## REGD NO. JKóó33



## JAMMU AND KASHMIR OFFICIAL GAZETTE

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## PART I-A

## Jammu & Kashmir Government–Orders

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GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATô GENERAL ADMINISTRATION DEPARTMENT (SERVICES), JAMMU.

Subject :ô Transfer and posting.

## ô ô ô ô

## Government Order No.209-JK(GAD) of 2023

Dated: 10-02-2023.

In continuation of Government Order No. 207-JK(GAD) of 2023 dated 10.02.2023, Mr. Sarmad Hafeez, IAS (AGMUT:2009), Secretary to the Government, Youth Services and Sports Department, shall hold the charge of the post of Administrative Secretary, Tourism Department, in addition to his own duties, till further orders.

By order of the Lieutenant Governor.

(Sd.) Dr. PIYUSH SINGLA, IAS,

Secretary to the Government.

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Subject :ô Transfers and postings.

## ôôô

## Government Order No. 207-JK(GAD) of 2023

## Dated 10-02-2023.

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

1. Mr. Dheeraj Gupta, IAS (AGMUT : 1993), Principal Secretary to the Government, Housing and Urban Development Department, holding additional charge of Smart Cities and proposed New Jammu/ Srinagar Metropolitan Regional Development, is transferred and No. 2] The J&K Official Gazette, the 13th April, 2023/23rd Chai., 1945. 11

posted as Principal Secretary to the Government, Department of Forest, Ecology and Environment. Mr. H. Rajesh Prasad, IAS (AGMUT : 1995), Principal Secretary to the Government, Power Development Department, shall hold the charge of the post of Principal Secretary to the Government, Housing and Urban Development Department, in addition to his own duties, till further orders.

- 2. Mr. Sanjeev Verma, IAS (AGMUT:2001), Commissioner/Secretary to the Government, Department of Forest, Ecology and Environment, is transferred and posted as Commissioner/Secretary to the Government, General Administration Department.
- 3. Mr. Vijay Kumar Bidhuri, IAS (AGMUT:2005) Commissioner/ Secretary to the Government, Revenue Department, holding additional charge of Principal Resident Commissioner, J&K Government, New Delhi, is transferred and posted as Divisional Commissioner, Kashmir.
- 4. Mr. Sarmad Hafeez, IAS (AGMUT:2009), Secretary to the Government, Tourism Department, holding additional charge of Administrative Secretary, Youth Services and Sports Department, is transferred and posted as Secretary to the Government, Youth Services and Sports Department, on full time basis.
- 5. Dr. Syed Abid Rasheed Shah, IAS (AGMUT : 2012), Special Secretary to the Government, Finance Department, holding additional charge of CEO, ERA and Mission Director, Jal Jeevan Mission, J&K, is transferred and posted as Administrative Secretary, Culture Department, relieving Mr. Zubair Ahmad, JKAS, of the additional charge of the post. He shall hold the charge of the post of Chief Executive Officer, Economic Reconstruction Agency, in addition to his own duties, till further orders.
- 6. Dr. Piyush Singla, IAS (AGMUT : 2012), Administrative Secretary, General Administration Department, is transferred and posted as Administrative Secretary, Revenue Department.
- 7. Mr. Rakesh Minhas, IAS (AGMUT : 2016), awaiting orders of adjustment in the General Administration Department, is posted as Managing Director, SIDCO. He shall also hold the charge of the post of Managing Director, SICOP, in addition to his own duties, till further orders.

- Mr. Raman Kumar Kesar, JKAS, Managing Director, SIDCO, holding additional charge of Managing Director, SICOP, is transferred and posted as Secretary in the Power Development Department.
- 9. Ms. Deepika Kumari Sharma, JKAS, Chief Operating Officer, Himayat, holding additional charge of Executive Director, Mubarak Mandi Heritage Society, is transferred and posted as Secretary in the Jal Shakti Department. She shall also hold the charge of the post of Executive Director, Mubarak Mandi Heritage Society, in addition to her own duties, till further orders.
- Dr. Ghulam Nabi Itoo, JKAS, Special Secretary to the Government, Jal Shakti Department, is transferred and posted as Mission Director, Jal Jeevan Mission.
- 11. Mr. Shabir Hussain Bhat, JKAS, Special Secretary to the Government, General Administration Department, is transferred and posted as Director, Rural Development, Kashmir.
- 12. Mr. Imam Din, JKAS, Director, Rural Development, Kashmir, is transferred and posted as Managing Director, J&K Horticulture, Produce, Marketing and Processing Corporation.
- 13. Mr. Rajneesh Gupta, JKAS, Additional Secretary to the Government, Jal Shakti Department, is transferred and posted as Chief Operating Officer, Himayat.
- Mr. Shafat Sultan, Managing Director, J&K Horticulture, Produce, Marketing and Processing Corporation, is transferred and shall await further orders of adjustment in the General Administration Department for further posting
- 15. Mr. Amit Vermani, JKAS, Member, J&K Services Selection Board, is transferred and posted as Additional Secretary to the Government, General Administration Department.

By order of the Lieutenant Governor.

(Sd.) Dr. PIYUSH SINGLA, IAS,

Secretary to the Government.

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#### Government Order No. 208-JK(GAD) of 2023

#### Dated 10-02-2023.

In pursuance of notification No. 154/J&K/2022-P. Admn. dated 31-01-2023, issued by the Election Commission of India, Mr. Pandurang Kondbarao Pole, IAS (AGMUT : 2004), is appointed as Cheif Electoral Officer, Jammu and Kashmir.

Mr. Pandurang Kondbarao Pole, IAS shall also be Commissioner/ Secretary to the Government, Election Department.

By order of the Lieutenant Governor.

## (Sd.) Dr. PIYUSH SINGLA, IAS,

Secretary to the Government.

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## HIGH COURT OF JAMMU AND KASHMIR AND LADAKH AT SRINAGAR.

## (Exercising powers of Bar Council under Section 58 of the Advocates Act, 1961)

#### Notification

#### No. 1500 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Ifra Abdullah D/o Mohd Abdullah Giri R/o Krawah, Banihal, District Ramban vide Notification No. 1040 of 2021/RG dated 14-09-2021 has been declared as absolute/ final.

By order.

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## Notification

#### No. 1501 of 202 /RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Bisma Rashid D/o Abdul Rashid R/o Guzarbal Chattabal, Tehsil South, Srinagar vide Notification

By order.

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## Notification

## No. 1502 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Shaikh Farooq Ahmad S/o Habibullah Shaikh R/o Ajar Bandipora, Green Land Ajar, District Bandipora vide Notification No. 1138 of 2021/RG dated 14-09-2021 has been declared as absolute/final.

By order.

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### Notification

## No. 1503 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Sabha Khazir D/o Khazir Mohammad Magray R/o Khuramabad Handwara, District Kupwara vide Notification No. 1141 of 2021/RG dated 14-09-2021 has been declared as absolute/final.

By order.

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#### Notification

## No. 1504 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Shabnum Gull D/o Gh. Mohmad Lone R/o Russu Narbal, Tangpora, District Budgam vide Notification No. 1133 of 2021/RG dated 14-09-2021 has been declared as absolute/ final.

By order.

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## Notification

## No. 1505 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Shubly Nazir S/o Nazir Ahmad Seraj R/o Khanabal, Mehandi Kadal, District Anantnag vide Notification No. 1139 of 2021/RG dated 14-09-2021 has been declared as absolute/final.

By order.

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## Notification

## No. 1506 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Arshed Ahmad Hajam S/o Gh. Hassan Hajam R/o Hajam Mohalla, Wadoora Payeen Sopore, Baramulla vide Notification No. 789 dated 15-10-2018 has been declared as absolute/final.

By order.

## ô ô ô ô Notification

## No. 1508 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Tania Sharma D/o Omesh Kumar R/o Basti Prem Nagar, Badyal Brahmana, Tehsil R. S. Pura, District Jammu vide Notification No. 1188 dated 10-01-2020 has been declared as absolute/final.

By order.

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## Notification

## No. 1509 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Mahapara Ali D/o Ali Mohd Fafoo R/o Parimpora Fruit Mandi, Mustafabad, Srinagar vide

By order.

## ô ô ô ô

## Notification

## No. 1510 of 2022/RG/LP Dated 28-09-2022.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Maleeha Zainab D/o Fayaz Ahmad Bala R/o Bala House, Mehjoor Colony, Zakura, Gulab Bagh, Hazratbal Srinagar vide Notification No. 1064 of 2021/RG/LP dated 14-09-2021 has been declared as absolute/final.

By order.

## (Sd.) MOHAMMAD YASIN BEIGH,

Registrar (Adm.).



## JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I-B

## Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATô GENERAL ADMINISTRATION DEPARTMENT, J&K.

Subject : ô :Fourth Phase of Back to Village (B2V4)@Programme-Reg.

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Government Order No. 261-JK (GAD) of 2023

## Dated 23-02-2023.

In continuation of Government Orders issued on the subject, it is hereby ordered thatô

1. All Prabhari Officers nominated for the programme shall upload the reports of the programme, on web-based application

- - 2. All Administrative Secretaries shall review the performance of Prabhari Officers of their departments and also ensure uploading of B2V4 reports on the aforesaid application.
  - 3. Director(s)/Joint Diirector (s)/Deputy Director(s) Planning, posted in various Departments of Civil Secretariat shall be the Nodal Officers for monitoring updation of data on the application in respect of Officers of their department.

By order of Government of Jammu and Kashmir

(Sd.) SANJEEV VERMA, IAS,

Commissioner/Secretary to the Government.

#### $\hat{o} \ \hat{o} \ \hat{o}$

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR.

## Reference :ô A. G. (A&E), J&Kø No. BT/2022-23/New-Demand/53 dated 09-01-2023.

## ô ô ô ô

Government Order No. 09-F of 2023

## Dated 12-01-2023.

In terms of Section 44 (3) of the Jammu and Kashmir Re-Organization Act, 2019, sanction is hereby accorded to the allotment of Grant No. 05 to

The newly assigned Grant No. 05-Mining Department shall have the following compositions of Controlling Officers operating upon below mentioned account head classifications/scheme codes carved out of Grant No. 11-Industries and Commerce. Consequent flow of funds on BEAMS portal shall be ensured through Administrative Secretary, Mining Department from financial year 2023-24 w. e. f. 1st of April, 2023 onwards :ô

Demand	Controlling Officer	Account head classification/
No.		scheme code
$\hat{0} \ \hat{0} \ \hat{0} \ \hat{0} \ \hat{0} \ \hat{0} \ \hat{0}$	$\hat{0} \ \hat{0} \ $	ô ô ô ô ô ô ô ô ô ô ô ô ô ô
05-Mining	0501-Director, Geology	05-2853-02-001-0099-0244-
Department	and Mining, J&K	(Direction and Administration)
		05-4853-01-190-0011-0977- (Geology and Mining)
	0502-Comm./Secretary, Mining Department	05-4853-01-190-0011-0377- (J&K Minierals Ltd.)

By order of the Lieutenant Governor.

(Sd.) .....

Director General (Budget), Finance Department.

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## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR. (Codes Division)

Subject : ô Revision of Rate of Interest on General Provident Fund.

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Government Order No. 11-F of 2023

Dated 17-01-2023.

It is hereby ordered that the accumulations at the credit of subscribers to General Provident Fund shall carry interest at the rete of 7.1%

By order of the Lieutenant Governor.

(Sd.) NITU GUPTA, JKAS,

Secretary, Finance Department.

## ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR. (Codes Division)

Subject :ô Payment of Dearness Allowance to Government Pensioners/ Family Pensioners continuing to draw their pension/ Fimily Pension as per 6th CPC-revised rate effective from 01-07-2022.

## 

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## Government Order No. 24-F of 2023

#### Dated 06-02-2023.

In continuation to Government Order No. 167-F of 2022 dated 22-06-2022, it is hereby ordered that Government Pensioners/Family Pensioners continuing to draw their Pension/Family Pension as per 6th CPC, shall be, paid Dearness Allowance as under :ô

(i) The payment of Dearness Allowance involving a fraction of 50 paisa and above shall be rounded to the next higher rupee and the fraction of less than 50 paisa shall be ignored.

(ii) The arrears on account of additional installment of DA from July, 2022 to January, 2023 shall be paid in cash in two equal installments (one in February, 2023 and other in the month of March, 2023) and shall form part of the monthly pension/family pension from February, 2023, onwards.

By order of the Lieutenant Governor.

(Sd.) S. L. PANDITA,

Director General Codes, Finance Department.

## ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR. (Codes Division)

Subject :ô Payment of Dearness Allowance to Government employees continuing to draw their pay as per 5th CPC-revised rate effective from 01-07-2022.

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Government Order No. 25-F of 2023

Dated 06-02-2023.

In continuation to Government Order No. 165-F of 2022 dated 22-06-2022, it is hereby ordered that Government employees continuing to draw their pay in the pre-revised pay scale/grade pay as per 5th CPC, shall be, paid Dearness Allowance as under :ô

Existing Rate of DARevised Rate of DAwith effect fromôôô

(i) The payment of Dearness Allowance involving a fraction of 50 paisa and above shall be rounded to the next higher rupee and the fraction of less than 50 paisa shall be ignored.

By order of the Lieutenant Governor.

(Sd.) S. L. PANDITA, Director General Codes, Finance Department.

#### ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR. (Codes Division)

Subject :ô Payment of Dearness Allowance to Government employees continuing to draw their pay as per 6th CPC-revised rate effective from 01-07-2022.

## 

## $\hat{o} \ \hat{o} \ \hat{o} \ \hat{o}$

Government Order No. 23-F of 2023

#### Dated 06-02-2023.

In continuation to Government Order No. 166-F of 2022 dated 22-06-2022, it is hereby ordered that Government employees continuing to draw their pay in the pre-revised pay scale/grade pay as per 6th CPC, shall be, paid Dearness Allowance as under : $\hat{o}$ 

(i) The payment of Dearness Allowance involving a fraction of 50 paisa and above shall be rounded to the next higher rupee and the fraction of less than 50 paisa shall be ignored.

(ii) The arrears on account of additional installment of DA from July, 2022 to January, 2023 shall be paid in cash in two equal installments (one in February, 2023 and other in the month of March, 2023) and shall form part of the monthly salary from February, 2023, onwards.

By order of the Lieutenant Governor.

(Sd.) S. L. PANDITA,Director General Codes,Finance Department.

## ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, SRINAGAR/JAMMU.

Subject :ô Updation of Beneficiary data in PFMS.

Reference :ô File No. J-11017/02/2021-JR (efile 6048) dated 23-12-2022.

#### ô ô ô ô

## CIRCULAR

Finance Department has received a communication quoted under reference from Ministry of Law and Justice along with enclosures received from Legislative Department, Budget and Account Section and Department of Expenditure, Ministry of Finance regarding the cited subject.

2. The Ministry has intimated that it has been observed that while registering beneficiaries for DBT schemes, departments have not provided the mandatory AADHAAR numbers of the beneficiaries while putting the request for account validation in PFMS.

3. In view of above, it is impressed upon all the Programme Divisions of all the departments to update Aadhaar numbers of the beneficiaries in PFMS in the following mannerô

a. For external systems integrated with PFMS by submitting account validation update request with the beneficiaryøs

- - b. For schemes using PFMS portal, the beneficiaries of Aadhaar number may be updated using the edit facility available.

4. In case Aadhaar numbers of some of the beneficiaries are missing, the same may be collected and updated in PFMS in the aforesaid manner.

5. It is further impressed upon all that the beneficiary and account both should be Aadhaar based. Editing facility also needs to be incorported as per guidlines and weeding out of ineligible persons need to be confirmed on DBT portal.

(Sd.) .....,

Director General (Budget), Finance Department.

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## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ HOUSING AND URBAN DEVELOPMENT DEPARTMENT, JAMMU/KASHMIR.

Subject : ô Appointment of First Appellate Authority (FAA) in the Housing and Urban Development Department in terms of Right to Information Act, 2005.

## $\hat{o} \ \hat{o} \ \hat{o} \ \hat{o}$

Government Order No. 25-JK (HUD) of 2023

## Dated 10-02-2023.

In supersession of Government Order No. 26-JK(HUD) of 2022 dated 14-03-2022, sanction is hereby accorded to the appontment of Mr. Ashish Gupta, JKAS, Special Secretary to the Government, Housing and Urban

By order of the Government of Jammu and Kashmir.

#### (Sd.) DHEERAJ GUPTA, IAS,

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

## ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ FINANCE DEPARTMENT, JAMMU/SRINAGAR. (Codes Division)

Subject :ô Accumulation of arrears of Accounts of PSUs/Autonomous Bodies.

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Section 96(1) of the Companies Act, 2013 provides that audited Accounts of a Company should be proved and adopted in Annual General Meeeting of share holders within six months of close of financial year or else the concerned Company/Corporation has to seek exemption from registrar of Companies under Section 166 of the Act.

It has been observed that there is considerable delay in timely finalization of Accounts by PSUs/Autonomous Bodies with the result the Government investment remains outside scrutiny of audit, besides frauds/ leakage of Public Money remaining un-detected cannot be ruled out.

Office of Principal Accountant General has advised that annual accounts up to the year 2021-2022 (including Arrear accounts) may be submitted by all these PSUs/Autonomous Bodies by the end of March, 2023, so as to enable conduct of the supplementary audit as per the requirement of statue.

Accordingly, it is impressed upon all to the Administrative Departments to ensure that annual accounts up to the year 2021-2022 (Including Arrear accounts) are submitted by all PSUs/Autonomous Bodies to the office of

(Sd.) S. L. PANDITA,

Director General Codes, Finance Department.

#### ô ô ô ô

## GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATô GENERAL ADMINISTRATION DEPARTMENT, J&K.

Subject : ô ∺Fourth Phase of Back to Village (B2V4)ø Programme and ∺Second Phase of My Town My Pride (MTMP)ø Programme-Reg.

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Government Order No. 308-JK (GAD) of 2023

Dated 02-03-2023.

In continuation of Government Order No. 250-JK(GAD) of 2023 dated 20-02-2023 and Government Order No. 251-JK(GAD) of 2023 dated 20-02-2023, it is hereby ordered that Prabhari Officers deployed for the ::Fourth Phase of Back to Village (B2V4)@Programme and ::Second Phase of My Town My Pride (MTMP)@Programme, who could not visit their assigned Panchayats/Towns physically between 21st to 28th of February, 2023, shall undertake the said visit <u>up to 10th of March, 2023</u> without fail.

Further, the Prabhari Officers of  $\exists$ My Town My Pride (MTMP)ø Programme shall also generate awereness amongst masses about the necessity and benefits of Property Tax, besides saturation of self-employment in their respective Municipal Corporations/Councils/ Committees.

By order of the Government of Jammu and Kashmir.

## (Sd.) SANJEEV VERMA, IAS,

Commissioner/Secretary to the Government.



## THE JAMMU AND KASHMIR OFFICIAL GAZETTE

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

## PART II—B

Notifications, Notices and Orders by the Heads of Departments.

## ô ô ô ó

## IN THE COURT OF ADDITIONAL DISTRICT AND SESSIONS JUDGE, HANDWARA.

U.T of J&K Through : SHO Police Station, Villgam. FIR No. 64/2012, Off. U/S 153-B and 506 IPC

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## Through : Ld. A.P.P.

## V/s

Mohammad Yousuf Shah alias Syed Salahudin S/o Ghulam Rasool Shah R/o Soibugh, Budgam.

.....Accused

## ô ô ô ó

Present : Umi Kulsoom

JCO Code : JK00134

In the Matter of :

## Proclamation under Section 299 Cr. P. C. (Under Section 512 Cr. P. C. Old)

Warrant of Arrest

То

#### Director General of Police (J&K), Jammu

Through the medium of this warrant you are hereby directed to ensure the arrest of the above referred accused, who has been declared as proclaimed offender and produce him before this Court. This Warrant shall remain in vogue till his arrest and subsequent production before the Court of Law.

Issued under my hand and seal of this Court on 19-11-2022.

(Sd.) .....

Additional Sessions Judge, Handwara.

## $\hat{o} \ \hat{o} \ \hat{o} \ \hat{o}$

## IN THE COURT OF ADDITIONAL DISTRICT AND SESSIONS JUDGE, HANDWARA.

U.T. of J&K Through :

SHO Police Station, Villgam.

FIR No. 64/2012, Off. U/S 153-B and 506 IPC

## ô ô ô ô

## Through : Ld. A.P.P.

#### V/s

Mohammad Yousuf Shah alias Syed Salahudin S/o Ghulam Rasool Shah R/o Soibugh, Budgam.

.....Accused

Present : Umi Kulsoom.

JCO Code : JK00134

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In the Matter of :

Proclamation under Section 299 Cr. P. C. (Under Section 512 Cr. P. C. Old)

#### Warrant of Arrest

То

## Director General of Police (J&K), Jammu

Through the medium of this warrant you are hereby directed to ensure the arrest of the above referred accused, who has been declared as proclaimed offender and produce him before this Court. This Warrant shall remain in vogue till his arrest and subsequent production before the Court of Law.

Issued under my hand and seal of this Court on 19-11-2022.

(Sd.) .....

Additional Sessions Judge, Handwara.

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IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SAMBA.

Present : Sonia Gupta

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State Versus Murad Ali @ Mashu

FIR No. 32/2020, Police Station, Vijaypur. Offences U/S 363/376 IPC and 3/4 POCSO Act

## $\hat{o} \ \hat{o} \ \hat{o} \ \hat{o}$

#### General Warrant of Arrest 512 Cr. PC/299 IPC

Whereas, in the above titled case, it has been reported that the accused Murad Ali S/o Suram @ Sarmu R/o Pai Kharkoda, Sonipat, Haryana absconded and against whom proceedings U/S 512 Cr. PC has been initiated.

All the Police personnel of J&K are authorized through this general warrant to arrest the accused named above, whenever and wherever found and produce him before this Court for further orders.

Given under my hand and seal of this Court today on 1-3-2023.

(Sd.) SONIA GUPTA,

Principal Sessions Judge, Samba.

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## IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SAMBA.

Present : Sonia Gupta

ô ô ô ô State Versus Maskeen Ali

FIR No. 134/2018, Police Station, Ghagwal. Offences U/S 8/15 NDPS Act

#### $\hat{o} \ \hat{o} \ \hat{o} \ \hat{o}$

## General Warrant of Arrest 512 Cr. PC/299 IPC

Whereas, in the above titled case, it has been reported that the accused Maskeen Ali S/o Raham Ali R/o Rakh Barotian, Tehsil Vijapur, District Samba absconded and against whom proceedings U/S 512 Cr. PC has been initiated.

All the Police personnel of J&K are authorized through this general warrant to arrest the accused named above, whenever and wherever found and produce him before this Court for further orders.

Given under my hand and seal of this Court today on 2-3-2023.

(Sd.) SONIA GUPTA,

Principal Sessions Judge, Samba.

## ô ô ô ô

GOVERNMENT OF JAMMU AND KASHMIR, OFFICE OF THE DISTRICT MAGISTRATE, JAMMU, WAZARAT ROAD, JAMMU-180001, J&K, INDIA.

#### Order

Whereas, vide Government Order No. 61-JK(APD) of 2023 dated 18-01-2023 issued by Financial Commissioner (Addl. Chief Secretary), Agriculture Production Department has declare whole Union Territory of J&K as  $\div$ Free Areaøø for Lumpy Skin Disease and the ban on Inter District and Intra District movement of Bovine Animals has been lifted in all District of Union Territory of J&K with immediate effect ;

Whereas, prevention of cruelty to Animals Act, 1960 read with Transport of Animals Welfare Rules, 1978 ; Transport of animals on

foot (Amendment) Rules, 2001 requires to take all preventive measures as per the provisions of acts and rules referred above for implementation of animal welfare laws and to take stringent action against the offenders violating animal welfare laws.

Whereas, sentiments of one particular community are attached with the Bovine animals especially cow which is treated as sacred animal by one particular community ;

Whereas, it is necessary to take some preventive measures to avoid such law and order problem in future.

Now, therefore, I, Avny Lavasa, IAS, District Magistrate, Jammu in exercise of the powers vested in me under Section 144 Cr. PC hereby direct that no Bovine animals such as Cow, Buffalo, Oxen, Bulls, Calves etc. be transported from District Jammu to other districts, except with written permission from undersigned or Addl. District Magistrate, Jammu under certain conditions imposed by this office, from time to time.

This order shall come into force with an immediate effect and shall remain in force for a period of two months from date of its issue or till the order is rescinded whichever be earlier.

(Sd.) AVNY LAVASA, IAS,

District Magistrate, Jammu.

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## NOTIFICATION

I, Sheetal Katoch W/o Pardeep Singh R/o Shree Khelani Saras, Tehsil and District Doda applied for correction of name in Aadhaar Card. My name has been wrongly written as Sheetal Devi instead of correct name Sheetal Katoch in Aadhaar Card bearing No. 636603571544. Now, I am applying for correction of name objection if any may be conveyed to concerned authority.

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

### Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Amina Akhtar W/o Ali Mohd Kumar R/o Upper Paloura Near Water Tank, Gujjar Mohalla, Janipur-180007 state that my name has wrongly been written as Amina Bano instead of Amina Akhtar in my Aadhaar Card bearing No. 561537159730. Now, I am applying for the correction of the same.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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I, Mehraji Udin Malik S/o Gh. Nabi Malik R/o Mujgund Near Jamia Masjid, Tehsil Shaltang, District Srinagar-190017 do hereby declare that my name and father¢s name wrongly written in Aadhaar Card (bearing No. 801883115605) as Mehraj Ud Din S/o Ghulam Nabi Malik instead of Mehraji Udin Malik S/o Gh. Nabi Malik. Now I am applying for correction of same. Any objection may kindly be conveyed to concerned authority within 07 days of publishing of this notification.

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

#### Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Taroo Devi W/o Chuni Lal R/o Morh, Jammu-181206 state that my name and D.O.B. has been wrongly written as Taro Devi instead of correct name Taroo Devi and D.O.B. 12-07-1960 instead of correct D.O.B. 20-04-1955 in my Aadhaar Card No. 492035822730. Now, I am applying for the correction of the same.

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

#### Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Ruhi Sharma D/o Jogesh Sharma R/o Kirpal Khokhyal have wrongly written in my mother name in my birth Certificate Record Pooja Sharma instead of Pooja Devi. Now, I am for correct my mother name in my Birth record, if any, objection may be conveyed to concerned authority within seven days from the date of publication of this notification.

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

#### Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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### NOTIFICATION

I, Vijay Kumar S/o Jagdish Raj R/o H. No. 19, Indra Colony, Camp Road, Talab Tillo, Jammu state that my name has wrongly been written as Vijay Sharma instead of Vijay Kumar in my PAN Card bearing No. BLKPS6359E and Aadhaar Card bearing No. 653088488674. Now, I am applying for correction of the same. Objection, if any, may be conveyed to concerned authority within seven days. It is certified that I have complied with other legal requirements in this connection.

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Kaynat Anjum D/o Shakil Ahmed R/o Sidhra, Jammu is applying for correction in her father a name i. e. Shakil Ahmed instead of Shakeel Ahmed in the school record 10th class certificate under Roll No. 2301130. Any person having objection in the said claim can file his/ her objection personally or through any authorized person before office of the Jodhamal Public School, Jammu/authority concerned within 7 days from the publication of this notification failing which it shall be presumed that there is no objection regarding correction in the name of father of applicant.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

I, Anshu Kalyani D/o Krishan Chander Kalyani W/o Abdul Qadir R/o H. No. 139, Ward No. 8, Dogra Hall, Jammu-180001 state that my name and DOB has wrongly been written as Anshu and DOB 31-05-1981 instead of Anshu Kalyani and 31-05-1980 in my PAN Card bearing No. CMDPA9994C and Aadhaar Card bearing No. 902191268035. Now, I am applying for the correction of the same. Objection, if any, may be conveyed to concerned authority within seven days.

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

#### Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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#### NOTIFICATION

I, Ekta Kour W/o Aman Deep Singh R/o H. No. 87, Sector 4, Model Town, Gangyal, Jammu-180010 A/P Chak Chua, Bari Brahmana, Bishnah-181133, states that my name has been wrongly entered as Bani Kour instead of Ekta Kour in my Aadhaar Card (bearing No. 8485 4881 9003) and PAN Card (bearing No. HCWPK0504A). Now, I am applying for correction of the same. Objection, if any, may be conveyed to concerned authority within seven days from this publication.

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

## Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## GOVERNMENT OF UT OF JAMMU AND KASHMIR, OFFICE OF THE DEPUTY COMMISSIONER, PULWAMA.

#### **Preliminary Notification under Section 11(1)**

Notification No. 13 of 2022

### Dated 26-12-2022.

 Subject :ô Preliminary Notification under Section 11(1) of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for acquisition of land measuring 03 Kanals 14<sup>1</sup>/<sub>2</sub> Marlas falling under Survey Nos. 73 and 65 min situated in Estate Khaigam, Tehsil Rajpora, District Pulwama required for public purpose namely construction of Police Post at Village Khaigam.

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Whereas, the formal indent has been placed by Sr. Superintendent Police, District Budgam for land measuring 03 Kanals 14<sup>1</sup>/<sub>2</sub> Marlas at Village Khaigam, Tehsil Rajpora vide No. GB/PP Pakherpora/2022/ 285965 dated 01-02-2022 for construction of Police Post at Village Khaigam, Tehsil Rajpora, District Pulwama ;

Whereas, it appears to the Collector that a total area of land measuring 03 Kanals 14<sup>1</sup>/<sub>2</sub> Marlas is required in Village Khaigam, Tehsil Rajpora, District Pulwama for public purpose, namely acquisition of land for construction of Police Post at Village Khaigam ; Whereas, Social Impact Assessment study was carried out by SIA team constituted by District Collector, Pulwama vide No. DCP/LA/2020/ 610-30 dated 25-08-2020 as laid down under Rule 4 of said Act and a detailed Social Impact Assessment Report has been submitted through Tehsildar Rajpora vide his No. TR/OQ-22/553 dated 21-09-2022 which is as under :ô

- 1. The proposed acquisition of land for the said project absolutely serves the public purpose.
- 2. That as per the project requirement presently the land proposed for acquisition as per the alignment shown by the officials of Intending Department is bare-minimum need for the said project and building stands already constructed in the said land and the said land stands already possessed by the said Intending Department.
- 3. That no land at any alternate place has been considered and found feasible for the said project.
- 4. That as per the available records no land has earlier been acquired for the said project which has remained unutilized.
- 5. No land of the previous acquisition has remained unutilized in the area, which can preferably be used for the said project.
- That all the details of land proposed for the said purpose are more specifically and elaborated given in Shajra Khasra already communicated by this office.
- 7. That acquisition of land for the said project is of pivotal importance in the large interest of general public. As the said project is required by the Police Department so, that will play an important role in curbing the crimes and maintenance of law and order to society. The Committee also observed that the said area is surrounded by forests, so there could be also a control on the illegal smuggling of forest wood and limitless

cutting down of preserved/royal trees from these forests. The Committee is of the view that the land is absolutely required for the public purpose and may be notified and acquired for the said project.

Therefore, it is notified that a piece of land measuring 03 Kanals 14½ Marlas of standard measurement, whose detailed description is given hereunder needs to be acquired for public purpose i. e. for construction of Police Post at Khaigam, Tehsil Rajpora, District Pulwama :ô

S. Survey T	Гуре of	Туре	Area under	Name and address	Boundaries
No. No. 7	Fitle	of land	acquisition	of a person	
				interested	
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				Yousuf and	
				Farooq Ahmad	
				Ss/o Sultan equal	
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				Dar Residents of	
				Pakherpora 1st	
				Donors to Govt.	
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				S.S.P., Budgam	
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				(Donee)	
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Tree	S	Structures		
ô ô ô ô ô ô ô ô ô Variety	ò ô ô ô ô ô ô Number	) ô ô ô ô ô ô Type	ô ô ô ô ô ô ô ô ô Plinth	
Fruit bearing	Nil	Nil	Nil	
Non-fruit bearing popular Bren, Willow	Nil	Nil	Nil	

The notification is made under the provisions of Sections 11(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act No. 30/2013).

It is further notified that under Section 11 (4) of the Act, that no person shall make any transaction or cause any transaction of land/ structure 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 Collector. Objection 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, Land Acquisition (Assistant Commissioner, Revenue), Pulwama and any objection filed beyond proper timeline shall not be entertained.

#### (Sd.) AIJAZ AHMAD SHAH, JKAS,

Collector, Land Acquisition, Assistant Commissioner (Rev.), Pulwama.

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## NOTIFICATION

In school records of my daughter Mother name was wrongly mentioned as Nazia Rizvi, while as her Mother actual name is Nazi Hassan. Now, I am applying for its correction in this regard if anybody is having any kind of objection may file the same to Principal GD Goenka Public School, Lal Bazar, Omer Colony, Srinagar, Kashmir within the period of seven days from the date of publication of this notification.

> Syed Sajad Rizvi F/o Kaneez Fatima Syed R/o Alipora Baghi, Ali Hardan Khan, Lal Bazar, Srinagar.

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

## Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

In my daughter & Aadhaar Card bearing No. 6524 2235 5857 her name has been wrongly mentioned as Ishrat Fatima D/o Zaheer Hussain Shah and DOB 01-01-1991 instead of Saika Fatima D/o Zaheer Hussain Shah and DOB 01-02-2005. Now, I want to correct the same. If anybody having any objection in this regard he/she may contact concerned department within seven days from the publication of this notification after which no objection shall be entertained.

> Zaheer Hussain Shah F/o Saika Fatima R/o Gundi Seydan, Karnah, Kupwara.

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

## Notification

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By order.

I, Aiman Showkat W/o Showkat Ahmad Lone R/o Jetty Furkan Colony, Baramulla have changed my name and shall therefore be known as Ishrat Ashraf. It is certified that I have complied with other legal requirements in this connection.

Ishrat Ashraf W/o Showkat Ahmad Lone R/o Jetty Furkan Colony, Baramulla.

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

## Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Sanjay Kumar Sharma S/o Sh. Maya Ram Sharma R/o E-50, Bharat Nagar, Talab Tillo, Jammu declare that I have changed my name from Sanjay Kumar Sharma to Sanjay Sharma. In Future I will be known as Sanjay Sharma.

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

#### Notification

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By order.

I, Neeta Kumari W/o Sh. Ram Lal Sharma R/o Kalah Barroh, Pallanwala, Akhnoor, Jammu have applied for correction of my name which has been wrongly written as Neeta Devi instead of correct name Neeta Kumari in my Aadhaar Card No. 576015677632. Objection, if any, may be conveyed to the concerned authority within seven days from the date of publication of this notification.

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

#### Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Gundeep Singh Isher S/o Amarjeet Singh Isher R/o Karan Bagh, Bikram Nagar, Upper Gadi Garh, Jammu state that my name and my father name has wrongly been written as Gundeep Singh instead of Gundeep Singh Isher and father name Amarjeet Singh instead of Amarjeet Singh Isher in my Driving Licence bearing No. JK0220140154043. Now, I am applying for the correction of the same. Objection, if any, may be conveyed to RTO, Jammu within 7 days.

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

#### Notification

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By order.

I, Sumeet Gairola Residing at D-22, IIIM Residential Complex, Canal Road, Jammu-180001, J&K. I have changed my minor Sonøs name from Shuchaye Gairola to Harshil Gairola vide affidavit date 05-04-2023 sworn before Tehsildar, Executive Magistrate, 1st Class, Jammu.

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

#### Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Piyush Kumar Sain S/o Sh. Sunil Kumar Sain, Mother's name Smt. Seema Kumari Sain R/o BSF, Paloura Camp, Qtr. No. 262, SFA Tipe-181124 do hereby declare that my Father's name is wrongly written in my 12th class (under Roll No. 13698455) as Sunil Kumar instead of correct name Sunil Kumar Sain. Now I am applying for correction of the same. Any objection may kindly be conveyed to concerned authority within 07 days of publishing of this notification.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

I, Kanta Devi W/o Nagar Singh R/o Village Karnaile Chak, Tehsil Phalain Mandal, District Jammu, J&K UT state that my D. O. B. has wrongly been written as 01-01-1964 instead of 04-10-1965 in my Aadhaar Card bearing No. 709889790780. Now I am applying for the correction of the same.

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

### Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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#### NOTIFICATION

My name and my father name has wrongly been written as Parveen Kumar Salgotra instead of correct name Parveen Kumar and Janak Raj Salgotra instead of correct name Janak Raj in my PAN Card bearing No. BJMPS4613R. Now, I am applying for the above said corrections. Objection, if any, may be conveyed to concerned authorities within 07 days.

> Parveen Kumar S/o Janak Raj, R/o H. No. 151 Near Durga Bhaban, Rampura, Gandhi Nagar, Jammu.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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### NOTIFICATION

I, Ajay Kumar Sharma S/o Kattar Chand (Permanent) Address : Bijarni (Jujan), Tehsil Bhagwah, District Doda later R/o Rah Siote (Tehsil : Chauki Choura), District Jammu presently at Rajpora, Jammu have changed my name from Shamsher Singh to Ajay Kumar Sharma in 2007 and am known by the name Ajay Kumar Sharma. My changed name is to be incorporated in my records as Ajay Kumar Sharma. If any person has any objection to the same, he may submit his objecion within a weekø time.

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

#### Notification

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By order.

I, Jagjit Kour W/o S. Baldev Singh R/o Naji Bhat, Nowpora, Baramulla, Kashmir A/P H. No. 265, GTB Nagar, Sector-2, Channi Rama, Jammu declare that my name was wrongly written as Jugjeet Kour in my Aadhaar Card instead of my correct name i. e. Jagjit Kour. My correct name is Jagjit Kour which may be corrected in my Aadhaar Card. So, I am applying for correction of my name. Objection, if any, may be conveyed to the concerned authority.

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

## Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Rozina Bhat W/o Imran Khan Bhat R/o Q. No. 34, Janipur Housing Colony, Jammu state that my name has wrongly been written as Rozeena Bhat instead of Rozina Bhat in my Aadhaar Card bearing No. 504527719575. Now, I am applying for the correction of the same.

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

### Notification

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By order.

I, Dalbir Singh S/o Mangat Singh R/o Village/PO/Tehsil Pargwal, District Jammu UT of J&K state that my father name has wrongly been written as Manjit Singh instead of Mangat Singh in my Discharge Book. Now, I am applying for correction of the same. Objection, if any, may be conveyed to concerned authority within seven days.

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

#### Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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#### NOTIFICATION

I, Manoj Kumar S/o Om Parkash R/o Krishna Nagar, Miran Sahib, Tehsil R. S. Pura, District Jammu that my name has been wrongly written as Menoj Kumar Sharma S/o Om Parkash Sharma in my PAN Card instead of correct name Manoj Kumar S/o Om Parkash. Now, I am applying for correction of the same. Objection, if any, may be conveyed it to concerned authority within 7 days.

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

## Notification

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By order.

I, Bashir Ahmed Dar R/o Panjran, Pulwama, currently working as a Senior LPG Operator (Employee No. 35414630) at LPG Bottling Plant, Pampore wants to convey the general public that due to some technical/human error the name and DOB of my spouse in the said department has wrongly been mentioned as Salima and 07-07-1966, while her actual name is Saleema Banoo and her actual DOB is 06-03-1969 as per her Aadhaar and her Birth certificate. For this I am going to change the details of my spouse in my department. If anybody have any objection, he may contact the concerned department within seven days of this notification, after that no objection will be entertained.

> Bashir Ahmad Dar H/o Saleema Banoo R/o Panjran, Pulwama.

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

## Notification

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By order.

General Manager, Ranbir Govt. Press, Jammu.

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#### NOTIFICATION

I, Jatinder Kour W/o Charanjeet Singh R/o H. No. 66, Sector 11, Nanak Nagar, Jammu, Tehsil and District Jammu have applied for the correction of my name which has been wrongly written in my PAN Card bearing No. AZQPC8345R as Jatinder Kour Chadda instead of correct name Jatinder Kour. Now, I am applying for the necessary correction. Objection, if any, may be conveyed to the concerned authority within seven days from the date of publication of this notification.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager, Ranbir Govt. Press, Jammu.

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## NOTIFICATION

I, Sureshta Kumari W/o Devi Dayal Sharma R/o H. No. 685, Opp. Jain Temple, Talab Tillo, Jammu state that my name and DOB has wrongly been written as Sureshta Sharma DOB 26-01-1964 instead of Sureshta Kumari DOB 26-11-1962 in my Aadhaar Card bearing No. 630825778248. Now, I am applying for correction of the same.

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

## Notification

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 shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

يمهن 09 رجسٹر ڈنمبر ہے کے -33 सत्यमेव जयते م ط جلد نمبر 136۔ جموں - مورخہ 13 اپریل 2023ء بمطابق 23 چیزا 1945۔ وروار نمبر 02 إشتهارات ازعدالت منصف جود يشل مجسيريي درجهاوّل مجالته سركاريو ٹى جموں وكشمير بنام بابو دين وغيره علت نمبر 59 سال 2018 تقانه يوليس مجالته بجرائم زيردفعات RPC بجرائم زيردفعات 447,147,427,342,506,323 وارنث مشتى زيردفعه 512 ضابطه فوجدارى حُكم بنام المكاران يوليس يو ٹی جموں وکشمير

10- جون وتشمير سركارى كَرْتْ نمبر 02 مورخه 13 الريل 2023ء بمطابق 23 چيتر ا 1945 فيميمه ج

معامله مندرجه عنوان ألصدر ميں ملز مان مندرجه ذيل (1) با بودين ولديو با (2) سرمودين ولديوبا (3) بانكو بيگم زوجه يوبا (4) با گوز وجه با بودين ساكنه پروار مجالته تحصيل مجالت شلع أود بهم پور (5) جمان دين ولد قاسم دين ساكنه منوهر گو پال تحصيل وضلع سانيه (6) سرمودين ولد على محد ساكنه پنجايت گھر کھوعه (ماڈا) حال حادوں سانيه (7) كالوولديو با ساكنه پروار تحصيل مجالت شلع أود بهم پورروپوش ہو چک مادوں سانيه (7) كالوولديو با ساكنه پروار تحصيل محالت فارد بهم پورروپوش ہو چک بيں جن كى دستيابى كى كو كى أميد نه ہے ۔ جس كى نسبت تعميل كننده نے بھى حاضر عدالت ا كر بيان ديا ہے كہ ملزمان رہائش ترك كرك نا معلوم جگه چلے گئے ہيں ۔ لاہذا پوليس اہلكاران يو ٹى جموں و شميركو ہدايت ہے كہ وہ ملز مان متذكرہ بالا جہاں کہيں بھى اندر حدود دستياب ہوتو گرفتاركر كے عدالت مزاميں پيش كريں ۔ لاہذا ملز مان كے خلاف وارنٹ تشق عام كيا جا تا ہے ۔ وارنٹ تشق تا دستياب ملزمان زر كار رہيں گے ۔ تحرير 2023 - 20-1

دستخط : منصف جوڈیشل مجسٹریٹ درجہاوّل مجالنہ -از عدالت منصف جوڈیشل مجسٹریٹ درجہاوّل چنہنی سرکاریوٹی جموں وکشمیر بنام طارق شاہ پرچہ علت نمبر 45 سال 2017 188,Crpc, 3 PCA Act. وارنٹ کشتق زیردفعہ 512 ضابطہ فوجداری۔ ضميمدج -جمول وكشمير بركاري كُز ف نمبر 02 مورخه 13 ايريل 2023ء بسطابق 23 چيترا 1945-11

تحکم بنام اہلکاران پولیس یوٹی جموں وتشمیر۔ بخلاف ملزم صدر معاملہ مندرجہ عنوان اُلصدر میں ملزم کو بار ہابذ ریعہ دارنٹ گرفتاری بلا حنانتی طلب کیا گیا ہے ۔ اِلاملزم کی دستیابی نہ ہوئی ہے اور وارنٹ ہذا پر تعمیل آئی ہے کہ ملزم طارق شاہ ولد پیروز ریشاہ ساکنہ وارڈ نمبر 1 حکھینی بخصیل وضلع اُودہم پور یوٹی آف جموں اینڈ کشمیر گھر سے فرار ہے اور روپوش ہوگیا ہے جس سے ملزم کی دستیابی بطریق آسانی مشکل ہے۔

لہٰذا ملزم کے خلاف کاروائی زیر دفعہ 299(512) ض ف بعمل لائی جا کراہلکاران پولیس یوٹی جموں وکشمیرکوحکم واختیار دیاجا تاہے کہ ملزم متذکرہ بالا جہاں کہیں بھی اندرحدود یوٹی جموں وکشمیر دستیاب ہوتو اُسے فوراً گرفتار کرکے عدالت مہٰذا میں پیش کریں۔

د ستخط : منصف جود یشل مجسٹر بیٹ درجہاوں چنہنی۔

از عدالت ایڈیشنل سیبشل موبائل مجسٹریٹ رام بن سرکاریوٹی جموں وکشمیر بنام محمد اسلم وغیرہ علت نمبر 99 سال 2022 تھانہ پولیس رام بن U/S: 188- IPC & 11 PCA Act. جرائم زیردفعہ U/S: 188- IPC & 11 PCA Act 12 - جمول وتشمير مركارى كُز ف نمبر 02 مورخه 13 ايريل 2023ء بسطابق 23 چير ا 1945 فسميد ج بخلاف ملزمان (1) محمد اسلم ولد فاروق احمد خان ساکنه خان بورنگرو ٹه جموں تخصيل وضلع جموں (2) سرداراحد ولد مولوی بشير احد عرف مولا بابوسا کنه پارضی يوره كوكرنا ك شميرحال رهى بإفتاراج باغ بخصيل وضلع كطوعه يوثى جمول وكشمير حُكم بنام المكاران يوليس يو ٹي جموں وکشمير مقدمه مندرجة عنوان ألصدر ميں آپ كوبذ ربعة وارنٹ مذاحكم واختيار ديا جاتا ہے كه متذكره بالاملزم جهال كهين بھى اند حدود يوڻى جموں وكشميردستناب ہوتو آپ ملزم مذکور کو گرفتار کر کے روبر وعدالت مجاز پیش کریں۔ وارنٹ مذاتا دستیابی ملزم زیر کار رہے گا۔ آج تاریخ 2022-12-27 ہمارے دستخط ومہر عدالت سے حاری ہوا۔ دستخط : ايديشنا سيبش موباكل مجسر بي رام بن -ازعدالت برسيل ڈسٹر کٹ اینڈ سیشن جج گاندربل سركار يوثى جمول وكشمير بنام ثناراحمدآ عوان ولدراج محمداً عوان ساكندا مامه يلوامه رامبوره (ملزم) يرجيعك نمبر 106 سال 2010 تھانہ يوليس کنگن بجرائم زبردفعات RPC بجرائم زبردفعات 366,376,346 وارنٹ سنتی عام زبردنعہ 299 ضابطہ فوجداری۔ بخلاف ملزم صدر

ضميمه جهوں وکشمير سرکاري گزٹ نمبر 02 مورخہ 13 ايريل 2023ء برطابق 23 چيترا 1945۔ 13 حُكم بنام ابلكاران يوليس يو ٹي جموں وتشمير معامله مندرجة عنوان ألصدر ميں ملزم كى گرفتارى بطريق معمولى ناممكن ہےاس طورملزم کےخلاف کاروائی 299 ض ف بعمل لائی جاچکی ہے ۔ لہٰذااہلکاران پولیس یوٹی جموں وکشمیرکو بذریعہ وارنٹ مذاحکم دیا جاتا ہے کہ جب کبھی اور جہاں کہیں ملزم صدر اندر حدود یوٹی جموں وکشمیر دستیاب ہوتو اُسے گرفتار کر کے عدالت محاذییں جراست ضابطہ پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رب گاتر بر 2023-02-14 ،وارنٹ بذاامروزہ 2023-14-14 یہ دستخط راقم و مہرعدالت کے جاری کیا جاتا ہے جکم سنایا گیا۔ تحریراُلصدر دستخط : برسپل د ستر کٹ ایند سیشن جج کا ندر بل-ازعدالت سب جح جود يشل مجسير يب درجها وّل بيوت سركاريو ٹي جموں وکشمير بنام بھويندرسنگھ ير جەملىت نمبر 117 سال 2022 تھانە بولىس چندركوٹ بجرائم زيردفعات 11PCA Act, 188,429, IPC وارنط گرفتاری گشتی بمنشاءدفعه 299 ضابطه نوجداری \_خلاف ملزم بھو يندر سنگھ ولد کرشن عل ساکنہ سُند رنگر کہمپ روڈ تالا ب لوخصيل وضلع جموں۔ حُكم بنام المكاران يوليس يو ٹي جموں وکشمير

جرائم زیردفعات A - 279,304 - RPC وارنٹ گرفتاری گشتی بمنشاءدفعہ 299 ضابطہ فوجداری۔خلاف ملزم

Naushed S/o Shajad Shah R/o Manak Manu Tehsil and Distt. Saharanpur U.P.

تحکم بنام اہلکا ران پولیس یوٹی جموں و تشمیر مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ بالا بعدار نکاب جرم روپوں ہو چکا ہے۔ دستیا بی کی سر دست کوئی اُمید نظر نہ آرہی ہے اور ملزم متذکرہ بالا کی تعمیل بطریق احسن ہو نی مشکل ہی نہیں بلکہ ناممکن ہو چکی ہے۔ راقم کو بھی رپورٹ تعمیل کنندہ کی نسبت پورااطمینان ہے کہ واقعی ملزم مٰدکور کی دستیا بی بطریق احسن ہونی ناممکن ہے۔

لہذاابلکاران یولیس یوٹی جموں وکشمیرکوتکم واختیار دیاجا تاہے کہ مزم مذکور جہاں کہیں بھی اندر حدود یوٹی جموں وکشمیر دستیاب ہوتو گرفنار کر کے عدالت مذامیں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کارر ہے گاتر پر 2022-14،راقم کے دستخط و مہر عدالت سے جاری ہوا۔ دستخط : سب جح جود يشل مجسط يب درجداول بوت -ازعدالت ايژيشنل بيشل موبائل مجسٹريٹ رام بن سركاريوڻي جمون وکشمير بنام Rajat. علت نمبر 253 سال 2022 تھانہ یولیس رام بن بجرائم زيردفعات IPC 279,337 ا وارنت مشتق عام بغرض گرفتاری ملزم زیردفعه 299 ضابطه نوجداری بخلاف ملزم رجت ولدكلونت سنكهرسا كيذكر تنورصا حب تخصيل آيند يورصا حب ضلع رويور پنجاب حُكم بنام ابلكاران يوليس يو ٹي جموں وکشمير مقدمه مندرجة عنوان ألصدر ميں آپ كوبذ ريعہ وارنٹ بذاحكم واختيار دياجا تا ہے كه متذكره بالاملزم جهال كهين بھى اندرجدود يوٹى جموں وكشميردستياب ہوتو آپملزم مذکور کو گرفتار کرکے روبر وعدالت مجاز پیش کریں۔ وارنٹ مذاتا دستیابی ملزم زیر کار رب گا۔ آج تاریخ 2023-01-04 ، ہمارے دستخط ومہر عدالت سے جاری ہوا۔ دستخط : ايديشنا سيبش موبائل مجسر يك رام بن -

16 - جول وكشمير مركاري كَرْث نمبر 02 مورنده 13 الريل 2023 - بمطابق 23 چيتر ا 1945 - ضميمة ن

ازعدالت برسپل سیشن جج سرینگر سركاريو ٹي جموں وکشمير بنام بثاراحمہ بٹ وغيرہ علت نمبر 34 سال 2015 تھانہ پولیس کرائم برائچ EOW Srinagar بجرائم زيردفعات BRPC - BRPC المكرزيردفعات 420,467,468,471,409,120 وارنط شتق عام زردنعه 512 ضابطه فوجداری۔ بخلاف ملزم سميع اللدشخ ولدعبدالرشيد شيخ ساكنة آرميوره نواكدل سرينكر حُكم بنام ابلكاران يوليس يو ٹي جموں وکشمير مقدمه مندرجه عنوان ألصدر ميں آ پکولکھا جاتا ہے کہ ملزم مذکور کومتعدد باراجرا وارنٹ گرفتاری بلا صانتی طلب کیا گیاہے۔ اِلاملزم کی دستیابی ناممکن ہے اورملزم کے خلاف کاروائی زیر دفعہ 12ض ف عمل لائی جاتی ہے اسطور ملزم کے خلاف وارنٹ کشتی عام اجرا کیا جاتا ہے جس کی رویے تمام اہلکاران پولیس یوٹی جموں وتشميركوتكم واختبار دباجا تاب كهلزم مذكور سميع اللديشخ ولدعبدالرشيد شخ ساكيذآ رميوره نوا کدل سرینگر جموں وکشمیر میں اگرکس بھی جگہ دستیاب ہوتو گرفتار کر کےعدالت مذا میں روبروپیش کریں۔ وارنٹ کشتی دستیابی ملزم زیر کار رہے گا جگم سنایا گیا ہے۔ تح برألصدر دستخط : برسپل سیشن جج سرینگر۔



## JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô HOME DEPARTMENT, J&K.

Notification

Srinagar, the 18th October, 2022.

SO.-530.ô Whereas, on 22-07-2020, the Police Station, Chadoora received a docket to the effect that a reliable information was received about the movement of some unknown terrorists in Mouchwa, Chadoora area. Subsequently, a joint Naka was established by the Police/Security Forces at Village Mochwa. During the checking, three persons while seeing the Naka Party tried to escape but were chased down on the spot and identified as Javaid Ahmad Bhat S/o Mohd Ismail Bhat R/o Wanpora, Pulwama, Aijaz Ahmad Wani S/o Abdul Rehman Wani R/o Chitro, Dangerpora, Chadoora and Aqib Zahoor Ganie S/o Zahoor Ahmad Ganie R/o Kulbugh, Budgam. During their personal search, the Police recovered 40 AK 47 rounds, 02 Detonators and 03 Matrix sheets of JeM banned outfit from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 120/2020 under sections 18, 19, 20, 23 of ULA (P) Act, was registered in the Police Station, Chadoora and the investigation of the case was taken up. Subsequently, during the investigation the section 18 and 19 of ULA (P) Act were dropped and Section 13 and 39 of ULA (P) Act were added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the 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, the accused viz. Javaid Ahmad Bhat, Aijaz Ahmad Wani and Aqib Zahoor Ganie, were found in contact with the terrorist of JeM based outfit namely Javaid Ahmad Ganie S/o Zahoor Ahmad Ganie R/o Wanpora, Pulwama, who provided the ammunition/incriminatory material to the accused in order to promote terrorist activites in the area ; and

5. Whereas, druing the investigation it was established that the accused viz. Javaid Ahmad Bhat, Aijaz Ahmad Wani and Aqib Zahoor Ganie were working as Over Ground Workers (OGWs) for the terrorists of JeM banned outfit particularly the terrorist viz. Javaid Ahmad Ganie and were providing logistic support to them, besides procured ammunition/incriminatory material from the terrorists for carrying out the terrorist activities in the area ; and

6. Whereas, the accused terrorist viz. Javaid Ahmad Ganie has been killed in an encounter with the Security forces and the proceedings under the law would abate against him ; and

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

S.No.	Name of accused	Offence
1	2	3
ôôô	$\hat{0} \ \hat{0} \ $	$\hat{0} \ \hat{0} \ $
1.	Javaid Ahmad Bhat S/o Mohd Is	smail Bhat 13, 23, 39 of
	R/o Wanpora, Pulwama.	ULA (P) Act.
2.	Aijaz Ahmad Wani S/o Abdul R	ehman Wani
	R/o Chitro, Dangerpora, Chado	ora.

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1 2	3
<ul> <li>ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô</li></ul>	$ \hat{0} \ \hat{0} \$
Ganie R/o Kulbugh, Budgam.	ULA (P) Act.

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 a *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. Javaid Ahmad Bhat, Aijaz Ahmad Wani, Aqib Zahoor Ganie for the commission of offences punishable under Sections 13, 23 and 39 of ULA (P) Act, arising out of FIR No. 120/2020 of Police Station, Chadoora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.



## JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I-B

Jammu and Kashmir Government-Notifications.

## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K.

#### Notification

## Srinagar, the 19th October, 2022.

SO.-532.ô Whereas, on 21-05-2010, the Police Station, Chrar-i-Sharief received a docket to the effect that some separatist leaders after offering Friday prayers at Khankah, had addressed a huge gathering outside the Khankha and delivered anti-national speech thereby threatened the integrity and sovereignty of India ; and

2. Whereas, based on the above, a Case FIR No. 82/2010 under Section 147 RPC, 13 of ULA (P) Act, was registered in the Police Station, Chadoora and the investigation of the case was taken up ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the 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, twelve persons identified as Syed Ali Shah Geelani S/o Peer Mohammad Shah R/o Dooru, Sopore A/P Rehamtabad, Hyderpora, Bashir Ahmad Bhat @ Peer Saifullah S/o Ali Mohd Bhat R/o Zadoora, Pulwama, Tashooq Ahmad Banday S/o Hussain Din Banday R/o Najan, Beerwah, Syed Imtiyaz Hyder S/o Syed Hyder Shah R/o Gajora, Budgam, Mohd Altaf Ganie S/o Ghulam Qadir Ganie R/o Nagam, Chadoora, Nisar Ahmad Bhat S/o Sonaullah Bhat R/o Choudergund, Mohd Yaseen Yatoo @ Gaznavi S/o Habibullah Yatoo R/o Nagam, Chadoora, Mohd Rafiq Raina S/o Abdul Samad Raina R/o Buzgoo, Nilnag, Farooq Ahmad Rather @ Gotapora S/o Ali Mohd Rather R/o Gutpora, Mohd Yousuf Ganie @ Fallahi S/o Ghulam Mohd R/o Molu Chitragam, Shopian, Ghulam Hassan Bhat S/o Mohd Sadiq Bhat R/o Nagam and Ghulam Mohd Dar @ Waseem S/o Ab. Aziz Dar R/o Alipora, Budgam were found involved in the commission of offence ; and

5. Whereas. during the investigation, the accused viz. Tashooq Ahmad Banday, Syed Imtiyaz Hyder, Mohd Altaf Ganie, Nisar Ahmad Bhat, Mohd Rafiq Raina, Farooq Ahmad Rather @ Gotapora, Mohd Yousuf Ganie @ Fallahi, Ghulam Hassan Bhat and Ghulam Mohd Dar @ Waseem were arested in the case. The accused namely Bashir Ahmad Bhat @ Peer Saifullah is lodged in the NIA custody ; and

6. Whereas, during the investigation, it was established that on the date of occurrence the accused viz. Syed Ali Shah Geelani, Bashir Ahmad Bhat @ Peer Saifullah, Tashooq Ahmad Banday, Syed Imtiyaz Hyder, Mohd Altaf Ganie, Nisar Ahmad Bhat, Mohd Yaseen Yatoo @ Gaznavi, Mohd Rafiq Raina, Farooq Ahmad Rather @ Gotapora, Mohd Yousuf Ganie @ Fallahi, Ghulam Hassan Bhat and Ghulam Mohd Dar @ Waseem, addressed a huge gathering outside the Khankah, Chrar-i-Shareif and delivered anti-national speech, thereby threatened the integrity and sovereignty of India ; and

7. Whereas, the accused Syed Ali Shah Geelani and Mohd Yaseen Yatoo, have expired and the proceedings under the law would abate against them; and

.

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

S. No.	Name of the accused Offence
1 ô ô ô ć 1.	2 3 3 3 3 3 3 3 3 3 3 3 3 3
	S/o Ali Mohd Bhat R/o Zadoora, ULA (P) Act. Pulwama.
2.	Tashooq Ahmad Banday S/o Hussain Din Banday R/o Najan, Beerwah.
3.	Syed Imtiyaz Hyder S/o Syed Hyder Shah Ganie R/o Gajora, Budgam.
4.	Mohd Altaf Ganie S/o Ghulam Qadir Ganie R/o Nagam, Chadoora.
5.	Nisar Ahmad Bhat S/o Sonaullah Bhat R/o Choudergund, Chadoora.
6.	Mohd Rafiq Raina S/o Abdul Samad Raina R/o Buzgoo, Nilnag.
7.	Farooq Ahmad Rather @ Gotapora S/o Ali Mohd Rather R/o Gutpora.
8.	Mohd Yousuf Ganie @ Fallahi S/o Ghulam Mohd R/o Molu Chitragam, Shopian.
9.	Ghulam Hassan Bhat S/o Mohd Sadiq Bhat R/o Nagam.
10.	Ghulam Mohd Dar @ Waseem S/o Ab. Aziz Dar R/o Alipora, Budgam.

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

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 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. Bashir Ahmad Bhat @ Peer Saifullah, Tashooq Ahmad Banday, Syed Imtiyaz Hyder, Mohd Altaf Ganie, Nisar Ahmad Bhat, Mohd Rafiq Raina, Farooq Ahmad Rather @ Gotapora, Mohd Yousuf Ganie @ Fallahi, Ghulam Hassan Bhat and Ghulam Mohd Dar @ Waseem for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 82/2010 of Police Station, Chrar-i-Sharief.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.



## JAMMU AND KASHMIR OFFICIAL GAZETTE

#### PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT J&K.

Notification

Srinagar, the 19th October, 2022.

SO.-533.ô Whereas, on 13-05-2011, the Police Station, Zainapora received a reliable information that the separatist leaders of Hurriyat (G) identified as Syed Ali Shah Geelani S/o Peer Mohammmad Shah R/o Dooru, Sopore A/P Rehmatbad, Hyderpora, Ameer Hamza S/o Gh. Mohi-ud-Din Shah R/o Qoil Muqam, Bandipora, Bashir Ahmad Dar S/o Gh. Hassan Dar R/o Rassu, Beerwah, Gulzar Ahmad Teeli S/o Mohammad Shaban Teeli R/o Urpora, Nagbal, Shoaib Ahmad Bhat S/o Ali Mohd Bhat, Azad Ahmad Mir S/o Mohammad Anwar Mir R¢s/o Urpora, Nagbal, Jameel Ahmad Dar S/o Ab. Rashid Dar R/o Nagbal, Ab. Hameed Wani @ Molvi Hameed S/o Mohd Shaban R/o Drawni, Imamsahib, Parvaiz Ahmad Malla S/o Ab. Ganie Malla R/o Pehlipora, Shopian, pasted the posters of Hurriyat Chairman

Syed Ali Shah Geelani, at Nagwal Market and requested the general public to boycott the Panchayat Election of 2011, aimed at instigating people to challenge the sovereignty and territorial integrity of India ; and

2. Whereas, based on the above, a Case FIR No. 50/2011 under section 13 of ULA (P) Act, and Section 132-B J&K Represention of People Act, was registered in the Police Station, Zainapora and the investigation of the case was taken up ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the 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, the accused viz. Ameer Hamza, Bashir Ahmad Dar, Gulzar Ahmad Teeli, Shoaib Ahmad Bhat, Azad Ahmad Mir, Jameel Ahmad Dar, Ab. Hameed Wani @ Molvi Hameed and Parvaiz Ahmad Malla were arrested in the case and it was established that on the date of occurrence the accused pasted the Panchyat Election, 2011 boycott posters in Nagbal Market, thereby threatened the integrity and sovereignty of India ; and

5. Whereas, the accused viz. Syed Ali Shah Geelani and Bashir Ahmad Dar have expired and the proceedings under law would abate against them; and

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

S.No.	Name of accused	Offence
1	2	3
ôôô	$\hat{0} \ \hat{0} \ $	$\hat{0} \ \hat{0} \ \hat{0}$
1.	Ameer Hamza S/o Gh. Mohi-ud-Din Shah	13 of
	R/o Qoil Muqam, Bandipora.	ULA (P) Act.
2.	Gulzar Ahmad Teeli S/o Mohammad	
	Shaban Teeli R/o Urpora, Nagbal.	
3.	Shoaib Ahmad Bhat S/o Ali Mohd Bhat R/o Nagbal.	

	-q] The J&K Official Gazette, 19th Oct., 2022/27th 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 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 13 of
4.		
	Mir R/o Urpora, Nagbal.	ULA (P) Act.
5.	Jameel Ahmad Dar S/o Ab. Rashid Dar R/o Nagbal.	
6.	Ab. Hameed Wani @ Molvi Hameed S/o	
	Mohd Shaban R/o Drawni, Imamsahib.	
7.	Parvaiz Ahmad Malla S/o Ab. Ganie Malla	

R/o Pehlipora, Shopian.

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 accused viz. Ameer Hamza, Gulzar Ahmad Teeli, Shoaib Ahmad Bhat, Azad Ahmad Mir, Jameel Ahmad Dar, Ab. Hameed Wani @ Molvi Hameed and Parvaiz Ahmad Malla, for the commission of offences punishable under Sections 13 and of ULA (P) Act, arising out of FIR No. 50/2011 of Police Station, Zainapora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.



## JAMMU AND KASHMIR OFFICIAL GAZETTE

#### PART I—B

Jammu and Kashmir Government-Notifications.

## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K.

#### Notification

#### Srinagar, the 19th October, 2022.

SO.-534.ô Whereas, on 11-06-2017, the Police Station, Shopian received a docket to the effect that terrorists of HM banned outfit identified as Zahid Ahmad Mir S/o Shamim Ahmad Mir R/o Ganowpora, Zubair Ahmad Turay S/o Bashir Ahmad Turay R/o Bonibazar, Shopian, Syed Naveen Mushtaq S/o Mushtaq Ahmad Shah R/o Nazneenpora, Jahahgir Ahmad Khanday S/o Gh, Rasool Khanday R/o Check, Killer and Sameer Ahmad Bhat @ Tiger R/o Darabgam, Pulwama, attacked upon the Police guard deployed at the residence of Ex MLA Gh. Hassan, with their illegally

2. Whereas, based on the above, a Case FIR No. 139/2017 under Section 307 RPC, 7/27 Arms Act, 16 of ULA (P) Act, was registered in the Police Station, Shopian and the investigation of the case was taken up. Subsquently, during the investigation the Sections 20 and 38 of ULA (P) Act were added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the 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 namely Zahid Ahmad Mir, Zubair Ahmad Turay, Syed Naveen Mushtaq, Jahangir Ahmad Khanday and Sameer Ahmad Bhat @ Tiger were members of HM banned outfit and on the date of occurrence attack upon the Police guard deployed at the residence of Ex MLA Gh. Hassan Khan with the intention to kill them ; and

5. Whereas. the accused terrorists namely Zahid Ahmad Mir, Zubair Ahmad Turay, Jahangir Ahmad Khanday and Sameer Ahmad Bhat @ Tiger have killed in the different encounters with the Security forces and the proceedings under the law would abate against them. The accused viz. Syed Naveen Mushtaq was arrested by the Police Kulgam in case FIR No. 05/2020 of P/S Kulgam and is presently under the NIA custody ; and

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

S. No.	Name of the accused	Offence
ôôô	ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô	$\hat{0} \ \hat{0} \ $
1.	Syed Naveen Mushtaq S/o M	lushtaq 16, 20, 38
	Ahmad Shah R/o Nazneen Po	ora, Shopian. 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,

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 accused viz. Syed Naveen Mushtaq for the commission of offence punishable under Section 16, 20 and 38 of ULA (P) Act, arising out of FIR No. 139/2017 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.



## ТНЕ

## JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K.

Notification

Srinagar, the 20th October, 2022.

SO.-541.ô Whereas, on 20-07-2011, the Police Station, Dooru received a docket to the effect that the Hurriyat Chairman, Syed Ali Shah Geelani delivered provocative speech at Verinag and instigated the general public against the sovereignty and territorial integrity of the India due to which the mob turned violent and pelted stones upon the Police Party with the intention to kill them, resulting in injuries to some Police personnel on the spot ; and

2. Whereas, based on the above, a Case FIR No. 66/2011 under Sections 307, 147, 148, 332, 336, 152, RPC and Section 13 of ULA (P) Act,

3. Whereas, during the course of investigation, the site plan of place of the occurrence and the 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, four other accused identified as Jahangir Ahmad Wani S/o Javaid Ahmad Wani R/o Kokagund, Riyaz Ahmad Malik S/o Gh. Rasool Malik R/o Verinag, Sabzar Ahmad Sheikh S/o Abdul Aziz Sheikh R/o Agnoo, Dooru and Mohd Shaban Dar S/o Abdul Gani Dar R/o Rampora, Qaimoh, were found involved in the commission of offence. Subsequently, the accused were arrested in the case ; and

5. Whereas, during the investigation, it was established that on the date of occurrence, the accused viz. Syed Ali Shah Geelani, Jahangir Ahmad Wani, Riyaz Ahmad Malik, Sabzar Ahmad Sheikh and Mohd Shaban Dar, delivered provocative speech to the gathering at Verinag and raised antinational slogans, besides, instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

6. Whereas, the accused viz. Syed Ali Shah Geelani, has expired and the proceedings under the law would abate against him ; and

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

S. No.	Name of accused Offence	
ôôô	$ \hat{0} \ \hat{0} \$	
1.	Jahangir Ahmad Wani S/o Javaid Ahmad 13 of	
	Wani R/o Kokagund.ULA (P) Act.	
2.	Riyaz Ahmad Malik S/o Gh. Rasool Malik R/o Verinag.	
3.	Sabzar Ahmad Sheikh S/o Abdul Aziz Sheikh R/o Agnoo, Dooru.	
4.	Mohd Shaban Dar S/o Abdul Gani Dar	

R/o Rampora, Qaimoh.

8. Whereas, the accused viz. Nisar Ahmad Najar, is absconding and the proceedings under Section 299 Cr. PC have been proposed to be initiated against him; 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 a *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 Authorlty 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. Jahangir Ahmad Wani, Riyaz Ahmad Malik, Sabzar Ahmad Sheikh and Mohd Shaban Dar, for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 66/2011 of Police Station, Dooru.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.

#### PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS JAMMU/SRINAGAR. (Legislation Section)

## Notification

Srinagar, the 21st November, 2022.

SO6617.ô In exercise of the powers conferred under Sub-Section (2) of Section 6 of the Legal Services Authorities Act, 1987 (Central Act) read with Rule 3 of the Jammu and Kashmir Legal Services Authority Rules, 2020 and in supersession of Notification S.O.-38 of 2021 dated 05th February, 2021, the Lieutenant Governor, in consultation with the Honøble Chief Justice of the High Court of Jammu and Kashmir and Ladakh, hereby nominate Honøble Mr. Justice Tashi Rabstan, Judge of High Court of Jammu and Kashmir and Ladakh as Executive Chairman of the Jammu and Kashmir Legal Services Authority.

By order of the Lieutenant Governor.

(Sd.) ACHAL SETHI,

Secretary to Government.

## PART I-B

#### Jammu and Kashmir Government-Notifications.

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## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATó6REVENUE DEPARTMENT JAMMU/SRINAGAR

#### Notification

#### Jammu, the 19th December, 2022.

SO-699.ô In exercise of the powers conferred by section 6 of the Registration Act, 1908 (Act No. 16 of 1908) and in partial modification of notification S.O. 03 dated 31st of October, 2019, the Government hereby appoint Sub-Registrar, Kathua to exercise the powers of Sub Registrar under the said Act within the territorial jurisdiction of Tehsils Kathua and Nagri Parole, District Kathua with effect from 9th of November, 2022.

By order of the Government of Jammu and Kashmir.

(Sd.) VIJAY KUMAR BIDHURI, IAS,

Commissioner/Secretary to the Government.



# JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K.

Notification

Jammu, the 19th December, 2022.

SO-702.ô Whereas, on 17-08-2022, the Police Station, Shopian, received a docket to the effect that a reliable information was received about the presence of two unknown terrorists in the residential house of a terrorist of Al-Badr banned outfit namely Adil Hussain Wani R/o Kutpora,

2. Whereas, based on the above, a Case FIR No. 154/2022 under section 307 IPC, 7/27 Arms Act, 16, 18, 19 and 20 of ULA (P) Act, was registered in the Police Station, Shopian, and the investigation of the case was set into motion. Subsequently, during the investigation, the Section 39 of ULA (P) Act was added in the case ; and

3. Whereas, during the investigation, the site plan of place of the occurrence and the 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, three persons namely, Arif Ahmad Wani, Tousef Ahmad Wani and Shabir Ahmad Wani Ss/o Mohd Khalil Wani Rs/o Kutpora, Shopian, were found involved in the commission of crime. Subsequently, the accused were arrested in the case and were found working for the terrorists in order to promote terrorist activities in the area ; and

5. Whereas, during the investigation, it was established that the accused viz. Arif Ahmad Wani, Tousef Ahmad Wani and Shabir Ahmad Wani, were working as Over Ground Workers (OGWs) for the terrorists of Al-Badr banned outfit and under a well knit criminal conspiracy were providing logistic support to them, besides, were voluntarily harbouring the terrorists in their residential house for carrying out the terrorist activities in the area ; and

6. Whereas, the investigation, in respect of unknown terrorists who attacked upon the Police/Security Forces, shall continue to ascertain their identification and to bring out their role/involvement in the case; and

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

S. No.	Name of the accused	Offence
ôôô	$\hat{0} \ \hat{0} \ $	$\hat{0} \ \hat{0} \ $
1.	Arif Ahmad Wani S/o Mohd Khalil	18, 19, 39 of
	Wani R/o Kutpora, Shopian.	ULA (P) Act.
2.	Touseef Ahmad Wani S/o Mohd Khalil Wani R/o Kutpora, Shopian.	

3. Shabir Ahmad Wani S/o Mohd Khalil Wani R/o Kutpora, Shopian.

8. 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

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. Arif Ahmad wani, Tousef Ahmad Wani and Shabir Ahmad Wani, for the commission of offences punishable under Sections 18, 19 and 39 of ULA (P) Act, arising out of FIR No. 154/2022 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.

## PART I-B

#### Jammu and Kashmir Government-Notifications.

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## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATóóDEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS JAMMU/SRINAGAR

### Notification

## Jammu, the 20th December, 2022.

SO-703.ô In exercise of powers conferred by section 4 of the Juvenile Justice (Care and Protection of Children) Act, 2015 and in partial modification of notification S.O. 389 of 2020 dated 17-12-2020, Government hereby appoints on deputation the following Civil Judges (Jr. Division/Munsiffs) as Principal Magistrates for the Juvenile Justice Boards shown against each :ô

S.	Civil Judge	Deputed as Principal Magistrate
No.	(Jr. Division/Munsiff)	for the Juvenile Justice Board
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 ô ô ô ô ô ô
1.	Shri Sandeep Singh Sen	Jammu.
2.	Munsiff Anantnag	Anantnag.

By order of the Government of Jammu and Kashmir.

(Sd.) ACHAL SETHI,

Secretary to Government.

# PART I-B

# Jammu and Kashmir Government—Notifications.

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# GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATóóFOREST, ECOLOGY AND ENVIRONMENT DEPARTMENT, SRINAGAR

#### Errata

## Srinagar/Jammu, the 5th of January, 2023.

In Notifications SO-359 dated 20th of November, 2021 and SO-360 dated 20th of November, 2021, please read õSrinagar/Jammu, the 20th of October, 2021ö for the words and numbers õSrinagar, the 20th of November, 2021ö appearing in the title of Notifications.

#### (Sd.) SANJEEV VERMA, IAS,

Commissioner/Secretary to the Government.



# JAMMU AND KASHMIR OFFICIAL GAZETTE

separate compilation.

# Laws, Regulations and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô DEPARTMENT OF FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS, JAMMU/SRINAGAR

Notification

Jammu, the 19th January, 2023.

SO-41.66/In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with Clause 9 of the Targeted Public Distribution System (Control) Order, 2015 issued by the Government of India in the Ministry of Consumer Affairs, Food and Public Distribution published as G. S. R. 213 (E) dated 20th March,

## CHAPTER 1

#### Preliminary

1. Short title, and commencement.ô (1) This Order may be called the õJammu and Kashmir Targeted Public Distribution System (Control) Order, 2023ö.

- (2) It extends to the whole of Jammu and Kashmir.
- (3) It shall come into force at once.
- 2. Definitions.ô In this Order,ô
- (a) -Actø means Essential Commodities Act, 1955 or Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980;
- (b) **-Destitute widow/woman**ø is a woman, who does not have adequate means of support or any person to depend on ;
- (c) **Department**ø means the Department of Food, Civil Supplies and Consumer Affairs of the J&K Government ;
- (d) -Directorømeans Director, Department of Food, Civil Supplies and Consumer Affairs, Jammu/Kashmir;
- (e) -Employeeø means a person employed in Government Department, Public Sector Undertakings, Autonomous bodies and banks, etc.;
- (f) Existing dealerø means a person and includes a cooperative society, who is running a Fair Price Shop before this Order comes into force ;
- (g) -Fair Price Shopø means a shop which has been licensed to distribute essential commodities under Targeted Public Distribution System ;

- (h) +Familyø means, parents, brother, sister, wife, husband, son, adopted son, daughter, adopted daughter, dependent on the licensee;
- (i) -Fair Price Shop Dealerø means a person and includes a cooperative society in whose name a shop has been licensed to distribute essential commodities under the Targeted Public Distribution System ;
- (j) Food Security Actø means the National Food Security Act, 2013 (20 of 2013);
- (k) **Government**ø means the Government of Jammu and Kashmir ;
- (l) **:Licensee**ø means a person who has been issued a license to run Fair Price Shop under the provisions of this Order ;
- (m) -Licensing Authorityø means Assistant Director, FCS&CA Department in their respective district/area or any other officer so designated and empowered for the purpose of signing, issuing and renewing the FPS License under this order to the FPS owner in the prescribed format ;
- (n) +Local Authorityø includes a panchayat, municipality, district board, cantonment board, town planning authority or any other body, by whatever name called, which is authorized under the Constitution or any other law for the time being in force for self-governance or any other authority or body vested with the control and management of civic services, within a specified local area ;
- (o) -Public Distribution Systemø means the system for distribution of essential commodities to ration card holders through the fair price shops or through Government Sale Centers, such as rice, wheat, sugar, kerosene and such other commodities as are notified by the Government of J&K or the Central Government ;
- (p) **-Ration card**ø means a document issued under an order or authority of the Government for availing of essential commodities

- - (q) A **-ULB**ømeans either Municipal Council or Municipal Committee or Municipal Corporation.

## CHAPTER II

# **Ration** Cards

3. **Issuance of ration cards**.ô (1) The Government shall issue ration card to the following households :ô

- (i) who fulfills the conditions for getting a ration card as per the policy and instructions issued by the Government from time to time ;
- (ii) who falls within the criteria prescribed in Rule 3 of the J&K Food Security Rules, 2021.

(2) Ration cards shall contain its number, the address of the household, name, age, monthly income of the head of the household and the members included therein and their relation with the head of household and name and number of the Fair Price Shop in which the ration card holder is registered, the particulars of the issuing authority and such other details as may be decided by the Government from time to time. The ration card shall be in the card format or book format or electronic format as may be decided by the Government from time to time.

(3) Notwithstanding anything contained in any of the provisions of this Order, specific card or permit may be issued to the inmates of destitute homes, convents, ashrams, yatheemkhanas or like establishments for availing food grains, if any, decided to be distributed to them under the National Food Security Act or any specific scheme by the Central/ State Government without reference to the term õhouseholdö as defined in the Rules.

The entitlement, eligibility and other particulars of the card may be decided by the Government from time to time.

4. Tehsil Supply Officer/Area Inspector to be the designated authority.ô (1) The Tehsil Supply Officer/Area Inspector shall be authorized to receive, register, acknowledge and process the application for issuance of ration card or modification in the ration card within his rationing area.

(2) The Tehsil Supply Officer/Area Inspector may, on receipt of such application and after such enquiry as he considers necessary shall issue or modify the ration card.

5. Application for ration card and other ration card related services.ô (1) An application by the domicile of Jammu and Kashmir for a new ration card or modification in the existing ration card or various ration card related services may be presented directly by the head of the household with photograph to the Tehsil Supply Officer of the rationing area concerned or through online as may be prescribed, on payment of the fees as fixed by the Government from time to time.

(2) Modification in the existing ration card may be made on account of shifting of residence, birth or death, change in category of beneficiary, corrections in the details mentioned in the card or any other such reasons.

(3) In the case of shifting of household from one rationing area to another rationing area, the head of the household shall file an application to the Tehsil Supply Officer of the new area for getting ration card for the new area and the Tehsil Supply Officer shall issue the ration card for the new area after due verification and following proper procedure.

(4) Where there is an addition to the members of the household the head of the household may apply to the Tehsil Supply Officer concerned.

(5) If any adult member wants to delete his name from the card, the consent of the other members is not necessary.

(6) If any ration card, wherever issued, is defaced, lost or destroyed, the head of the household concerned shall file an application before the Tehsil Supply Officer of the rationing area supported by a self declaration. The Tehsil Supply Officer, after making such enquiry as he may think fit, shall issue a duplicate ration card in place thereof,

Provided that if a lost ration card is subsequently found, the applicant who received a duplicate ration card on this account shall return the ration card thus retrieved forthwith to the Officer by whom it was issued.

(7) The ration card shall not be considered as a document of identity or proof of residence.

6. **Time limit for issuing ration cards**.ô The Tehsil Supply Officer shall, after necessary checks and verification and after inclusion of data in the Ration Card Management System, issue a ration card in a time limit not exceeding 30 days.

7. Receipt of entitled food grains by ration card holders.ô The ration card holder or any member of the household included in the ration card shall draw his entitled quantity of food grains from a fair price shop in which his name is registered or any fair price shop under portability service available, on payment of the price, if any, fixed by the Government and after verifying his identity through the electronic point of sale device or such other instruments installed in the fair price shop :

Provided that in the case of a card holder who is bedridden or who is above sixty-five years of age, or who is differently-abled or who is not in a position to visit the fair price shop for himself and have no other adult member between the age of sixteen and sixty-five years listed in such ration card, such person can nominate any other person to draw the food grains as per procedure provided by the nominee policy, already notified by the J&K Government.

8. **Portability**.ô (l) Any ration card holder shall draw food grains from any fair price shop.

(2) The beneficiaries can avail portability, which enables those ration card holders whose names are included in the Ration Card Management System and identified with the Aadhaar Data, to draw the food grains from a fair price shop of their choice, through Aadhaar authentication.

(3) Whenever the Inter-State/Union Territory portability is available, Priority House Holds (National Food Security Act ration card holder) may buy food grains from any fair price shop in any State/UT and vice versa through Aadhaar authentication, under One Nation One Ration Card (ONORC). However, any beneficiary of J&K under any category can avail his entitlement of ration under portability in any district of the J&K.

9. Duties and responsibilities of ration card holders.ô Following shall be the duties and responsibilities of the ration card holders namely :ô

- (i) No person shall obtain or attempt to obtain a ration card by furnishing false information ;
- (ii) No person shall willfully alter or destroy, deface any of the entries on the ration card. If the holder of a ration card finds that some other person has, without lawful authority to do so, made an alteration on the ration card affecting its validity or the quantity or the kind of food grains obtainable on it, the holder of such ration card shall forthwith report the fact to the Tehsil Supply Officer concerned.
  - **Explanation** :ô For the purpose of this clause any alteration by electronic means shall also amount to alteration.
- (iii) No person, not being a member of the household for which the card has been issued shall hold or use the ration card of another person ;
- (iv) No person shall forge or alter ration card to illegally obtain any food grains ;
- (v) Every ration card issued under this Order shall be the property of the Government but the person to whom it is issued under the provisions of this Order shall be responsible for its safe custody ;
- (vi) Every holder of a ration card, or in the event of his or her death, the senior member of the household, not being a minor and in the absence of any such member, other member of his

- - (vii) Every holder of a ration card shall notify in writing any change in his/her address to the Tehsil Supply Officer having jurisdiction over the area in which he intends to reside. Such notice may be given by any member of the household on behalf of the head of the household within 30 days from the date on which the change of address takes place ;
  - (viii) Every holder of a ration card who permanently leaves his/her rationed area with all the members of his household, shall surrender his/her card to the Tehsil Supply Officer before he leaves such area :

Provided that where the portability of ration card is permitted, the surrender of the ration card shall not be required.

- (ix) Ration card holder if denied of his entitlement by the fair price shop owner shall forthwith report the matter to the Area Inspector/Tehsil Supply Officer, concerned Directorate or the District Grievance Redressal Officer concerned, as the case may be, who in turn shall take action as provided in the Rules or this Order.
- (x) The diversion or substitution or the violation of any of the provisions of this Order by the fair price shop owner, or any other person, if any, noticed by the ration card holder may be reported to any of the officers of the Department not below the rank of Area Inspector/TSO who in turn shall take action as provided in the Rules or this Order ;
- (xi) Every ration card holder shall comply with directions issued by the Government with regard to a ration card from time to time ;

10. Action against fraud by ineligible beneficiaries.ô If any person obtains a ration card by providing false information, the following actions shall be initiated against such person, namely :ô

- (a) Criminal proceedings under relevant provisions of law;
- (b) In case of employees of Central or State Government, Public Sector Undertakings, Cooperative sector, Government aided autonomous bodies and local bodies, departmental disciplinary proceedings against such employees, shall also be instituted ;
- (c) Suspension or cancellation of ration card ;
- (d) Recovery of the loss sustained by Government, at the rate decided by the Government from time to time.

11. **Display of list of ration card holders**.ô The list of ration card holders shall be displayed on the web portal of the Department and fair price shops on all occasions :

Provided that the list of the ration card holders kept at the office of the Tehsil Supply Officer shall be open for public inspection free of charge.

12. Elimination of bogus ration cards and bogus members in the ration card.ô The Department shall conduct regular checking of ration cards to weed out ineligible and bogus ration cards and bogus members in ration cards. This shall be a continuous exercise and the department shall organize special drives every year to eliminate bogus and ineligible ration cards as well as bogus members in the ration cards. The Assistant Director, Tehsil Supply Officer and Area Inspector shall be the responsible officers under this clause in the District, Tehsil and Circle respectively.

13. Power to add to, amend, vary, suspend or revoke the ration card. $\hat{o}$  (1) The Director or any officer of the Department not below the rank of the Tehsil Supply Officer may at any time whether at the request of the person to whom any ration card has been issued or *suo motu*, after making such enquiry as may be deemed necessary and after giving the person an opportunity of being heard and for reasons to be recorded in writing, add to, amend, vary, suspend, cancel or revoke the

(2) Contravention of clause 9 would entail cancellation of ration card and recovery of loss sustained by Government at the rate decided by Government from time to time.

#### CHAPTER III

#### **Ration Permits**

14. **Ration permits**.ô (1) For the purpose of obtaining any food grains, the Assistant Director concerned may issue ration permit to establishments such as welfare institutions, hostels and other institutions recognized by the Government, for the purpose, if any.

Explanation :ô For the purpose of this para,ô

- (i) õWelfare Institutionsö means residential establishments intended for orphans, destitute or such other persons recognized by Social Justice Department or Women and Child Development Department of GoI or Social Welfare Department of J&K, etc.
- (ii) õHostelsö means hostels or boarding institutions coming under the ÷Welfare Institutions and Hostels Schemesø of the Centre/ State Government ;
- (iii) õInstitutionsö means institutions as decided by the Government from time to time, on the basis of the recommendation of Deputy Commissioner and that are not covered under Targeted Public Distribution System or under any other Welfare Scheme of Central/State Government.

(2) The quantity and price of food grains obtainable by an authorized Establishment/Institution shall be as per guidelines notified by GoI from time to time or in consultation with the Finance Department in respect of schemes notified by the Government of Jammu and Kashmir.

15. Application for ration permit.ô Any person requiring ration permit under Sub-Clause (1) of Clause 14 may apply to the Assistant Director of the District concerned. The Assistant Director may make

#### CHAPTER IV

#### **Issuance and Licensing of Fair Price Shops**

16. **Opening of New Fair Price Shops**.ô (l) New Fair Price Shops shall be opened in each, Panchayat/Municipal Ward/ULB as far as possible. The area of operation of such Fair Price Shop shall be the Panchayat/Municipal Ward/ULB as the case may be.

(2) The number of Fair Price Shops to be opened shall be based on the population of the Panchayat/Municipal Ward/ULB.

(3) The location of the Fair Price Shop shall be decided by the Committee constituted for the purpose.

(4) The licensing authority shall consider the opening of new FPS within a radius of 1.5 to 2 Km. as far as possible, to cater the need of the rationees in an area, satisfying the general norms under the order.

#### 17. Selection of Dealer for running Fair Price Shops,ô

#### (i) Eligibility Criteria :ô

- (1) A local unemployed educated individual will be eligible to apply for a Fair Price Shop license ;
- (2) The Applicant should have good character and antecedents to be certified by an officer not below the rank of Station House Officer of concerned Police Station ;
- (3) The Applicant should be medically fit, to be certified by a medical officer, under his seal and stamp after proper medical examination, for discharging his duties as a FPS dealer ;
- (4) He/she should be a domicile of J&K and voter of the respective Panchayat/Municipal Ward/ULB as the case may be, where FPS is to be opened.

- (ii) Age.ô The applicant should not be less than 18 years of age and more than 45 years of age. However, relaxation of 2 years in the upper age limit shall be provided to the candidate who falls under any of the notified reserved category;
- (iii) **Educational Qualification**.ô An individual should have minimum qualification of matriculation from any recognized Board ;
- (iv) Disqualifications,ô
  - (a) A minor or a person of unsound mind or an insolvent shall not be allotted a fair price shop ;
  - (b) Only one person in the family would be considered for grant of Fair Price Shop license ;
  - (c) A person who is holding the position of Sarpanch, a Panch, a ward member, a member of a District Development Council/Block Development Council, a Member of Legislative Assembly, a Member of Legislative Council, a member of Parliament, and an elected member of municipal bodies shall not be eligible for allotment of a fair price shop;
  - (d) A person holding a post of profit in the Government shall not be eligible for a fair price shop.
  - (e) A person who is a Government Employee or an employee of Public Sector Undertaking/Autonomous Bodies/Banks shall not be eligible.
  - (f) A person already holding a fair price shop license shall not be eligible.
  - (g) A person who has already availed loan from the Government or any Financial Institution under any self employment scheme, individually or in partnership, shall not be granted FPS license unless he/she furnish an undertaking that no outstanding liability/dues towards the Government/ Financial institution on account of such loan is pending against him. Applicant should not have been convicted of any cognizable offence or any offence under Essential Commodities

18. **Procedure for grant of Fair Price License**.ô (1) The Licensing Authority shall advertise the location and the number of FPS through wide publicity.

(2) An interested candidate may apply in the prescribed application form to be devised by the respective Director, FCS&CA, along with self-attested copies of following documents :ô

- (a) Proof of Date of Birth ;
- (b) Proof of Residence ;
- (c) Domicile Certificate ;
- (d) Voter ID card ;
- (e) Proof of educational qualification ;
- (f) Copy of Aadhaar Card ;
- (g) Family Income Certificate issued by Tehsildar (if applicable);
- (h) Certificate from Tehsildar certifying therein that the applicant is a destitute widow/woman (if applicable).

(3) All the applications received within the prescribed time limit shall be scrutinized to ascertain the eligibility of the candidate as per the eligibility criteria and other guidelines.

(4) After scrutiny of the application forms, a list of eligible candidates per Panchayat/Municipal Ward shall be prepared and displayed in public domain.

(5) The Licensing Authority shall provide the details about the procedure of selection in the advertisement. The candidates shall be selected as per the criteria laid down in Clause 19. A license in the prescribed format shall be issued to the selected candidate.

(6) In case no eligible person applies or is selected for the FPS, the location shall be re-notified within three months period and till such time the Assistant Director concerned shall make alternate arrangements for supply of monthly ration to the rationees. In case no eligible person has applied or is selected for the FPS after second advertisement also, the Licensing Authority may if it considers necessary invite the applicants from the adjoining Panchayat/Ward for filling such locations as per prescribed procedure.

(7) Wherever, no application is received for any advertised location or wherever because of peculiar circumstances profitability of FPS emerges as an issue, the respective Director shall take suitable action to ensure that the beneficiaries are provided ration conveniently, as far as possible. Further, the manpower or other resources available in the department shall be utilized for augmenting the delivery of foodgrains to beneficiaries in such or other difficult areas.

19. **Process of selection/criteria**.ô The criteria defined in Clause 17 of this Order shall be the qualifying criteria for the purpose of selection of the Fair Price Shop Dealer. The applicants shall be assessed in the following manner :ô

S.	Criteria	Marks		
No.				
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1	2	3		
όσοφορογιστικό το				
01.	Basic Qualification	70 (pro rata basis-on the		
		basis of the merit secured		
		in Minimum qualification		
		prescribed).		
02.	Family   From Rs. 1,00,000/-	On a scale of 10 (for		
	Income up to Rs. 10,00,000/-	up to 1 lac) to 0 (for		
	per	above 10 lacs) with		
	annum	each additional lac of		
		Income.		
03.	Women	5		
04.	Destitute widow/divorced at	5		
	judicially separated woman/			

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05.	No Government employee in the family	5
06.	Computer knowledge duly certified	5
		όόόό
	Total Marks	100
		όόόό

However, in case where the applicants get equal number of total marks, applicant higher in age shall be preferred for the FPS Licence.

23. Fixing and deciding the location of new Fair Price Shops by the Selection Committee.ô (1) The location of the new Fair Price Shop shall be decided in consultation with the concerned Gram Sabha/ Ward Committee/Municipal Committee, by a Committee which shall consist the following members :ô

# **Rural Area :**

i Block Development Council	Chairperson		
ii Block Development Officer	Member		
iii Sarpanch	Member		
iv Tehsil Supply Officer/Area Inspector	Member-Secretary		
Urban Area :			
i Councillor/Corporator of respective Municipal Council/ Committee/Corporation	Chairperson		
ii Executive Officer or equivalent of Municipal Council/Committee or of Municipal Corporation nominated by the Mayor	Member		
iii Tehsil Supply Officer/ Area Inspector	Member-Secretary		

(2) No Fair Price Shop shall have more than 1500 souls and less than 200 ration cards in Rural Areas and not more than 2000 souls and less than 300 ration cards in Urban Areas. Upper limit of number of Ration Cards and Souls in a Fair Price Shop and their distance limits shall be indicative and same will be appropriately considered during the process of rationalization :

Provided that the Director, FCS&CA concerned shall have powers to adjust minimum up to 50 RCs or 200 souls on either side if situation so warrants or he may rationalize the number of Ration Cards equally between two Panchayat/Municipal Ward/ULBs, if needed, purely on the recommendation of concerned Assistant Director.

(3) In case of Panchayat/Municipal Ward/ULB requiring more than one Fair Price Shop, the distribution of souls among the Fair Price Shops shall be based on the distance to be covered and accessibility of Fair Price Shop to the consumers subject to the ceiling indicated in (2) above :

Provided that where the rationees experience physical barrier like river, mountains etc., which are difficult to travel for getting their entitled foodgrains, the Director, Department of FCS&CA concerned taking into account such barrier and a recommendation to that effect by Assistant Director concerned may allow opening of new FPS for such rationees.

21. Maintenance of Fair Price Shops/Records.ô (l) The licensee shall maintain and display a notice board at conspicuous place outside the shop, and a price and stock display board inside the shop, which shall contain information on daily basis regarding category-wise number of Ration Cards, entitlement of food grains and other commodities, scale of issue, retail issue prices, timings of opening and closing of the fair price shop, stock of food grains and other commodities received during the month, opening and closing stock of food grains and other commodities, the designation of the authority with telephone no. and address appointed for redressal of grievances with respect to quality and quantity of food grains and other commodities under the Targeted Public Distribution System, and toll-free helpline number, One Nation One Ration Card Plan etc.

(2) The licensee should install electronic weighing scale at the Fair Price Shop.

(3) The licensee will maintain records of all the ration card holders e. g. Stock register, issue or sale register in the format to be prescribed by the respective Director, Department of FCS&CA.

(4) The foodgrains to the licensee shall be released only on prepayment basis after submission of utilization certificates as prescribed to avoid shortages and embezzlements.

(5) Fair Price Shop will have only one entry/shutter.

(6) Every Fair Price Shop dealer shall comply with every direction that may be issued by the Government from time to time in this regard.

(7) The licensee should have his/her own or rented shop/store. The shop should have minimum area of 150 Sq. feet and height of 9 feet. The shop should be well-ventilated, rodent proof and made of concrete or of dependable construction quality in far-flung areas.

22. Period of Licenses and Fee Chargeable. $\hat{o}$  (1) The license shall be issued for a period of 5 years and shall be renewed as given in Sub-Clause (5).

(2) The selected applicant shall deposit Rs. 2000/- (Rupees Two thousand only) as license fee through treasury challan and only after depositing the license fee, the licensing authority shall, issue license in the prescribed form.

(3) The selected applicant shall furnish a bank guarantee of Rupees One Lakh (Rs. 1,00,000/-) in favour of the Licensing Authority in such a manner as specified by the concerned Director, Department of FCS&CA.

(4) The licenses issued under the provisions of previous Orders shall have to be converted under the provisions of this order within four (4) months from the date of the commencement of this order, subject to fulfillment of conditions specified under Clause 25 (4), by depositing Rs. 1000/- (Rupees one thousand only) as license fee through treasury challan.

(5) The license shall be renewed after every five years or till the licensee reaches the age of 65 years whichever is earlier, on

(6) The Licensing Authority shall dispose an application for renewal of licence within 4 months :

Provided that where an application for renewal of a licence has been received by the Licensing Authority within the specified period and not rejected or returned to the applicant, the validity of licence shall not be deemed to have been expired until disposal of the application.

(7) If a license is distorted, lost, or destroyed ; this shall be informed by the licensee to the Licensing Authority immediately. On presentation of application in the prescribed format by the licensee with a fee of Rs. 200 (two hundred) deposited through treasury challan a õduplicate copy of the licenseö shall be issued by the Licensing Authority.

23. **Transfer of license**.ô A fair price shop license shall be nontransferrable except, in case of death or incapacitation due to accident or life consuming disease (duly certified by a competent Medical Authority) of a Fair Price Shopøs licensee under the age of 65 years, his shop may be allotted to his/her dependent family member in consultation with the concerned Gram Sabha/Ward Committee/Municipal Committee as the case may be, provided such person should be eligible as per the provisions of this Order. The application in this regard shall be entertained, if submitted within three (3) months from the date of death of the licensee by his dependent in the prescribed form. If granted, such a fair price shop license shall be a new license, but if any member of the family of the deceased licensee is a government servant or holds a post of profit in the Government, such a family shall not get this benefit.

24. Duties and responsibilities of a licensee.ô (l) The licensee shall distribute food grains and other commodities to the ration card holder

(2) The licensee shall not retain the ration card after the supply of the food grains and other commodities.

(3) The licensee shall produce books and records relating to the lifting and distribution of food grains and other commodities as directed by the inspecting officers, and shall furnish such information as may be called for by the inspecting officers.

(4) The licensee shall provide necessary cooperation in inspection and supervision system developed by the Department.

(5) The licensee shall have to implement PDS modernization programmes and reforms ordered by the Government of J&K and GoI.

(6) The licensee shall always show good conduct and nice behaviour towards the consumers.

(7) The licensee shall issue receipts to the consumers after distributing ration.

(8) The licensee shall remit the cost of food grains by the date decided by the department of the month.

(9) The licensee shall distribute rations from his Fair Price Shop only.

(10) The licensee shall not indulge in substitution, diversion or theft of stock at any stage.

(11) The licensee shall follow all the orders/guidelines/instructions issued by the Department of FCS&CA.

(12) The licensee shall maintain hygiene and cleanliness at his Fair Price Shop.

(13) The licensee shall not change the Panchayat/Municipal Ward/ ULB as the case may be, of his residence.

(14) The licensee should not earn disqualification as per Sub-Clause (IV) of Clause 17 of this Order during his tenure of working as a Fair Price Shop Dealer.

25. Applicability of the provisions of the Order to the existing dealers.ô (1) An existing dealer shall give his choice of location to run his Fair Price Shop in the prescribed form.

(2) An existing dealer shall retain the dealership of one Fair Price Shop only.

(3) In case, the existing dealer has already attained the age of 65 years or is disqualified as per Clause 17(iv)(d), 17(iv)(e) and 17(iv)(f), his license shall be transferred to his dependent family member provided such family member is eligible under the provisions of this Order.

(4) The existing dealer shall be issued license under the provisions of this Order on presentation of application in the prescribed form within four (4) months from the issuance of this Order failing which a penalty of Rs. 200 per month is to be charged up to six months. Thereafter, such licences shall be deemed cancelled forever. However, issuance of fresh licence to them shall further be subject to fulfillment of the following conditions to be certified by the concerned AD :ô

- (a) Distributing Ration regularly without any break for the last three consecutive financial years ;
- (b) Possessing valid ID & PoS machine issued through the Department for the last three consecutive financial years ;
- (c) Receiving commission charges regularly from the Department for the last three consecutive financial years ; and
- (d) Certificate issued by concerned TSO/Inspector to the effect that there is no complaint pending against the licensee, in regard to any deficiency or shortages in the supply/distribution of the ration to the rationees of the area.

(5) In case, existing Fair Price Shop is run by a Cooperative Society, then such Cooperative Society shall be allowed to retain one dealership only provided such cooperative society shall submit its registration

(6) The existing Fair Price Shops dealers have to confirm to the guidelines and directions of the Government as and when issued on the subject.

26. Licensing and Renewal Authority.ô The Assistant Director of the Department of Food, Civil Supplies and Consumer Affairs, in his/her territorial jurisdiction shall be the Licensing and Renewal Authority, who shall issue, regulate, renew and control licenses to Fair Price Shops under the provisions of this Order.

27. Supply of copies of records. $\hat{o}$  (1) Any ration document holder desirous of obtaining copy of extracts from the records of a fair price shop owner, may make a written request to the FPS owner and the copy of requested records shall be provided to the applicant within fourteen days from the date of receipt of the request by receiving payment of Rs. 2 (Rupees Two only) per page or the actual cost of copying whichever is lesser.

(2) Any ration document holder who was not provided with the extracts as requested under Sub-Clause (1) may file a complaint to the Tehsil Supply Officer. The Tehsil Supply Officer shall ensure that the copy is furnished within two weeks from the date of filing the complaint. He may hear the parties if necessary.

(3) Non-supply of entitled records shall be considered as a contravention of this Order and entail appropriate action for such contravention.

(4) Every fair price shop owner shall keep all the records related to the fair price shop safe at least for five years or for such period as specified by the Licensing Authority, and he may destroy these records with the written permission of the Assistant Director.

28. Electronic Point of Sale (e-PoS) device transactions.ô (l) The fair price shop owners shall distribute food grains only through electronic point of sale device registered under his name, after verifying the identity of the ration card holder.

(2) The fair price shop owners shall maintain electronic point of sale device in accordance with the direction of the Government issued from time to time and report the errors at the earliest for rectification.

(3) The fair price shop owners shall not cause deliberate degradation or disruption or damage etc. to the electronic point of sale device installed at their shop.

(4) The fair price shop, owner shall keep the electronic point of sale device in the fair price shop.

(5) Where transactions may fail due to system errors, the fair price shop owner shall contact the technical helpline at the earliest, not exceeding one hour and inform the matter to the Area Inspector/TSO concerned, within the above-mentioned time frame.

(6) The unauthenticated transactions made through electronic point of sale machines in any circumstances shall be entered in a separate register kept for the purpose.

(7) The fair price shop owners shall provide necessary co-operation in maintenance, inspection and supervision of the automated system installed by the Department.

(8) If it is proved that deliberate attempt has been made to cause physical damage to the device or to manipulate reports generated out of it, strict action shall be initiated against such fair price shop owner which shall lead to cancellation of dealership and recovery of loss thus caused to the Government. This shall be in addition to and not in derogation of the penal provisions under the Information Technology Act, 2000 (Central Act 21 of 2000) and Prevention of Damage to Public Property Act, 1984 (Central Act 3 of 1984) and Indian Penal Code (45 of 1860).

29. Viability.ô Subject to the conditions to be fixed, the Government may permit diversification of commodities and services other than those distributed under Targeted Public Distribution System at the fair price shops to improve the viability of the fair price shop operations.

30. Payment of Commission or Margin Money payable to the licensee.ô The FPS Dealer shall be paid fixed commission every month at a rate decided by the Government.

31. Working timings.ô (l) The concerned Licensing Authority may notify the time of opening and closing of Fair Price Shop by way of Order which shall be binding on all the Fair Price Shop Dealers.

(2) A Fair Price Shop shall be kept open for a minimum of four hours during the day. The time of opening and closing shall be displayed on the Notice Board by the Fair Price Shop dealer. No licensee shall be allowed to open his Fair Price Shop for distribution after 08:00 PM in summer and 05:00 PM in winter.

(3) The licensee shall provide the details of his nominees to the Tehsil Supply Officer/Area Inspector in the format prescribed by the respective Director, FCS&CA.

(4) If a fair price shop dealer is unable to operate the shop due to unavoidable reasons for a limited period not exceeding a month of distribution, he shall submit an application to the Tehsil Supply Officer/ Area Inspector. Such an application may be accepted by the concerned Tehsil Supply Officerl/Area Inspector after making an alternate arrangement for distribution of ration through his nominee.

32. Change in a fair price shop's business place.ô (l) No fair price shop owner shall change his business place without the prior sanction of the Licensing Authority. If a fair price shop owner wants to change his business place specified in his licence, he shall submit to the Licensing Authority a written application for this purpose stating reasons along with recommendation of PRI Members/Municipal Ward/ ULB Member and identification details of the proposed place of change :

Provided that the proposed business place shall be within the limit of area specified in his licence.

(2) The Licensing Authority shall take a decision accepting or rejecting the application within one month from the date of its receipt. If the request is accepted, the Licensing Authority shall order for necessary changes in the licence and in the licence record of the office.

33. **Prohibition of strike**.ô (1) No licensee shall go or remain on strike at any point of time.

(2) Any strike declared or commenced whether before or after the issuance of this Order shall be deemed illegal and shall invite action under Clause 36 and 39 of this Order besides action to be initiated under Essential Services Maintenance Act.

34. Alternate arrangement for distribution of Ration.ô In case, the licensee has resigned, or his license is cancelled or suspended, the Licensing Authority or any other persons to whom powers have been delegated in this behalf by the Director, Department of FCS&CA may ensure ration distribution through adjoining Fair Price Shop Dealer of the same Panchayat/Municipal Ward/ULB, as far as possible.

35. **Penalty**. $\hat{o}$  (1) In case a licensee is found indulging in any of the following : $\hat{o}$ 

- (a) black marketing ;
- (b) overcharging ;
- (c) under scaling ;
- (d) diversion ;
- (e) adulteration ; or
- (f) some case is established against him/her after proper enquiry or disposal of the case registered under the Act or other relevant act,

-then besides the punishment as per the Act, a penalty to the tune of Rs. 3000/- (Rupees three thousand) per quintal will be recovered from him/her for the first such offence.

For second such offence, besides the penalty of Rupees Three thousand per quintal, his license shall be cancelled. Such a penalty or cancellation of license shall not affect other actions to be initiated under the Act or any other provisions of any law.

(2) In case a licensee contravenes any provision mentioned in Clauses 21, 24, 28 and 31 of this Order, a sum of Rs. 2000/- (Rupees

(3) In case licensee fails to deposit the amount decided as penalty or fine, the same will be recovered as per the provisions of J&K Land Revenue Act and his license shall be cancelled.

(4) In case an FPS dealer changes his/her Panchayat/Municipal Ward/ULB as the case may be, of residence, then his/her license shall be cancelled.

36. **Suspension of License**. $\hat{o}$  (1) FPS License shall be suspended or cancelled and action will be taken against the Licensee in the following cases, if, $\hat{o}$ 

- (a) FPS dealer fails to do transaction through Electronic Point of Sale machine ;
- (b) FPS dealer fails to provide commodities to the beneficiaries (AAY, PHH, NPHH) at the rate so fixed and charges the beneficiaries a higher rate ;
- (c) FPS dealer makes false entries in register regarding AAY, PHH and NPHH cards ;
- (d) FPS dealer does not keep his shops open throughout the month during stipulated days and time ;
- (e) FPS dealer engages in black marketing or siphoning away food grains to any other person or persons ;
- (f) FPS dealer contravenes duties and responsibilities prescribed under this order ; and
- (g) The Licensing Authority is of the considered view that the licensee has committed a violation ;

(2) Suspension of license shall be for a maximum period of 90 (ninety) days.

(3) It shall be necessary to issue a show cause notice to the Fair Price Shop dealer before suspending/cancelling the license.

(4) The Licensing Authority after due enquiry and hearing in respect of the show cause notice and connected matter may cancel or suspend the license, if the Licensing Authority feels that the FPS license should be cancelled or suspended :

Provided that the dealer concerned should be given a reasonable opportunity of being heard.

(5) In case of suspension or cancellation of license, allocation of such Fair Price Shop shall be shifted to the nearest Fair Price Shop by the concerned TSO/AD.

(6) While exercising any of the above provisions, the Licensing Authority or any other persons to whom powers have been delegated in this behalf by the Director, FCS&CA, shall issue a speaking order.

37. Subletting and Transfer of FPS Licence.ô (1) Subletting or Renting of FPS licence is strictly prohibited and strict action will be taken against the particular FPS licence holder. In case of sublet, the FPS license shall be cancelled forthwith without a show cause notice.

(2) The FPS license shall not be transferred to any other person. There cannot be any partner in the license.

38. **Consequences of conviction**.ô Where a licensee has been convicted by a Court of Law for the contravention of any order made under Section 3 of the Essential Commodities Act, 1955, the Licensing Authority shall by order in writing cancel his license. Provided that where such conviction is set aside in any appeal or revision, the Licensing Authority may, on an application by the dealer whose license has been cancelled, restore, the license to such dealer.

39. Cancellation of License.ô (1) If a licensee violates any provision of this Order or fails to comply duties and responsibilities assigned to the licensee or acts in contravention of any provisions of the National Food Security Act, 2013 (Central Act 20 of 2013) or any order issued there under or violates terms and conditions of licence or if the fair price shop dealer has shifted his residence from the local authority in which the fair price shop was sanctioned, then his license shall be cancelled by the Licensing Authority by a written speaking order,

Provided that this sub-clause shall not be applicable, if his/her residence is being shifted to another local authority on account of administrative changes made by the Government.

(2) No order of cancellation of a license shall be made until the licensee has been given sufficient opportunity to present his case against the proposed cancellation of his license by way of a show cause notice of at least 15 days.

40. Filling up of unfilled locations for PDS requirement.ô Any location emerging on account of resignation by Fair Price Shop Dealer or by cancellation or expiry of license, shall be filled by the Licensing Authority, preferably, within 3 months of such resignation or cancellation as the case may be, after observing all formalities as required under these rules.

41. **Resignation/surrender**.ô A Fair Price Shop Dealer may tender his resignation/surrender by giving one-month¢ notice period to the Licensing Authority. Such resignation/surrender shall be accepted by the Licensing Authority only after production of No Demand Certificate in the prescribed format, issued by Tehsil Supply Officer/Area Inspector concerned in favour of the licensee. However, the distribution of ration should not be hampered by presentation of such resignation/surrender and the onus of making the rations available to the affected beneficiaries shall be on the Licensing Authority.

#### CHAPTER-V

#### Computerisation

42. End to end computerization. $\hat{0}$  To modernize and to bring about transparency in the Targeted Public Distribution System, the Government shall implement end to end computerization, which *inter alia* include, $\hat{0}$ 

 (a) Ration Card Management System (RCMS) for digitization of ration cards and beneficiary records and to enable ration document related services and updations through online platform;

- (b) Supply Chain Management System (SCMS) which includes computerization of supply chain management, integration with the software of Food Corporation of India, integration with the software of Authorised Agency, online allocation of food grains;
- (c) Setting up of transparency portals and grievance redressal mechanisms which includes Toll Free number, Exclusive Call Centre for National Food Security Act, 2013 related subjects, Grievance Redressal software application, etc. ; and
- (d) Fair Price Shop Automation consisting of installation of electronic Point of Sale (e-PoS) devices at fair price shops for distribution of food grains through Aadhaar based authentication and electronic record-keeping of the sale transactions.

# CHAPTER VI

#### Entry, Search and Seizure

43. **Power of entry, search and seizure**.ô (l) The Deputy Commissioner or any officer of the Department not below the rank of an Area Inspector, within his jurisdiction or any officer duly authorized on this behalf by the Government/Director/Deputy Commissioner or an officer of and above the rank of Assistant Director, with a view to securing compliance with the provisions of this Order or has reasons to believe on receipt of a complaint or otherwise that there has been any contravention of the provisions of this Order or to satisfy himself that this Order or any order relating to Targeted Public Distribution System issued by Central Government or J&K Government has been complied with, may :ô

- (a) Enter, inspect, break open or search any place or premises being made use of or suspected to be made use of by the Authorised Agency, fair price shop owner, transporter, or any other person ;
- (b) Stop and search any person or animal, vessel or vehicle or any other conveyance or receptacle engaged or used or intended to be engaged or used for the movement of food grains ;

- (c) Inspect any books of account or other documents or any stock of the food grains used or suspected to be used in the course of business by the Authorised Agency, fair price shop owner, transporter, or any other person;
- (d) Seize or remove any such books of accounts or other documents, which in his opinion would be useful for or relevant to any proceedings under the Act or this Order ;
- (e) Take samples of the food grains and seize or remove any of the stocks of the food grains along with packages, coverings, or receptacles in which food grains are found or the animals, vessels, boats or other conveyances used in carrying such food grains for which he has reason to believe that it has been or is being or is about to be used in contravention of this Order and thereafter to take or authorize the taking of all measures necessary for securing the production of items so seized before the appropriate Court having jurisdiction under the provisions of the Act, and for their safe custody pending such production.
- **Explanation** :ô õAppropriate Courtö in this sub-clause shall means such court as is specified in or under the Act in which proceedings would lie for contravention of the provisions of this Order.

(2) Where any of the officers specified in Sub-Clause (1) conduct any seizure under the said sub-clause, they shall prepare forthwith an inventory of the articles or documents seized and shall also give a receipt for the same.

(3) Any books of accounts or other documents seized under the provisions of this sub-clause shall be returned to the person from whom they were seized within a period not later than sixty days from the date of seizure, after taking copies thereof or extracts therefrom, if necessary, provided that the person from whom they are so seized, certifies as true such copies or extracts before taking back such books of accounts or other documents.

(4) Every person who is so required by any officer specified in Sub-Clause (1) shall allow access to the premises, provide facilities to search, handover such article or articles seized, stop the vehicle, boat

(5) The officer conducting search and seizure under this clause shall inform the Deputy Commissioner concerned or the Government or any other officer authorized by it on this behalf, the details of the search conducted and the stock of food grains or other materials so seized by him.

(6) The provisions of Section 100 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) relating to search and seizure shall, as far as may be, apply to search and seizure under this Order.

#### CHAPTER VII

#### **Appeal and Revision**

44. **Appeal**.ô (1) Any person aggrieved by any original order passed under his Order may within thirty days from the date of receipt of such order, prefer appeal.

(2) In the case of an order passed by any of the following officers, the officers specified against them, as per the following schedule :ô

Assistant Director

Director

Provided that such officer may admit the appeal after the expiry of the period of thirty days if he or she is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(3) The Appellate Authority shall dispose the appeal under sub-para (1) above within forty-five days of the receipt of the appeal or within such extended period not exceeding a total of sixty days from the date of filing thereof, as the case may be, for reasons to be recorded in writing.

(4) No appeal shall be disposed of unless the aggrieved person has been given a reasonable opportunity of being heard.

(5) Pending the disposal of an appeal, the Appellate Authority may direct that the order under appeal shall not take effect for such period as the authority may consider necessary for giving a reasonable opportunity to the other party or until the appeal is disposed of, whichever is earlier.

(6) The decision of the Appellate Authority shall be final and no second appeal shall lie from an order passed in appeal under this Order.

45. **Revision by the Government**.ô The Government may, either *suo motto* or on application from any person, call for and examine the records of any order passed by the Director or any other subordinate authority under the provisions of this Order for the purpose of satisfying itself as to the legality or to the propriety of such order and may pass such interlocutory orders as are deemed necessary and also pass such final orders in reference to the record as the Government may deem fit :

Provided that no order to the disadvantage of any person or authority shall be passed under this order unless the person concerned is given an opportunity of making any representation which he may wish to make against such order.

# CHAPTER VIII

#### Miscellaneous

46. **Monitoring**.ô (1) The Officers at the District level and Tehsil level shall monitor the implementation of the Targeted Public Distribution System in their respective level.

(2) Review of the operations of the Public Distribution System at the State level shall be conducted by, the Government once in a quarter.

(3) The Vigilance Committees set up at various levels under the J&K Food Security Rules, 2021, shall regularly supervise the implementation of all schemes under the National Food Security Act, 2013 (Central Act 20 of 2013) and perform other functions as specified in the said Act.

47. **Inspections**.ô The Assistant Director concerned shall ensure inspection of at least 10% of the Fair Price Shops in his jurisdiction every month either himself or by constituting a team of officials in consultation with the Deputy Commissioner and obtain a report of inspection, accordingly. Concerned TSO/Inspector shall also inspect at least 20% of the FP Shops every month and report such inspection to Assistant Director concerned.

48. Protection of action taken under this Order in good faith.ô No suit, prosecution, other legal proceeding shall lie against any person for anything which is done or intended to be done in good faith in pursuance of this Order.

49. Power of the Government to give directions.ô The Government may, from time to time give such directions as it deems necessary for execution of all or any of the provisions of this Order or to further streamline the PDS.

50. **Power to remove difficulties**.ô If any reasonable difficulty arises or is experienced in giving effect to the provisions of this order and the Director, FCS&CA concerned recommends for addressing of such operational difficulty, the Government may, by order, not inconsistent with the provisions of this order remove such difficulty.

51. **Power to relax and interpret**.ô The power to relax and interpret any of the provision laid down in this order shall rest with the Government.

52. **Repeal and saving**.ô (1) The guidelines/policies/orders issued so far in this behalf are hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken or purported to have been done or taken under the said guidelines/policies/ orders, as the case may be, hereby repealed shall, in so far as it is not inconsistent with the provisions of this order, be deemed to have been done or taken under the corresponding provisions of this order.

(Sd.) ZUBAIR AHMAD, JKAS,

Commissioner/Secretary to the Government.



# THE JAMMU AND KASHMIR OFFICIAL GAZETTE

Jammu and Kashmir Government-Notifications.

# GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K.

Notification

Jammu, the 30th January, 2023.

SO-58ô Whereas, on 16-02-2022, the Police Station, Shopian, received a docket to the effect that during the search of a missing person namely Shahid Ahmad Thoker S/o Mohammad Iqbal Thoker R/o Nusipora, Keegam, who got missing from his home on 05-02-2022, it came to be learnt that the said missing person has joined the terrorist ranks of LeT banned outfit for carrying out the terrorist activities in the area ; and

2. Whereas, based on the above, a Case FIR No. 14/2022 under Sections 18, 20 and 38 of ULA (P) Act, was registered in the Police Station, Shopian, and the investigation of the case was set into motion. Subsequently, during the investigation, Section 18 of the ULA (P) Act, was dropped from the case ; and

3. Whereas, during the course of investigation, the 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, the accused viz. Shahid Ahmad Thoker was arrested by Anantnag Police at Check Post, Kreeri, Srigufwara on 27-02-2022 alongwith arms/ammunition viz. 01 Pistol, 02 magazines and 15 rounds, for which a Case FIR No. 08/2022 stands registered in Police Station, Srigufwara. Subsequently, the custody of the said accused was changed in the instant case ; and

5. Whereas, during the investigation, it was established that the accused viz. Shahid Ahmad Thoker got missing from his home on 05-02-2022 and joined the terrorist ranks of the LeT banned outfit in order to carry out terrorist activities in the area ; and

6. Whereas, on the basis of the investigation, the statements of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against his name : $\hat{o}$ 

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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 his 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. Shahid Ahmad Thoker, for the for the commission of offences punishable under Sections 20 and 38 of ULA (P) Act, arising out of FIR No. 14/2022 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

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