directions to the Private School Management to implement the feedetermination orders of the Committee.

Provided that the Chairperson may issue a single direction for one or more complaints received against a single Private School within a stipulated time of 15 days;

- e. In case a Private School is found charging excess money against the fee-determination order, the Chairperson shall order the Private School to refund the excess amount of fee charged from to the Student/Parent within 30 days;
- f. On non-compliance of the order of the Committee/Chairperson, the Chairperson shall impose a fine on Private School equivalent to 1% of the total revenue generated in the preceding year for the first time of non-compliance; 3% for the second time of non-compliance; 5% for the third time of non-compliance;
- g. If the Private School continues to violate the order consecutively three times, the Private School shall be put under the non-admission category;
- h. If the Private School fails to comply with the orders of the committee, he shall recommend the appropriate authority to take over the Management of the school, However it shall be ratified by the Committee in its next meeting within 15 days.
- i. If the Private School fails to refund the amount as ordered by the Committee/Chairperson or fails to pay fine as imposed, the Committee/Chairperson shall order to recover the amount as an arrear of land revenue by Tehsildar concerned (Revenue Officer) and the amount so recovered shall be paid to such persons as mentioned in the order and the amount of the penalty to be deposited in the Government treasury in such manner as may be ordered by the Chairperson.

13. Financial Powers.—The Committee shall have,ô

 a separate Major Account Head and same shall be operated and maintained by Director School Education Kashmir and Jammu within their respective provinces as an interim arrangement till the Drawing and Disbursing powers are granted to the Committee.

- - ii. The Establishment and other expenses of the Committee shall be borne by Director School Education Kashmir/
 Jammu out of the Account Head of the Committee.
 - iii. The Committee shall submit a projected budget proposal to the Government for budget allocation.
- 14. **Headquarter.**—The office of the Committee shall be located at Jammu/Sringar and it shall work at place notified by the Government annually.
- 15. **Staff.**—The Staff of the Committee shall consist of such Officers and employees either by deputation or transfer or creation, as may be required on the basis of the organisational pattern of the Committee to be notified in regulations in consultation with the appropriate Authority.
- 16. **Redressal of grievances.**—(1) Any Parent, Guardian, or any other aggrieved person may file a complaint to the Chairperson about charging of excessive and exorbitant fee by a Private School,
- (2) The complaint so filed after receipt shall be diarized and dealt with in accordance with the Act and these rules.
- (3) The complaint shall be disposed of as early as possible preferably within a period of 45 days.
- 17. **Repeal and Savings.**—(1) With the enforcement of these rules, any rule or order which is inconsistent with the Act or these rules shall be deemed to have been repealed and superseded;
- (2) Any order issued by the Government with regard to the Committee or order passed by the Committee or Chairperson pursuant to the draft rules shall be deemed to have been passed under the provisions of these rules.

By order of the Government of the Jammu and Kashmir.

(Sd.) B. K. SINGH,

Principal Secretary to Government, School Education Department.



THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Srinagar, the 11th May, 2022.

S.O.-237.ô Whereas, on 16-11-2021, a tip off was received by Police Station, Sopore, regarding presence of the terrorists in Shalimar Colony. Accordingly, a joint cordon and search operation was launched by Police/Security Forces. During search, two persons while seeing the search party tried to escape but were chased down on spot and identified as Aasif Rashid War S/o Abdul Rashid War and Altaf Hussain

- 2. Whereas, based on the above, a case FIR No.275/2021 under Sections 4 Explosive Substances Act 18, 20, 23, 38 ULA (P) Act, was registered in Police Station, Sopore and investigation of the case was set into motion. Subsequently, during investigation, Section 4 Explosive Substances Act, Sections 20, 38 ULA (P) Act were dropped and Section 7/25 Arms Act and Section 39 ULA (P) Act were added in the case; and
- 3. Whereas, during the course of investigigation, site plan of place of occurrence and seizure memos were prepared and statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provision of law; and
- 4. Whereas, during investigation, it was established that the accused viz Aasif Rashid War and Altaf Hussain Najar were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit and were providing logistic support to them for carrying out the terrorist activities in the area, besides, under well knit criminal conspiracy, procured a hand grenade from an unknown person with the directions to lob the same upon the Police/Security Forces in the area; and
- 5. Whereas, the investigation in respect of unknown person shall continue to identity him and to bring out his role/involvement in the area; and,
- 6. Whereas, on the basis of investigation, statements of witnesses recorded and other evidence collected, the Investigating Officer has established, *prima facie*, involvement of below mentioned accused for the commission of offences punishable under sections as shown against each of the Unlawful Activities (Prevention) Act, 1967:ô

S.	Name of accused	Offence				
No.						
ôô	ô ô ô ô ô ô ô ô ô ô ô ô ô ô	ô ô ô ô ô ô ô ô ô ô ô ô				
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1.	Aasif Rashid War S/o Abdul Ras	hid 18, 23, 39 of				
	War R/o Nutnusa, Kupwara.	ULA (P) Act				
2.	Altaf Hussain Najar S/o Abdul A	had 18, 39 of				
	Najar R/o Nutnusa, Kupwara.	ULA (P) Act				

- No. 5-k] The J&K Official Gazette, 11th May, 2022/21st Vai., 1944. 3
- 7. 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 a *prima facie* case is made out against the accused; and
- 8. 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 accused for their 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 accord sanction for launching prosecution against the accused viz Aasif Rashid War and Altaf Hussain Najar for the commission of offences punishable under the relevant sections of the Unlawful Activities (Prevention) Act, 1967, indicated against each at para (06) above, arising out of FIR No. 275/2021 of Police Station, Sopore.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS, Financial Commissioner/ (Additional Chief Secretary), Home Department.



THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 13th May, 2022.

S.O.-239.ô Whereas, on 17-11-2021, Police Station, Pulwama, received a written docket to the effect that some terrorists were roaming in the area. Subsequently, a joint Naka was established by Police/Secuirty Forces at Chitripora Crossing Road. During checking two persons on seeing the Naka Party tried to escape but were chased down on the spot and identified as Amir Bashir Dar S/o Bashir Ahmad

- 2. Whereas, based on the above, a case FIR No. 315/2021 under Sections 307 IPC, 4 Explosive Substances Act and 18 ULA (P) Act, was registered in Police Station, Pulwama and the investigation of the case was set into motion. Subsequently, during the investigation Sections 20, 23 and 39 of ULA (P) Act were added in the case; and
- 3. Whereas during the course of the investigation, the site plan of the place of occurrence and seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 4. Whereas, during the investigation, it was established that the accused viz Amir Bashir Dar and Mukhtar Ahmad Bhat were in contact with the terrorists of JeM banned outfit particulary terrorist viz. Aitmad Ahmad S/o Mohammad Yousuf Dar R/o Avind Rawalpora, Shopian and were working as Over Ground Workers (OGWs) for them. The accused under a well-knit criminal conspiracy procured the IEDs from the terrorist viz Aitmad Ahmad Dar with the directions to install the same in the area for carrying out the terror attack upon the Security Forces in order to cause damage to the lives/property of the Security Forces; and
- 5. Whereas, the accused terrorist viz Aitmad Ahmad has been killed in an encounter wih the Security Forces and proceedings under the law would abate against him; and
- 6. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, *prima facie*, involvement of below mentioned accused in the commission of the offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô
- 1. Amir Bashir Dar S/o Bashir Ahmad 18, 23, 39 Dar R/o Sirnoo, Pulwama. ULA (P) Act
- 2. Mukhtar Ahmad Bhat S/o Ab. Jabar Bhat R/o Mitri-Bugh, Shopian.

- No. 6-a] The J&K Official Gazette, 13th May, 2022/23rd Vai., 1944. 3
- 7. 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 a *prima facie* case is made out against the above accused; and
- 8. 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 the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the above accused viz. Amir Bashir Dar and Mukhtar Ahmad Bhat for the commission of offences punishable under Sections 18, 23 and 39 of the Unlawful Activities (Prevention) Act, arising out of FIR No. 315/2021 of Police Station, Pulwama.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner, (Additional Chief Secretary),
Home Department.



THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 13th May, 2022.

S.O.-240.ô Whereas, on 04-8-2021, Police Station, Anantnag, received a written docket from the Incharge Police Post, Janglatmandi, to the effect that he alongwith his escort Nafri were conducting patrolling in the area. On reaching Shirpora Teeli Mohalla, a mob was found protesting on the death anniversary of killed terrorists namely, Burhan Wani and Yawar Nisar Wagay and some banners/photograph

- 2. Whereas, based on the above, a Case FIR No. 353/2021 under sections 353 IPC, 13 ULA (P) Act, came to be registered in the Police Station, Anantnag and investigation of the case was taken up; and
- 3. Whereas, during the course of investigigation, the site plan of the place of occurrence and seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of the law; and
- 4. Whereas, during the course of the accused viz. Danish Ahmad Teli and Sameer Ahmad Khan @ Mohd Akbar Khan were arrested in connection with the case, however, Saqib Ahmad Wagay was not found involved in the case and was accordingly, dropped from the case; and
- 5. Whereas, during the investigation, one more accused viz. Irfan Mehraj Bhat S/o Mehraj-ud -Din Bhat R/o Shirpora A/p Watrigam, was found involved in the commission of the offence and was subsequently, arrested in connection with the case. During the course of the investigation, it was established that on 04-8-2021, the accused viz. Danish Nabi Teli, Sameer Ahamd Khan @ Mohd Akbar Khan and Irfan Mehraj Bhat pasted the banners/photographs of the killed terrorists viz. Burhan Wani and Yawar Nisar Wagay on the walls/electric poles of Shirpora area, and also raised pro-freedom and anti-India slogans, besides, attacked the Police Party and prevented them from performing their lawful duties; and
- 6. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, a *prima facie*, involvement of below mentioned accused in the commission of the offence punishable under section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

1 2 3

- 3. Irfan Mehraj Bhat S/o Mehraj-ud-din Bhat R/o Shirpora A/P Watrigam.
- 7. 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
- 8. 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 provision of law.

Now, therefore, in exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Danish Nabi Teli, Sameer Ahamd Khan @ Mohd Akbar Khan and Irfan Mehraj Bhat for the commission of offence punishable under section 13 ULA (P) Act, arising out of FIR No. 353/2021 of Police Station, Anantnag.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS, Financial Commissioner, (Additional Chief Secretary), Home Department.