

EXTRAORDINARY

REGD. NO. JK—33



**THE  
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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

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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—HOME DEPARTMENT

Notification

Srinagar, the 6th September, 2018.

SRO-375.—Whereas, on 17-09-2016, Police Station, Kulgam through reliable sources learnt that at Chawalgam a large number of miscreants led by a person namely Adil Ahmad Chopan @ Allie S/o Mohammad Yousuf

Allie adopted son of Fayaz Ahmad Chopan R/o Dhamhal A/P Panawah, Kulgam and others are raising Anti-Indian slogans and pelting stones and patrol bombs upon patrolling party of Police and CRPF, besides the miscreants have set ablaze the Rest House at Chawalgam etc. ; and

2. Whereas, in this connection, a case FIR No. 208/2016 under sections 147, 148, 149, 336, 436, 307 RPC, 3 (2) PPD Act, 3 PSS Act, 13 ULA (P) Act, 1967 came to be registered in Police Station, Kulgam ; and

3. Whereas, during the course of investigation, a site plan was prepared and statements of witnesses were recorded under the relevant sections of law and placed on record. Further, samples of gutted charcoal were seized as pieces of evidence and sent to FSL for chemical examination and report thereof was obtained and placed on record. The evaluation certificate of the damage caused due to fire to the building (Rest House) was obtained from the concerned authority and made part of the file ; and

4. Whereas, investigation conducted and statements of witnesses were recorded under sections 161, 164-A has, prima facie, established the involvement of six accused persons namely (1) Adil Ahmad Chopan @ Allie S/o Mohamad Yousuf Allie adopted Son of Fayaz Ahmad Chopan R/o Dhamhal A/P Chawalgam, (2) Arshid Ashraf Bhat S/o Mohamad Ashraf Bhat R/o Panawah, Kulgam, (3) Aijaz Ahmad Bhat S/o Ghulam Mohammad Bhat R/o Panawah, Kulgam, (4) Suhail Ahmad Naiku S/o Mohammad Yousuf Naiku R/o Check Matribugh, (5) Subaib Ahmad Mir @ Sartaj Ahmad Mir S/o Sabzar Ahmad Mir R/o Hariwath and (6) Asim Ahmad Mir S/o Bashir Ahmad Sheikh R/o Chawalgam for the commission of crime and accordingly the case was closed as challan under sections 147, 148, 149, 336, 436, 307 RPC, 3 (2) PPD Act, 3 PSS Act, 13 ULA (P) against the accused persons involved in the case ; and

5. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons for the commission of offences punishable under section 13 of the Unlawful Activities (Prevention) Act, 1967 ; and

6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provision of law.

7. Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused mentioned below for the commission of offences punishable under section 13 of the Unlawful Activities (Prevention) Act, arising out of FIR No. 208/2016 in Police Station, Kulgam :—

1. Adil Ahmad Chopan @ Allie S/o Mohamad Yousuf Allie adopted Son of Fayaz Ahmad Chopan R/o Dhamhal A/P Chawalgam.
2. Arshid Ashraf Bhat S/o Mohamad Ashraf Bhat R/o Panawah, Kulgam.
3. Aijaz Ahmad Bhat S/o Ghulam Mohammad Bhat R/o Panawah, Kulgam.
4. Suhail Ahmad Naiku S/o Mohammad Yousuf Naiku R/o Check Matribugh.
5. Suhaib Ahmad Mir @ Sartaj Ahmad Mir S/o Sabzar Ahmad Mir R/o Hariwath.
6. Asim Ahmad Sheikh S/o Bashir Ahmad Sheikh R/o Chawalgam.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,  
Home Department.